



GENERAL ISSUES COMMITTEE REPORT 22-006

9:30 a.m.

Wednesday, March 23, 2022

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

Present: Mayor F. Eisenberger, Deputy Mayor J. Farr (Chair)
Councillors M. Wilson, N. Nann, S. Merulla, R. Powers, T. Jackson,
E. Pauls, J. P. Danko, B. Clark, M. Pearson, B. Johnson, L. Ferguson,
A. VanderBeek, J. Partridge

Absent: Councillor T. Whitehead – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 22-006, AND RESPECTFULLY RECOMMENDS:

**1. Locke Street Business Improvement Area (BIA) Revised Board of
Management (PED22065) (Ward 1) (Item 7.1)**

That the following individual be appointed to the Locke Street Business
Improvement Area (BIA) Board of Management:

- (a) Dao Ngyuen

**2. Proposed City of Hamilton Watershed Action Plan (PW19008(o)) (City Wide)
(Item 8.2)**

That Report PW19008(o), respecting the Proposed City of Hamilton Watershed
Action Plan, be received.

**3. The Security of the City's Property and Personnel (PW22016) (City Wide)
(Item 8.3)**

- (a) That the Corporate Security Office be directed to provide Council Security
Orientation Training to all elected Members of Council, their administration
staff and other City staff members, as may be appropriate, at the start of a

new Council term and at any other time, as may be requested throughout the term of Council;

- (b) That the one-time cost of the Training Program (software and materials) estimated at \$50,000 be funded from the previously approved Capital Account PID #3722241805 - Facilities Security Program 2022;
- (c) That the Corporate Security Office be authorized and responsible to procure and coordinate 3rd party services to provide personal environment Security Risk Assessments for Elected Members of Council (and Senior Staff on a case by case basis), if voluntarily requested to do so (once per term of Council);
- (d) That the ongoing costs of the Security Risk Assessments, as identified in Recommendation (c), estimated at \$5,000 per assessment be funded from the Capital Account PID #3722241805 - Facilities Security Program 2022 and further, with an estimated \$105,000 to be referred to the 2023 Capital Budget process for consideration;
- (e) That subsequent to completion of the Security Risk Assessment, elected Members of Council (and Senior Staff on a case by case basis) may voluntarily choose to implement some or all of the Security Risk Assessment recommendations and, upon completion of the work, will be entitled to reimbursement for the associated actual costs up to a maximum of \$8,000 (plus HST) once per Council term, with such expenses to be deemed as a taxable benefit;
- (f) That a one-time estimated amount of \$168,000 be referred to the 2023 Capital Budget to cover costs of implementing recommendation (e), and that any new Council costs incurred in 2022 be funded from Capital Account PID #3722241805 - Facilities Security Program 2022;
- (g) That for any security implementation requiring 3rd party monthly monitoring, the City of Hamilton will reimburse the Elected Official (Senior Staff on a case by case basis) for the actual cost up to a maximum of \$100 monthly (plus HST), as a taxable benefit with such costs to be funded from the Elected Official's (Senior Staff's) applicable expense budgets, with reimbursements to be applicable only during elected status (or employed status for Senior Staff);
- (h) That the annual operating impacts of \$53,000 be absorbed in the 2022 Public Works Department Tax Supported Operating Budget, and incorporated in the 2023 Public Works Department Tax Supported Operating Budget, and,

- (i) That an additional 0.5 FTE be approved to coordinate and manage the ongoing requirements of the recommendations associated with the the security of the City's property and personnel.

4. Light Rail Transit (LRT) Agreements Update (PED21176(a)) (City Wide) (Item 8.4)

- (a) That the City Manager be authorized and directed to execute the Communications Protocol for the Hamilton Light Rail Transit (LRT) project, attached as Appendix "A" to Report 22-006. as a Schedule to the Hamilton LRT Memorandum of Understanding;
- (b) That the City Manager be given delegated authority to negotiate and execute a protocol respecting property interests to and from the City of Hamilton and any ancillary documents, in accordance with key terms set out in the Protocol respecting Property Interests to and from the City of Hamilton term sheet, attached as Appendix "B" to Report 22-006, in a form satisfactory to the City Solicitor, as a Schedule to the Hamilton LRT Memorandum of Understanding; and,
- (c) That the City Manager be given delegated authority to negotiate and execute a Governance Terms of Reference and any ancillary documents in accordance with the City of Hamilton and Metrolinx Governance Framework, attached as Appendix "C" to Report 22-006, in a form satisfactory to the City Solicitor, as a Schedule to the Hamilton LRT Memorandum of Understanding.

5. Barton Village Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2022 (PED22041) (Ward 3) (Item 10.1)

- (a) That the 2022 Operating Budget for the Barton Village Business Improvement Area (BIA), attached as Appendix "D" to Report 22-006, in the amount of \$155,978, be approved;
- (b) That the levy portion of the Operating Budget for the Barton Village Business Improvement Area in the amount of \$75,000, be approved;
- (c) That the General Manager of the Finance and Corporate Services Department be authorized and directed to prepare the requisite By-law, pursuant to Section 208, *Ontario Municipal Act*, 2001, as amended, to levy the 2022 Operating Budget for the Barton Village Business Improvement Area; and,

- (d) That the following schedule of payments for 2022 Operating Budget for the Barton Village Business Improvement Area be approved:

