



Hamilton

**ADVISORY COMMITTEE FOR PERSONS WITH
DISABILITIES**

REPORT 22-006

4:00 p.m.

Tuesday, May 24, 2022

**Due to COVID-19 and the Closure of City Hall,
this meeting was held virtually.**

Present: A. Mallett (Chair), J. Kemp (Vice-Chair)
S. Aaron, J. Cardno, L. Dingman, A. Frisina,
L. Janosi, P. Kilburn, T. Manzuk, C. McBride,
M. McNeil, K. Nolan, T. Nolan

Absent

with Regrets: Mayor F. Eisenberger, P. Cameron,
M. Dent, T. Murphy, R. Semkow

Chair Mallett called the meeting to order and recognized that the Committee is meeting on the traditional territories of the Erie, Neutral, HuronWendat, Haudenosaunee and Mississaugas. This land is covered by the Dish with One Spoon Wampum Belt Covenant, which was an agreement between the Haudenosaunee and Anishinaabek to share and care for the resources around the Great Lakes. It was

further acknowledged that this land is covered by the Between the Lakes Purchase, 1792, between the Crown and the Mississaugas of the Credit First Nation. The City of Hamilton is home to many Indigenous people from across Turtle Island (North America) and it was recognized that we must do more to learn about the rich history of this land so that we can better understand our roles as residents, neighbours, partners and caretakers.

**THE ADVISORY COMMITTEE FOR PERSONS WITH
DISABILITIES PRESENTS REPORT 22-006 AND
RESPECTFULLY RECOMMENDS:**

**1. Resignation of Paula Kilburn from the Outreach
Working Group of the Advisory Committee for
Persons with Disabilities (Item 7.3)**

That the resignation of Paula Kilburn from the Outreach Working Group of the Advisory Committee for Persons with Disabilities, be received.

**2. Resignation of Kim Nolan from the Transportation
Working Group of the Advisory Committee for
Persons with Disabilities (Item 7.4)**

That the resignation of Kim Nolan from the Transportation Working Group of the Advisory Committee for Persons with Disabilities, be received.

3. Resignation of Paula Kilburn from the Strategic Planning Working Group of the Advisory Committee for Persons with Disabilities (Item 7.5)

That the resignation of Paula Kilburn from the Strategic Planning Working Group of the Advisory Committee for Persons with Disabilities, be received.

4. Reimbursement for the Purchase of Plants as Get-Well Gifts (Item 11.1)

That reimbursement to Aznive Mallett, in the amount of \$37.26, including HST, for the purchase of plants from House of Flowers in Ancaster as get-well gifts for two members of the Advisory Committee for Persons with Disabilities, be approved.

That a plant be purchased for Patty Cameron on behalf of the Advisory Committee for Persons with Disabilities to express the Committee's condolences on her loss.

5. Policies and Procedures to Rescue and Safely Transport Stranded Pedestrians and their Mobility Devices (Item 11.2)

WHEREAS, there have been an alarming increase in encounters between pedestrians and vehicles in recent months;

WHEREAS, persons with disabilities, especially those who use mobility devices, are particularly vulnerable as pedestrians;

WHEREAS, persons who use mobility devices are susceptible to having their devices malfunction, stranding them in precarious traffic situations; and

WHEREAS, the Advisory Committee for Persons with Disability (ACPD), have advised stakeholders including the Police Service, Fire Department, Paramedic Service, Hamilton Street Railway (HSR), Disabled and Aged Regional Transportation Service (DARTS), Taxicab Companies and Mobility Device Repair Contractors of the need for a coordinated rescue plan in the City of Hamilton for persons who experience an incapacitated mobility device.

THEREFORE, BE IT RESOLVED:

That staff be directed to investigate developing policies and procedures to rescue and safely transport stranded pedestrians and their mobility devices to an appropriate secure location.

