



CITY OF HAMILTON
HEALTHY AND SAFE COMMUNITIES DEPARTMENT
Recreation Division

TO:	Chair and Members Emergency and Community Services Committee
COMMITTEE DATE:	January 13, 2022
SUBJECT/REPORT NO:	Hamilton-Wentworth District School Board and City of Hamilton Reciprocal Use Agreement (HSC22002) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Dawn Walton (905) 546-2424 Ext. 4755
SUBMITTED BY:	Chris Herstek Director, Recreation Division Healthy and Safe Communities Department
SIGNATURE:	

RECOMMENDATION

- (a) That the City of Hamilton enter into a new Reciprocal Use Agreement with the Hamilton-Wentworth District School Board with essential terms and conditions as listed in Appendix "A" to Report HSC22002; and,
- (b) That the General Manager of the Healthy and Safe Communities Department be authorized and directed to execute the Reciprocal Use Agreement, together with any renewals of the Agreement and all necessary documents to implement subsection (a) above, in a form satisfactory to the City Solicitor.

EXECUTIVE SUMMARY

The City of Hamilton has had a long-standing Reciprocal Use Agreement with the Hamilton-Wentworth District School Board (HWDSB) which authorizes the utilization of gymnasiums within HWDSB schools in exchange for the use of City operated pools, arenas and sports fields.

There are provisions in the agreement regarding requests for use of facilities, rates governing use for means of equitable valuation, reconciliation process and booking terms. Entering into a new Reciprocal Use Agreement allows the City to continue to use

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

school gymnasiums for recreation program delivery and the HWDSB to use pools and arenas for curriculum-based programs at no direct cost.

Alternatives for Consideration –Not Applicable

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: There are no direct costs to the City provided the reconciliation of reciprocal hours is completed as prescribed in the Agreement.

Staffing: N/A

Legal: Legal Services will assist with the preparation of a Reciprocal Use Agreement with HWDSB in a form satisfactory to the City Solicitor.

HISTORICAL BACKGROUND

The City and the HWDSB have been continuously engaged in reciprocal use of facilities for over 40 years. In 2004, the provincial government announced additional funding would be made available to Ontario school boards to help offset costs associated with the community use of schools. Boards were required to have a Reciprocal Use Agreement with the municipality in order to qualify for this funding.

The Reciprocal Use Agreement allows the City to book the HWDSB's gymnasia, calculated at a community hourly (non-subsidized) rate, and allows the HWDSB to book City pools, ice surfaces, fields, and diamonds for hourly (non-subsidized) rates, as established annually by City Council through the City's By-Law 20-046 to Establish Certain User Fees and Charges. These rates will be dependent upon the time of day (prime and non-prime), category of facility (determined by amenities available, quality, size, etc.), and may require payment of additional staffing fees, as outlined in the Agreement. If either the City or the HWDSB exceed the reciprocal dollar value, this difference shall be reconciled annually.

The current agreement had an expiry date of August 31, 2009. An extension letter was issued July 23, 2008 requesting an extension of the 2006-2009 Reciprocal Use Agreement while a joint review between both parties could take place. Both parties have continued to provide reciprocal use to one another under the terms of the 2006-2009 Reciprocal Use Agreement.

The City and HWDSB have met and wish to enter into a new Reciprocal Use Agreement for an additional five year term, commencing on June 1, 2021 and terminating on May 31, 2026, with the option of three renewal terms of five years each,

with the fourth ending on May 31, 2041. Any such renewal shall be on such terms and conditions, including rates, as agreed upon by the Parties.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

In 2004, the provincial government announced additional funding would be made available to Ontario school boards to help offset costs associated with the community use of schools. Boards were required to have a Reciprocal Use Agreement with the municipality in order to qualify for this funding.

RELEVANT CONSULTATION

Legal Services has assisted in the draft and review of the Reciprocal Use Agreement.

HWDSB has worked collaboratively with the Recreation Division to determine the essential terms of the draft Reciprocal Use Agreement.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

The Reciprocal Use Agreement allows the City to use the HWDSB's gymnasiums at no cost, provided that the agreed upon annual booking value is not exceeded. A new Reciprocal Use Agreement will ensure continued community access to schools, HWDSB student access to City facilities such as arenas, pools, and fields, thus positively impacting the quality of life for the citizens of Hamilton.

ALTERNATIVES FOR CONSIDERATION

None

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Community Engagement and Participation

Hamilton has an open, transparent and accessible approach to City government that engages with and empowers all citizens to be involved in their community.

Healthy and Safe Communities

Hamilton is a safe and supportive City where people are active, healthy, and have a high quality of life.

Built Environment and Infrastructure

Hamilton is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.

Our People and Performance

Hamiltonians have a high level of trust and confidence in their City government.

APPENDICES AND SCHEDULES ATTACHED

Appendix "A" to Report HSC22002: Reciprocal Use Agreement Proposed Terms