(i)	March	\$37,500
(ii)	June	\$37,500

6. Locke Street Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2022 (PED22042) (Ward 1) (Item 10.2)

- (a) That the 2022 Operating Budget for the Locke Street Business Improvement Area (BIA), attached as Appendix “D” to Report 22-006, in the amount of \$92,500, be approved;
- (b) That the levy portion of the Operating Budget for the Locke Street Business Improvement Area in the amount of \$34,500, be approved;
- (c) That the General Manager of the Finance and Corporate Services Department be authorized and directed to prepare the requisite By-law, pursuant to Section 208, *Ontario Municipal Act*, 2001, as amended, to levy the 2022 Operating Budget for the Locke Street Business Improvement Area;
- (d) That the following schedule of payments for 2022 Operating Budget for the Locke Street Business Improvement Area be approved:
- | | | |
|------|-------|----------|
| (i) | March | \$17,250 |
| (ii) | June | \$17,250 |

7. Advisory Committee for Persons with Disabilities Report 22-002, February 8, 2022 (Item 10.3)

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

That Tim Nolan be appointed to the Strategic Planning Working Group of the Advisory Committee for Persons with Disabilities for the remainder of the 2018 – 2022 Term of Council.

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

That Aznive Mallett be appointed to the Accessible Open Spaces and Parklands Working Group of the Advisory Committee for Persons with Disabilities for the remainder of the 2018 – 2022 Term of Council.

(c) Temporary Outdoor Patio Program (Item 8.1)

That Tim Nolan be authorized to delegate with James Kemp at a meeting of the Planning Committee on behalf of the Advisory Committee for Persons with Disabilities to consult respecting accessibility issues related to the Outdoor Dining Districts Program.

(d) Invitation to the Crisis Outreach and Support Team (COAST) to attend a future meeting of the Advisory Committee for Persons with Disabilities (Item 11.1)

WHEREAS, the Crisis Outreach and Support Team (COAST) is a partnership between Mental Health Workers at St. Joseph's Healthcare Hamilton and specially-trained officers of the Hamilton Police Service to serve residents of the City of Hamilton who have serious mental health issues and who are in crisis;

THEREFORE, BE IT RESOLVED:

That a representative from the Crisis Outreach and Support Team (COAST) be invited to attend a future meeting of the Advisory Committee for Persons with Disabilities to discuss the services that they provide to those with mental health issues and who are in crisis.

(e) Invitation to The Honourable David Onley, former Lieutenant Governor of Ontario, to attend a future meeting of the Advisory Committee for Persons with Disabilities (Item 11.2)

WHEREAS, as Ontario's first Lieutenant Governor with a physical disability, the Honorable David Onley adopted accessibility as the overarching theme of his mandate, defining accessibility as "that which enables people to achieve their full potential", believing that true accessibility occurs when disabled people can fully participate in the social, cultural, and economic life in Ontario; and,

WHEREAS, the COVID-19 Pandemic has dramatically impaired the independence of people with disabilities;

THEREFORE, BE IT RESOLVED:

That the Honourable David Onley, former Lieutenant Governor of Ontario, be invited to attend a future meeting of the Advisory Committee for Persons with Disabilities to present his views on a "Post-Pandemic World".

(f) Invitation to Sherry Caldwell of the Ontario Disability Coalition to attend a future meeting of the Advisory Committee for Persons with Disabilities (Item 11.3)

WHEREAS, the Ontario Disability Coalition is a grassroots coalition established to be the voice of parents, caregivers, health service professionals and disabled individuals with the primary goal to advocate for health care services that a person needs to find their way towards achieving as normal a life as possible.

THEREFORE, BE IT RESOLVED:

That Sherry Caldwell of the Ontario Disability Coalition be invited to attend a future meeting of the Advisory Committee for Persons with Disabilities to present respecting issues that are negatively impacting independence and healthy life for persons with disabilities.

(g) Invitation to Sara Mayo, Geographical Information Systems Specialist, Social Planning & Research Council of Hamilton, to attend a future meeting of the Advisory Committee for Persons with Disabilities (Item 11.4)

WHEREAS, the Social Planning & Research Council of Hamilton is a non-profit organization with a goal “To improve the quality of life for everyone in Hamilton through research, community development, community engagement, and system and service planning”;

WHEREAS, it is recognized that a large proportion of individuals with disabilities in the City, live near or under the poverty line and evidence has demonstrated significant lifestyle differences across the municipality;

WHEREAS, municipal infrastructure overlaps with the Social Determinants of Health (SDoH) and the related issues of accessibility, equity and inclusion and are key elements that foster good lifestyles and opportunities for residents; and,

WHEREAS, a better understanding of how those with disabilities are impacted by not only limitations of health but limitations due to poverty, would better inform future ACPD work;

THEREFORE, BE IT RESOLVED:

That Sara Mayo, Geographical Information Systems Specialist, Social Planning & Research Council of Hamilton, be invited to attend a future meeting of the Advisory Committee for Persons with Disabilities to discuss

findings of the relationship between poverty and disability across the City of Hamilton.

(h) Invitation to Rich Padulo, Founder of Treat Accessibly, to Attend the Advisory Committee for Persons with Disabilities (Item 11.5)

WHEREAS, Rich Padulo founded Treat Accessibly in 2017 to remove barriers for children with disabilities during Halloween;

WHEREAS, the Treat Accessibly campaign has expanded to municipalities including Toronto, Brampton, Mississauga, Vaughan and Caledon; and,

WHEREAS, the Advisory Committee for Persons with Disabilities is interested in investigating the expansion of the Treat Accessibly campaign to the City of Hamilton;

THEREFORE, BE IT RESOLVED:

That Rich Padulo, Founder of Treat Accessibly, be invited to attend a future meeting of the Advisory Committee for Persons with Disabilities to discuss the Treat Accessibly campaign.