6. **Advisory Committee for Persons with Disabilities
Guidance to Hamilton BIA Communities on How
to Make Outdoor Dining Locations Fully
Accessible (Item 11.3) (*REVISED*)**

WHEREAS, Council approved the Permanent Program for Temporary (seasonal) Outdoor dining Patios in the City of Hamilton, effective in 2022;

WHEREAS, the Temporary Outdoor dining Patios Program was made permanent by City Council in spite of the concern of the Advisory Committee for Persons with Disabilities (ACPD) that there were no specific provisions or obligations for outdoor dining facilities to be accessible and no prohibition to occupying pedestrian pathways; and

WHEREAS, there are opportunities to help make outdoor dining facilities accessible through consultation with the ACPD and its Accessible Outdoor Spaces and Parklands Working Group.

THEREFORE, BE IT RESOLVED:

That the Advisory Committee for Persons with Disabilities (ACPD), in collaboration with the ACPD Outreach Working Group, work with staff to develop print materials, ***to come back to ACPD for approval***, for dissemination to Hamilton BIA communities to provide guidance on how to ensure outdoor dining is fully accessible including space, facilities, amenities and services; and

That the Hamilton BIA communities be advised that the ACPD and its Accessible Outdoor Spaces and Parklands Working Group are available to

establishments that have outdoor dining facilities should they require advice or guidance on how to make their outdoor dining locations fully accessible including their space, facilities, amenities and services.

7. Correspondence to the General Issues Committee Respecting Homeless Encampments (Item 11.4)

That the correspondence to the General Issues Committee from the Advisory Committee for Persons with Disabilities respecting Homeless Encampments attached as Appendix “A”, be approved.

8. Invitation to Dr. Lovaye Kajiura, McMaster IMPACT Initiative, to Attend a Future Meeting of the Advisory Committee for Persons with Disabilities (Item 11.5)

WHEREAS, the McMaster IMPACT Initiative is an interdisciplinary collaboration that engages students and volunteer clients in a learning process whereby students come together to understand, appreciate and address challenges experienced by our aging population and people living with disabilities; and

WHEREAS, Dr. Lovaye Kajiura is one of the co-leaders of the McMaster IMPACT Initiative.

THEREFORE, BE IT RESOLVED:

That Dr. Lovaye Kajiura be invited to attend a future meeting of the Advisory Committee for Persons with Disabilities to present respecting the McMaster IMPACT Initiative.

9. Invitation to the Director of Transit, City of Hamilton, to Attend a Future Meeting of the Advisory Committee for Persons with Disabilities (Item 11.6) (*REVISED*)

WHEREAS, the Advisory Committee for Persons with Disabilities will benefit from meeting with the City of Hamilton's Director of Transit to discuss topics of interest to the Advisory Committee for Persons with Disabilities related to Transit Services;

THEREFORE, BE IT RESOLVED:

That the City of Hamilton's Director of Transit be invited to attend a future regular or special meeting of the Advisory Committee for Persons with Disabilities to discuss topics of interest to the Committee related to Transit Services.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

The Committee Clerk advised of the following changes to the agenda:

General Issues Committee – June 15, 2022

5. COMMUNICATIONS

- 5.1 Correspondence from Andrea Michaluk respecting deafness and discrimination
- 5.2 Correspondence from Sophie Geffros respecting Resignation from the Advisory Committee for Persons with Disabilities

12. NOTICES OF MOTION

- 12.1 Operation of Vehicles in Public Parks and Green Spaces

The agenda for the May 24, 2022 meeting of the Advisory Committee for Persons with Disabilities, was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES (Item 4)

(i) April 12, 2022 (Item 4.1)

The minutes of the April 12, 2022 meeting of the Advisory Committee for Persons with Disabilities, were approved, as presented.

(d) COMMUNICATIONS (Item 5)

(i) Correspondence from Andrea Michaluk respecting deafness and discrimination (Item 5.1)

The correspondence from Andrea Michaluk respecting deafness and discrimination, was received.

The motion was ***amended*** by adding recommendation (b), to read as follows:

(b) That staff be directed to work with Andrea Michaluk to determine what the City can undertake to address her concerns and report back to the Advisory Committee for Persons with Disabilities.