(i) Advisory Committee for Persons with Disabilities' Request for Council to Establish an Accessibility Award Program (Item 11.6)

WHEREAS, municipalities including the Cities of Kingston, Toronto and Brampton recognize individuals, businesses and organizations who champion accessibility with a formal Accessibility Award; and,

WHEREAS, an Accessibility Awards Program will serve to promote and encourage individuals, businesses and organizations to make improvements to the inclusion and accessibility of Hamilton and highlight their actions as an example to others;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to review options and criteria for establishing an Accessibility Award Program for City of Hamilton individuals, businesses and organizations that have made significant contribution beyond legislative requirements, towards improving access for persons with disabilities in Hamilton, and report back to the General Issues Committee; and,

- (b) That representation from the Advisory Committee for Persons with Disabilities be included in the development of the eligibility and award criteria as well as the selection process for the Accessibility Award Program.

(j) Advisory Committee for Persons with Disabilities' Request for Review of the Accessible Transportation Service and the Disabled and Aged Regional Transportation Service Policy Respecting Driver Assistance to Passengers who use a Bundle Buggy (Item 11.7)

WHEREAS, passengers of the Disabled and Aged Regional Transportation Service (DARTS) are persons with disabilities and may not have the ability to utilize public transit or have the finances to use a taxi service;

WHEREAS, a person with a disability may not have or want a companion to provide assistance or wishes to be independent and be able to shop when they wish to;

WHEREAS, accessible transportation services have an obligation to provide services that accommodate the disabilities of their passengers, which may necessitate assistance, to allow persons with disabilities to participate within the community as would all individuals, regardless of ability; and,

WHEREAS, all people need to shop, purchase and transport their purchases to their place of destination.

THEREFORE, BE IT RESOLVED:

That staff be directed to review the Accessible Transportation Services and the Disabled and Aged Regional Transportation Service policy to allow DARTS drivers to assist passengers who use a bundle buggy to safely load on and off the Accessible Transportation vehicle, and report back to the Public Works Committee.

(k) Advisory Committee for Persons with Disabilities' Request respecting Accessible Transport related to the City's Accessible Taxicab Financial Incentive Program and Accessible Taxicab Operators in Hamilton (Item 11.8)

WHEREAS, to increase reliable on-demand transport above and beyond that provided by Disabled and Aged Regional Transportation Service (DARTS), the Accessible Taxicab Financial Incentive (ATFI) Program was

initiated by the City of Hamilton in 2018, providing an additional \$5 for every trip and intending to decrease excessive wait times and no shows of Accessible Taxicabs by incentivizing the extra loading and unloading time and further travel time in between pickups;

WHEREAS, the ATFI Program initiated an audit procedure in 2019 that verified random Accessible Taxicab rides by reviewing trip camera footage with the corresponding paperwork;

WHEREAS, the 2020 audit of the ATFI Program reported decreased wait times from 1-2 hours to 10-15 minutes, a decrease of complaints and an increase in the number of Accessible Taxicabs to 40 Operators;

WHEREAS, the increase in insurance rates in 2020 impacted the Taxicab industry, making it more expensive to operate and more difficult to compete with Personal Transport Provider (PTP) Operators such as Uber and Lyft that do not have the same regulation and overhead costs, causing the removal of a large number of Taxicabs from service;

WHEREAS, the ATFI Program was temporarily suspended in March 2020 due to the COVID-19 Pandemic and was not continued until August 2021;

WHEREAS, despite the loss of the ATFI Program, the Accessible Taxicab Operators continued to provide service through the worst of the initial lockdown, which was made more difficult by the fact that the Hamilton Street Railway (HSR) was not picking up people with mobility devices unless they were accompanied;

WHEREAS, the length of the suspension of the ATFI Program as well as the uncertainty of its future viability contributed to the attrition of Accessible Taxicab Drivers as well as the service standards and there are currently no plans or discussions regarding paying the Accessible Taxicab Drivers retroactively or otherwise compensating for their efforts during the COVID-19 Pandemic;

WHEREAS, the number of Accessible Taxicabs on the road dropped from pre-pandemic levels of 40 Accessible Taxicabs to 15 in August 2021;

WHEREAS, the resumption of the ATFI Program in August 2021, served to increase Accessible Taxicab numbers to 20;

WHEREAS, this overall decrease in the number of Accessible Taxicabs has increased the wait time at rush hour from 10 to 15 minutes to approximately 1-2 hours, which does not constitute a reliable “on-demand” service;

WHEREAS, the cost of safely and legally putting a single Accessible Taxicab on the road is exorbitant, as the vehicles need to be new to allow for proper accessibility conversion and can cost upwards of \$75,000;

WHEREAS, proper training of personnel, licensing and insurance can total an estimated \$100,000, representing a significant investment that is solely the responsibility of the owner/operator. With the ATFI Program being put on hiatus for 16 months, there is no guarantee of return on investment and a \$5 per trip incentive seems to be inadequate;

WHEREAS, there are reports that PTP Operators are putting Accessible Vehicles on the road in other municipalities and charging an additional \$10 directly to the customer and the Taxicab Brokers have recently raised the suggestion of charging more for Accessible Taxicab rides. The Accessibility for Ontarians with Disabilities Act (AODA), however, clearly states that the additional cost of accessibility cannot be downloaded to the customer;

WHEREAS, the PTP Operators are not beholden to the same regulations as Taxicab Operators, as they can opt to pay \$20,000 per year in lieu of providing an accessible fleet;

WHEREAS, the Burlington Taxi Service was recently forced to stop operating due to the volatility of the Taxicab industry and should serve as a warning that the same thing could happen in the City of Hamilton;

WHEREAS, Taxicabs serve as an interim and emergency form of transport for people of all abilities and are an essential service for any municipality; and,

WHEREAS, the AODA states that all forms of transportation, including Taxicabs, should be fully accessible by 2025, should provide equivalent service and should not cost any more than regular service;

THEREFORE, BE IT RESOLVED:

That staff be directed to:

- (a) Investigate methods of revamping or improving the Accessible Taxicab Financial Incentive Program in an effort to recruit drivers and to ensure the program's sustainability in the future, and report back to the Planning Committee;
- (b) Consider the feasibility of compensation to the Accessible Taxicab Operators that provided accessible service during the lockdown

and the Accessible Taxicab Financial Incentive Program's suspension period, and report back to the Planning Committee;

- (c) Develop a pandemic contingency plan with respect to the Accessible Taxicab Financial Incentive Program's audit process to ensure continuity of service while maintaining pandemic protocols as well as the safety of the staff, and report back to the Planning Committee; and
- (d) Determine if Personal Transport Provider Operators that are providing Accessible Transport in the City are charging an additional fee for the service, if they have plans to provide accessible service in the future or if they are willing to pay a more proportionally equivalent annual fee to opt-out of the requirement to provide Accessible Transport, and report back to the Planning Committee.

(I) Advisory Committee for Persons with Disabilities 2021 Budget (Added Item 13.4)

That remaining funds from the 2021 Advisory Committee for Persons with Disabilities Budget be transferred to the Advisory Committee for Persons with Disabilities Reserve, to the maximum allowable amount.

8. Hamilton and Scourge National Historic Site Single Sourcing (PED22050) (City Wide) (Item 10.4)

That staff be directed to award a sole-source, five-year contract to ASI Group (Marine) Ltd. for the maintenance, monitoring and upgrade of radar surveillance of an exclusion zone around the Hamilton and Scourge National Historic Site shipwreck location, at a cost not to exceed \$350,000 over the life of the contract, to be funded from 720600-56202.

9. Airport Sub-Committee Report 22-001, February 24, 2022 (Item 10.5)

(a) 2022 - 2023 John C. Munro Hamilton International Airport - City of Hamilton Joint Marketing Incentives (PED22063) (City Wide) (Item 10.1)

That the City of Hamilton approve and allocate \$100K, from the Airport Joint Marketing Reserve Fund No. 112217 as the City's contribution to the 2022-2023 John C. Munro Hamilton International Airport – City of Hamilton Joint Marketing Initiatives.

(b) TradePort / City Lease Negotiation Status Update (PED19084(f)) (City Wide) (Item 14.2)

- (a) That the direction provided to staff in closed session, respecting Report PED19084(f) - the TradePort / City Lease Negotiation Status Update, be approved; and,
- (b) That Report PED19084(f), respecting the TradePort International Corporation / City Lease Negotiation Status Update and its appendices, remain confidential.

10. Entertainment Venues Municipal Capital By-Law (PED18168(h)) (Ward 2) (Item 10.6)

- (a) That the lands known as the FirstOntario Centre, located at 101 York Boulevard, Hamilton, be declared a municipal capital facility operating as a sport, recreational and entertainment complex for public use, to be exempted from taxation for municipal and school purposes;
- (b) That the lands in the known as the Hamilton Convention Centre, located at 1 Summers Lane, Hamilton, be declared a municipal capital facility operating as a convention and entertainment complex for public use, to be exempted from taxation for municipal and school purposes;
- (c) That the lands in the known as the FirstOntario Concert Hall, located at 1 Summers Lane, Hamilton, be declared a municipal capital facility operating as a concert hall and entertainment complex for public use, to be exempted from taxation for municipal and school purposes;
- (d) That the Mayor and City Clerk be authorized and directed to execute Municipal Capital Facilities Agreements, and any ancillary documents, substantially in the form attached as Appendix "A" to Report PED18168(h), with such amendments deemed reasonable and necessary to the satisfaction of the City Solicitor, effective on or prior to the lease commencement dates of the FirstOntario Centre, Hamilton Convention Centre, and FirstOntario Concert Hall;
- (e) That the By-law, attached as Appendix "B" to Report PED18168(h), to establish Municipal Capital Facility Designation for the FirstOntario Centre, be passed;
- (f) That the By-law, attached as Appendix "C" to Report PED18168(h), to establish Municipal Capital Facility Designation for the FirstOntario Concert Hall, be passed;

- (g) That the By-law, attached as Appendix "D" to Report PED18168(h), to establish Municipal Capital Facility Designation for the Hamilton Convention Centre, be passed;
- (h) That, upon approval by Council, staff be directed to give written notice of the following By-laws to the secretary of the school boards having jurisdiction, and the Municipal Property Assessment Corporation; and,
 - (i) MCF By-law – Arena
 - (ii) MCF By-law – Concert Hall
 - (iii) MCF By-law – Convention Centre
- (i) That the Clerk be directed to give written notice of the By-law approving this staff report in respect of recommendation (d) to the Minister of Finance;
- (j) That staff be directed to review what, if any, portions of the agreement between the City of Hamilton and the Hamilton Urban Precinct Group LP, with regard the lands known as the FirstOntario Centre, the Hamilton Convention Centre and the FirstOntario Concert Hall may be publicly released, and report back to the General Issues Committee; and,
- (k) That staff be directed to report back annually on the operations of the Hamilton Urban Precinct Group LP, with regard the lands known as the FirstOntario Centre, the Hamilton Convention Centre and the FirstOntario Concert Hall, and report back to the General Issues Committee.