Main Motion, ***as Amended***, to read as follows:

(a) The correspondence from Andrea Michaluk respecting deafness and discrimination, was received; and

(b) Staff were directed to work with Andrea Michaluk to determine what the City can undertake to address her concerns and report back to the Advisory Committee for Persons with Disabilities.

**(ii) Correspondence from Sophie Geffros
respecting Resignation from the Advisory
Committee for Persons with Disabilities (Item
5.2)**

The correspondence from Sophie Geffros
respecting resignation from the Advisory
Committee for Persons with Disabilities, was
received.

Having received the resignation of Sophie
Geffros from the Advisory Committee for Persons
with Disabilities, the membership number of the
Committee was adjusted accordingly to obtain
quorum.

Staff were directed to send a letter to Sophie
Geffros to thank her for her time volunteering with
the Advisory Committee for Persons with
Disabilities and to wish her well in the future.

(e) CONSENT ITEMS (Item 7)

**(i) Built Environment Working Group Update
(Item 7.1)**

**(a) Built Environment Working Group
Meeting Notes:**

(1) February 2, 2022 (Item 7.1 (a))

(2) April 5, 2022 (Item 7.1 (b))

The Built Environment Working Group Meeting Notes of February 2, 2022 and April 5, 2022, were received.

**(ii) Housing Issues Working Group Update
(Item 7.2)**

**(1) Housing Issues Working Group Meeting
Notes – March 15, 2022 (Item 7.2 (a))**

The Housing Issues Working Group Meeting Notes of March 15, 2022, were received.

(iii) Outreach Working Group Update (Item 7.3)

**(1) Update respecting the Ability First
Accessibility Event – October 5, 2022
(Item 7.3 (a))**

The update respecting the Ability First Accessibility Event – October 5, 2022, from the Outreach Working Group, was received.

**(iv) Transportation Working Group Update (Item
7.4)**

**(1) Transportation Working Group Meeting
Notes – April 26, 2022 (Item 7.4 (a))**

General Issues Committee – June 15, 2022

The Transportation Working Group Meeting Notes of April 26, 2022, were received.

(v) Strategic Planning Working Group Update (Item 7.5)

(a) Strategic Planning Working Group Meeting Notes:

- (1) February 10, 2022 (Item 7.5 (a))**
- (2) March 3, 2022 (Item 7.5 (b))**
- (3) March 16, 2022 (Item 7.5 (c))**
- (4) April 7, 2022 (Item 7.5 (d))**

The Strategic Planning Working Group Meeting Notes of February 10, 2022, March 3, 2022, March 16, 2022 and April 7, 2022, were received.

(vi) Accessible Open Spaces and Parklands Working Group Update (Item 7.6)

(a) Accessible Open Spaces and Parklands Working Group Meeting Notes:

- (1) February 23, 2022 (Item 7.6 (a))**
- (2) March 23, 2022 (Item 7.6) (b))**

The Accessible Open Spaces and Parklands Working Group Meeting Notes of February 23, 2022 and March 23, 2022, were received.

(3) April 27, 2022 (Item 7.6) (c))

The Accessible Open Spaces and Parklands Working Group Meeting Notes of April 27, 2022, were received.

(f) PRESENTATIONS (Item 8)

(i) Presentation by Sherry Caldwell, Ontario Disability Coalition (Item 8.1)

Sherry Caldwell, Ontario Disability Coalition provided the Committee with a presentation respecting the Ontario Disability Coalition, with aid of a PowerPoint presentation.

The presentation by Sherry Caldwell, Ontario Disability Coalition respecting the Ontario Disability Coalition, was received.

(g) MOTIONS (Item 11)

(i) Reimbursement for the Purchase of Plants as Get-Well Gifts (Item 11.1)

A. Mallett relinquished the Chair to J. Kemp in order to introduce a Motion respecting reimbursement for the purchase of plants as get-well gifts.

For disposition of this matter, refer to Item 4.