11. Active Transportation Fund (PED22082) (City Wide) (Item 10.7)

- (a) That the projects listed in Appendix "F" attached to Report 22-006, be approved as the City of Hamilton's submission for consideration to Infrastructure Canada for the requested funding amount of \$4,631,000 for projects with a total project cost of \$7,725,000, in accordance with the terms and conditions associated with the National Active Transportation Fund;
- (b) That the Mayor and City Clerk be authorized and directed to execute all necessary documentation or ancillary documents, including Funding Agreements, to receive funding under the National Active Transportation Fund with content satisfactory to the General Manager of Finance and Corporate Services, and in a form satisfactory to the City Solicitor;
- (c) That staff be directed to prepare a supplemental report to the General Issues Committee (GIC) with the results of the project evaluations by the

Government of Canada and which provides a detailed financial plan, associated capital budgets including existing recurring Council approved budgets, and an implementation plan;

- (d) That staff be authorized and directed to implement projects contained in Appendix “F” attached to Report 22-006, upon execution of a transfer payment agreement between the City of Hamilton and Her Majesty the Queen in right of Canada, as represented by the Minister of Infrastructure and Communities for the Government of Canada to receive funding in the National Active Transportation Fund;
- (e) That the General Manager of Public Works be authorized to submit future project amendments that may be required to Infrastructure Canada and the Government of Canada provided that no amendment shall result in the City’s maximum funding share being exceeded; and,
- (f) That, where required to give effect and authorize the signing of a transfer payment agreement or amendments to the transfer payment agreement between the City of Hamilton and Her Majesty the Queen in right of Canada, as represented by the Minister of Infrastructure and Communities for the Government of Canada, to receive funding under the National Active Transportation Fund, one or more By-law(s) be prepared in the form satisfactory to the City Solicitor for consideration by Council.

12. LRT Sub-Committee (Item 11.1)

- (a) That the Terms of Reference for the LRT Sub-Committee be amended by changing the frequency of meetings from “at the call of the Chair” to “every two months (or 6 times per year)”; and,
- (b) That membership of the LRT Sub-Committee, for the balance of the 2022 term of Council (until November 14, 2022), shall consist of the Mayor and Councillors along the B-Line corridor as well as additional Councillors that represent various interests (a representative of the mountain and the rural/suburban wards), as follows:
 - (i) Mayor Fred Eisenberger (Chair, ex-officio)
 - (ii) Councillor Maureen Wilson
 - (iii) Councillor Jason Farr
 - (iv) Councillor Nrinder Nann
 - (v) Councillor Sam Merulla
 - (vi) Councillor Russ Powers
 - (vii) Councillor Lloyd Ferguson
 - (viii) Councillor J. P. Danko

13. Disposition of Agricultural Property (PED22043) (Ward 15) (Item 14.2)

- (a) That the City's property, identified in Appendix "A" attached to Report PED22043, be declared surplus for sale, in accordance with the City's Real Estate Portfolio Management Strategy Plan and the Sale of Land Policy By-law 14-204;
- (b) That an Offer to Purchase for the sale of the City's property, identified in Appendix "A" attached to Report PED22043, based substantially on the Major Terms and Conditions outlined in Appendix "B" attached to Report PED22043, and such other terms and conditions deemed appropriate by the General Manager of Planning and Economic Development Department, be approved and completed;
- (c) That the proceeds of the Disposition of City-Owned Agricultural Property be credited to Project ID Account No. 47702-3561850200;
- (d) That the Real Estate and Legal fees of \$64,450 be funded from Project ID Account No. 59806-3561850200 and credited to Dept. ID Account No. 59806-812036 (Real Estate – Admin Recovery);
- (e) That the net proceeds of the Disposition of City-Owned Agricultural Property be credited to Unallocated Capital Levy Reserve Account No. 108020 and after repayment of the temporary funding, identified in Appendix "E" to Report PW20065, to be directed to the Facilities Reserve Account No. 108039;
- (f) That the City Solicitor be authorized and directed to complete the transaction for the Disposition of City-Owned Agricultural Property, on behalf of the City, including paying any necessary expenses, amending the closing, due diligence and other dates, and amending and waiving terms and conditions on such terms deemed appropriate;
- (g) That the Mayor and City Clerk be authorized and directed to execute any and all necessary documents related to the Disposition of City-Owned Agricultural Property, in a form satisfactory to the City Solicitor; and,
- (h) That Report PED22043, respecting Disposition of Agricultural Property and its appendices, remain confidential until final completion of the property transaction.

14. City Hall and Other Facilities Security Process Review (PW22015) (City Wide) (Item 14.3)

- (a) That Reports #01 and #02, respecting the City Hall and Other Facilities Security Process Review – November 2021, authored by V2PM Security Consultant, (attached as Private & Confidential Appendices “A” and “B” attached to Report PW22015), be received;
- (b) That the Corporate Security Action Plan – March 2022 (attached as Private & Confidential Appendix “C” to Report PW22015), be approved;
- (c) That the direction provided to staff in Closed Session, respecting Report PW22015 - City Hall and Other Facilities Security Process Review, be approved;
- (d) That Report PW22015, respecting the City Hall and Other Facilities Security Process Review, including Appendices “A”, “B” and “C”, remain Confidential; and,
- (e) That the presentation provided in Closed Session, respecting Report PW22015 - City Hall and Other Facilities Security Process Review, be received.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

6. DELEGATION REQUESTS

- 6.3. Paula Kilburn, respecting Item 9 of the Advisory Committee for Persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities Request for Council to Establish an Accessibility Award Program
- 6.4. Karl Andrus, Hamilton Community Benefits Network, respecting Item 13.1 - Amendments to the Outstanding Business List - the proposed new due date for the forthcoming staff report respecting a Community Benefits Protocol Advisory Committee

This delegation request has since been withdrawn.

- 6.5. Karl Andrus, Hamilton Community Benefits Network, respecting Item 8.4 - Light Rail Transit (LRT) Agreements Update (PED21176(a))
- 6.6 James Kemp, respecting Item 9 of the Advisory Committee for Persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities Request for Council to Establish an Accessibility Award Program

The agenda for the March 23, 2022 General Issues Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)

(i) February 16, 2022 (Item 4.1)

The Minutes of the February 16, 2022 General Issues Committee meeting were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

The following delegation requests were approved to for the March 23, 2022 General Issues Committee meeting:

- (i) Kristin O'Connor, Hamilton Harbour Remedial Action Plan, respecting Item 8.2 - Proposed City of Hamilton Watershed Action Plan (PW19008(o)) (Item 6.1)
- (ii) Chris McLaughlin, Bay Area Restoration Council, respecting Item 8.2 - Proposed City of Hamilton Watershed Action Plan (PW19008(o)) (Item 6.2)
- (iii) Paula Kilburn, respecting Item 9 of the Advisory Committee for Persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities' Request for Council to Establish an Accessibility Award Program (Item 6.3)

- (iv) Karl Andrus, Hamilton Community Benefits Network, respecting Item 8.4 - Light Rail Transit (LRT) Agreements Update (PED21176(a)) (Item 6.5)
- (v) James Kemp, respecting Item 9 of the Advisory Committee for Persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities' Request for Council to Establish an Accessibility Award Program (Item 6.6)

(e) STAFF PRESENTATIONS (Item 8)

(i) COVID-19 Verbal Update (Item 8.1)

Jason Thorne, General Manager, Planning and Economic Development and Director of the Emergency Operations Centre; and, Dr. Elizabeth Richardson, Medical Officer of Health, provided the verbal update respecting COVID-19.

The verbal update respecting the COVID-19 was received.

(ii) Proposed City of Hamilton Watershed Action Plan (PW19008(o)) (City Wide) (Item 8.2)

Cari Vanderperk, Director of Watershed Management, Hamilton Water, provided the presentation respecting Report PW19008(o) – Proposed City of Hamilton Watershed Action Plan.

The presentation, respecting Report PW19008(o) – Proposed City of Hamilton Watershed Action Plan, was received.

Consideration of Report PW19008(o) – Proposed City of Hamilton Watershed Action Plan was DEFERRED until after the delegates had been heard.

For disposition of this matter, please refer to Item 2.

(iii) The Security of the City's Property and Personnel (PW22016) (City Wide) (Item 8.3)

Rom D'Angelo, Director, Energy, Fleet & Facilities Management, introduced the presentation, respecting Report PW22016 - The Security of the City's Property and Personnel, which was then continued by Delfina Duarte, Manager Facilities Planning & Business Solutions; and, Martin Dambeau, Corporate Security Specialist.

The presentation, respecting Report PW22016 - The Security of the City's Property and Personnel, was received.

- (a) Sub-section (h) to Report PW22016, respecting The Security of the City's Property and Personnel, was deleted in its entirety and replaced with the following in lieu thereof:

~~(h) — That the annual operating impacts of \$53,000 to fund an additional 0.5 FTE to coordinate and manage the ongoing requirements of these recommendations be included in the 2022 Public Works Department operating budget in the Corporate Security Office Dept ID #790017.~~

(h) That the annual operating impacts of \$53,000 be absorbed in the 2022 Public Works Department Tax Supported Operating Budget, and incorporated in the 2023 Public Works Department Tax Supported Operating Budget, and,

- (b) A new sub-section (i) was added to Report PW22016, respecting The Security of the City's Property and Personnel, to read as follows:

(i) That an additional 0.5 FTE be approved to coordinate and manage the ongoing requirements of the recommendations associated with the the security of the city's property and personnel.

For disposition of this matter, please refer to Item 3.

(iv) Light Rail Transit (LRT) Agreements Update (PED21176(a)) (City Wide) (Item 8.4)

Jason Thorne, General Manager, Planning & Economic Development will introduce the presentation respecting Report PED21176(a) - Light Rail Transit (LRT) Agreements Update, which was continued by Abdul Shaikh, Director of the LRT.

The presentation, respecting Report PED21176(a) - Light Rail Transit (LRT) Agreements Update, was received.

Consideration of Report PED21176(a) - Light Rail Transit (LRT) Agreements Update, was DEFERRED until after the delegates had been heard.

For disposition of this matter, please refer to Items 4 and 12.