A. Mallett assumed the Chair.

(ii) Invitation to Dr. Lovaye Kajiura, McMaster IMPACT Initiative, to Attend a Future Meeting of the Advisory Committee for Persons with Disabilities (Item 11.5)

A. Mallett relinquished the Chair to J. Kemp in order to introduce a Motion respecting an invitation to Dr. Lovaye Kajiura, McMaster IMPACT Initiative, to attend a future meeting of the Advisory Committee for Persons with Disabilities.

For disposition of this matter, refer to Item 8.

(iii) Invitation to the Director of Transit, City of Hamilton, to Attend a Future Meeting of the Advisory Committee for Persons with Disabilities (Item 11.6)

A. Mallett introduced a Motion respecting an invitation to the Director of Transit, City of

Hamilton, to Attend a Future Meeting of the
Advisory Committee for Persons with Disabilities.

For disposition of this matter, refer to Item 9.

A. Mallett assumed the Chair.

(h) NOTICES OF MOTION (Item 12)

**(i) Operation of Vehicles in Public Parks and
Green Spaces (Item 12.1)**

J. Cardno introduced the following Notice of
Motion:

WHEREAS, parks and green spaces have been
recognized as valuable, contributing to the good
health of City residents and as a result of the
COVID-19 Pandemic, use of these spaces has
increased;

WHEREAS, any vehicular traffic moving through
a park not only reduces such benefits but
presents a threat that is unexpected in a park,
particularly for those with disabilities and using
mobility devices;

WHEREAS, invisible disabilities are not easily
identified and operators of vehicles may not be
sensitive to related fear and anxiety that results

when an unexpected vehicle suddenly comes near;

WHEREAS, the public in vehicles may mistake hard surface paths as roadways because of other vehicles or evidence of vehicle use and will enter and travel at speed presenting a very real danger to park users and especially those unable to move quickly out of the way due to mobility or disability limitations; and

WHEREAS, City staff should receive sensitivity and awareness training regarding those with disabilities as part of customer service when dealing with the public, particularly for new and seasonal staff.

THEREFORE, BE IT RESOLVED:

1. That staff be directed to review policies and procedures regarding vehicle traffic and presence of vehicles throughout parks and green spaces and recommend actions to keep the presence and operation of vehicles in parks and green spaces to a minimum, as follows;
 - (i) Ensure the use of public roads rather than park pathways unless it is an emergency; and

(ii) Ensure that pathways are not easily accessible to vehicles and that the use of barriers to limit vehicles does not restrict or inhibit the use of mobility devices.

2. That staff be directed to provide regular sensitivity and awareness training for staff as part of customer service when dealing with the public, including new and seasonal staff, to include awareness of the benefits parks and green spaces offer and ways to decrease any activity that interferes with those benefits.

(i) GENERAL ISSUES / OTHER BUSINESS (Item 13)

(i) Accessibility Complaints to the City of Hamilton (Item 13.1)

No update.

(ii) *Accessibility for Ontarians with Disabilities Act, 2005 (AODA) Update* (Item 13.2)

No update.

(iii) Presenters List for the Advisory Committee for Persons with Disabilities (Item 13.3)

**(a) Invitation to The Honourable David Onley,
former Lieutenant Governor of Ontario**

That the Advisory Committee for Persons with Disabilities request that the City fund the \$5,000 plus HST speaking engagement fee for The Honourable David Onley, former Lieutenant Governor of Ontario.

The above motion was DEFEATED.

**(b) Invitation to Sherry Caldwell of the
Ontario Disability Coalition**

(a) The Invitation to Sherry Caldwell of the Ontario Disability Coalition was considered complete and removed from the Speakers List as this was addressed as Item 8.1 at today's meeting; and

(b) The updates to the Speaker's List, were received.

**(iv) Donation in Memory of Christopher Cutler
(Item 13.4)**

This Item was referred to the Strategic Planning Working Group.

(j) ADJOURNMENT (Item 15)

There being no further business, the Advisory Committee for Persons with Disabilities, was adjourned at 6:13 p.m.

Respectfully submitted,

Aznive Mallett, Chair
Advisory Committee for
Persons with Disabilities

Carrie McIntosh
Legislative Coordinator
Office of the City Clerk