(f) DELEGATIONS (Item 9)

The 5-minute speaking limit, outlined in sub-section (6), Section 5.12 – Delegations, of the Procedural By-law 21-021, as amended, was waived and the following delegations were permitted to take the appropriate time required to provide their information to Committee:

- (i) Kristin O'Connor, Hamilton Harbour Remedial Action Plan, respecting Item 8.2 - Proposed City of Hamilton Watershed Action Plan (PW19008(o)) (Item 9.1); and,
- (ii) Chris McLaughlin, Bay Area Restoration Council, respecting Item 8.2 - Proposed City of Hamilton Watershed Action Plan (PW19008(o)) (Item 9.2).

(i) Kristin O'Connor, Hamilton Harbour Remedial Action Plan, respecting Item 8.2 - Proposed City of Hamilton Watershed Action Plan (PW19008(o)) (Item 9.1)

Kristin O'Connor, Hamilton Harbour Remedial Action Plan, provided a PowerPoint presentation, respecting Item 8.2 - Proposed City of Hamilton Watershed Action Plan.

The presentation, provided by Kristin O'Connor, Hamilton Harbour Remedial Action Plan, respecting Item 8.2 - Proposed City of Hamilton Watershed Action Plan (PW19008(o)), was received.

For disposition of this matter, please refer to Item 2.

(ii) Chris McLaughlin, Bay Area Restoration Council, respecting Item 8.2 - Proposed City of Hamilton Watershed Action Plan (PW19008(o)) (Item 9.2)

Chris McLaughlin, Bay Area Restoration Council, provided a PowerPoint presentation, respecting Item 8.2 - Proposed City of Hamilton Watershed Action Plan (PW19008(o)).

The presentation provided by Chris McLaughlin, Bay Area Restoration Council, respecting Item 8.2 - Proposed City of Hamilton Watershed Action Plan (PW19008(o)), was received.

For disposition of this matter, please refer to Item 2.

- (iii) **Paula Kilburn, respecting Item 9 of the Advisory Committee for Persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities' Request for Council to Establish an Accessibility Award Program (Item 9.3)**

Paula Kilburn, addressed Committee respecting Item 9 of the Advisory Committee for Persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities' Request for Council to Establish an Accessibility Award Program.

The presentation provided by Paula Kilburn, respecting Item 9 of the Advisory Committee for Persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities' Request for Council to Establish an Accessibility Award Program, was received.

For disposition of this matter, please refer to Item 7.

- (iv) **Karl Andrus, Hamilton Community Benefits Network, respecting Item 8.4 - Light Rail Transit (LRT) Agreements Update (PED21176(a)) (Item 9.5)**

Karl Andrus, Hamilton Community Benefits Network, addressed Committee respecting Item 8.4 - Light Rail Transit (LRT) Agreements Update (PED21176(a)).

The presentation provided by Karl Andrus, Hamilton Community Benefits Network, respecting Item 8.4 - Light Rail Transit (LRT) Agreements Update (PED21176(a)), was received.

For disposition of this matter, please refer to Item 4.

- (v) **James Kemp, respecting Item 9 of the Advisory Committee for Persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities' Request for Council to Establish an Accessibility Award Program (Item 9.6)**

Mr. Kemp was unable to remain at the meeting.

The General Issues Committee recessed for one half hour until 2:00 p.m.

(g) DISCUSSION ITEMS (Item 10)

(i) Advisory Committee for Persons with Disabilities Report 22-002,
February 8, 2022 (Item 10.3)

- (a) Sub-section (a) to Item 9 of the Advisory Committee for persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities' Request for Council to Establish an Accessibility Award Program, ***was amended*** by adding the words "***That staff be directed to review options and criteria for establishing***"; and, "***and report back to the General Issues Committee***", to read as follows:

9. Advisory Committee for Persons with Disabilities'
Request for Council to Establish an Accessibility Award
Program (Item 11.6)

- (a) ***That staff be directed to review options and criteria for establishing*** an Accessibility Award Program for City of Hamilton individuals, businesses and organizations that have made significant contribution beyond legislative requirements, towards improving access for persons with disabilities in Hamilton, ***and report back to the General Issues Committee***; and
- (b) Item 10 of the Advisory Committee for persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities' Request for Review of the Accessible Transportation Service and the Disabled and Aged Regional Transportation Service Policy Respecting Driver Assistance to Passengers who use a Bundle Buggy, ***was amended*** by adding the words "***, and report back to the Public Works Committee***", to read as follows:

10. Advisory Committee for Persons with Disabilities'
Request for Review of the Accessible Transportation
Service and the Disabled and Aged Regional
Transportation Service Policy Respecting Driver
Assistance to Passengers who use a Bundle Buggy
(Item 11.7)

That staff be directed to review the Accessible Transportation Services and the Disabled and Aged Regional Transportation Service policy to allow DARTS

drivers to assist passengers who use a bundle buggy to safely load on and off the Accessible Transportation vehicle, ***and report back to the Public Works Committee.***

- (c) Sub-sections (a) through (d) to Item 11 of the Advisory Committee for persons with Disabilities Report 22-002, respecting the Advisory Committee for Persons with Disabilities Request respecting Accessible Transport related to the City's Accessible Taxicab Financial Incentive Program and Accessible Taxicab Operators in Hamilton, ***were amended***, by adding the words "***and report back to the Planning Committee***", to read as follows:

11. Advisory Committee for Persons with Disabilities Request respecting Accessible Transport related to the City's Accessible Taxicab Financial Incentive Program and Accessible Taxicab Operators in Hamilton (Item 11.8)

- (a) Investigate methods of revamping or improving the Accessible Taxicab Financial Incentive Program in an effort to recruit drivers and to ensure the program's sustainability in the future, ***and report back to the Planning Committee;***
- (b) Consider the feasibility of compensation to the Accessible Taxicab Operators that provided accessible service during the lockdown and the Accessible Taxicab Financial Incentive Program's suspension period, ***and report back to the Planning Committee;***
- (c) Develop a pandemic contingency plan with respect to the Accessible Taxicab Financial Incentive Program's audit process to ensure continuity of service while maintaining pandemic protocols as well as the safety of the staff, ***and report back to the Planning Committee;*** and,
- (d) Determine if Personal Transport Provider Operators that are providing Accessible Transport in the City are charging an additional fee for the service, if they have plans to provide accessible service in the future or if they are willing to pay a more proportionally equivalent annual fee to opt-out of the requirement to

provide Accessible Transport, ***and report back to the Planning Committee.***

For disposition of this matter, please refer to Item 7.

**(ii) Entertainment Venues Municipal Capital By-Law (PED18168(h))
(Ward 2) (Item 10.6)**

Report PED18168(h), respecting the Entertainment Venues Municipal Capital By-Law, ***was amended*** by adding new sub-sections (j) and (k), to read as follows:

- (j) That staff be directed to review what, if any, portions of the agreement between the City of Hamilton and the Hamilton Urban Precinct Group LP, with regard the lands known as the FirstOntario Centre, the Hamilton Convention Centre and the FirstOntario Concert Hall may be publicly released, and report back to the General Issues Committee; and,***
- (k) That staff be directed to report back annually on the operations of the Hamilton Urban Precinct Group LP, with regard the lands known as the FirstOntario Centre, the Hamilton Convention Centre and the FirstOntario Concert Hall, and report back to the General Issues Committee.***

For disposition of this matter, please refer to Item 10.

(h) NOTICES OF MOTION (Item 12)

Councillor N. Nann introduced the following Notice of Motion:

(i) Strategic Land Acquisition Plan Along the LRT Corridor (Item 12.1)

That staff be directed to establish a strategic land acquisition plan along the LRT corridor for the purposes of planning to deliver future municipal services, including but not limited to parks, recreation, as well as, non-profit, affordable housing and report back to the General Issues Committee.

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

(i) Amendments to the Outstanding Business List (Item 13.1)

The following amendments to the General Issues Committee's Outstanding Business List, were approved:

(i) Amendments to the Outstanding Business List (Item 13.1)

(a) Items to be Removed (Item 13.1.a.)

- (1) Airport Employment Growth District (AEGD) Wastewater Servicing Update and Capacity Allocation Policy (Addressed at the February 16, 2022 GIC as Item 8.4 - Report PED20040(a)) (Item a)
- (2) Recommendations related to the Implementation of the Municipal Accommodation Tax (Addressed at the February 16, 2022 General Issues Committee as Item 10.2 - PED20009(b)) (Item b)
- (3) Feedback on the Draft Code of Conduct for Boards and Committees (Addressed at the special GIC meeting of February 17, 2022 as Item 8.1 - Report FCS21081(a)) (Item c)
- (4) Business Improvement Area Advisory Committee Working Group for the 2021 Grey Cup, as the 2021 Grey Cup has since concluded, this matter is no longer relevant. (Item (d))
- (5) Downtown Precinct Master Agreement – Municipal Capital Facility Agreement By-Laws (Addressed on this agenda as Item 10.6 - Report PED18168(h))

(b) Proposed New Due Date (Item 13.1.b.)

- (1) Community Benefits Protocol Advisory Committee
Current Due Date: March 23, 2022
Proposed New Due Date: June 15, 2022
- (2) Protection of Privacy
Current Due Date: February 16, 2022
Proposed New Due Date: May 4, 2022

- (3) Options on How the City May Pedestrianize a Street or Collection of Streets
Current Due Date: March 23, 2022
Proposed New Due Date: April 20, 2022
- (4) Security Report on Theft and Vandalism Prevention in City Owned Spaces
Current Due Date: May 18, 2022
Proposed New Due Date: August 8, 2022
- (5) ACPD Environmental Working Group Plan
Current Due Date: March 23, 2022
Proposed New Due Date: March 22, 2023
- (6) Corporate Strategic Growth Initiatives – Annual Update
Current Due Date: March 23, 2022
Proposed New Due Date: November 30, 2022
- (7) Revenue Enhancement Opportunities at the John C. Munro International Airport
Current Due Date: March 23, 2022
Proposed New Due Date: September 21, 2022
- (8) Update on Request for Information – Downtown Parking Structure (PED16105 and PED15183)
Current Due Date: April 6, 2022
Proposed New Due Date: January 18, 2023
- (9) Public Art Master Plan
Current Due Date: June 15, 2022
Proposed New Due Date: September 21, 2022

(j) PRIVATE & CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – February 16, 2022 (Item 14.1)

- (a) The Closed Session Minutes of the February 16, 2022 General Issues Committee meeting were approved; and,
- (b) The Closed Session Minutes of the February 16, 2022 General Issues Committee meeting shall remain confidential.

Committee moved into Closed Session to discuss Items 14.2 and 14.3, pursuant to Section 9.1, Sub-sections (a), (c) and (i) of the City's Procedural By-law 21-021, as amended, and Section 239(2), Sub-sections (a), (c) and (i) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to the security of the property of the municipality or local board; a proposed or pending acquisition or disposition of land by the municipality or local board; and, a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization.

(k) ADJOURNMENT (Item 14)

There being no further business, the General Issues Committee adjourned at 3:45 p.m.

Respectfully submitted,

Jason Farr, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk