



GENERAL ISSUES COMMITTEE MINUTES 17-025

9:30 a.m.
December 6, 2017
Council Chambers
Hamilton City Hall
71 Main Street West

Present: Mayor F. Eisenberger, Acting Deputy Mayor B. Johnson (Chair)
Councillors T. Whitehead, D. Skelly, T. Jackson, C. Collins, S. Merulla,
M. Green, J. Farr, A. Johnson, D. Conley, M. Pearson, L. Ferguson,
A. VanderBeek, J. Partridge

Absent
with Regrets: Councillor Pasuta – Other City Business

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

- 1. Address Information Management System Update (FCS17102) (City Wide)
(Outstanding Business List Item) (Item 5.1)**

(Pearson/VanderBeek)

That Report FCS17102, respecting the Address Information Management System Update, be received.

CARRIED

- 2. 2016 S&P Global Ratings Credit Review (FCS17069(a)) (City Wide) (Item 5.2)**

(Collins/Merulla)

That Report FCS17069(a), respecting the 2016 S&P Global Ratings Credit Review, be received.

CARRIED

- 3. Concession Street Business Improvement Area (BIA) Revised Board of Management (PED14242(d)) (Wards 6 and 7) (Item 5.3)**

(Jackson/Collins)

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

- (i) Hassan Reda

CARRIED

- 4. Downtown Dundas Business Improvement Area (BIA) Revised Board of Management (PED14256(a)) (Ward 13) (Item 5.4)**

(Whitehead/Conley)

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

- (i) Judith Birchall

CARRIED

- 5. City of Hamilton Film Office Update (PED16247(a)) (City Wide) (Item 5.5)**

(VanderBeek/Pearson)

That Report PED16247(a), respecting the City of Hamilton Film Office Update, be received.

CARRIED

- 6. Cultural Plan Progress Update (PED17210) City Wide (Outstanding Business List Item) (Item 5.6)**

(Farr/Conley)

That Report PED17210, respecting the Cultural Plan Progress Update, be received.

CARRIED

- 7. Public Art Master Plan 2016 Annual Update (PED17211) (City Wide) (Outstanding Business List Item) (Item 5.7)**

(Farr/Whitehead)

That Report PED17211, respecting the Public Art Master Plan 2016 Annual Update, be received.

CARRIED

- 8. Correspondence from the Hamilton Police Services Board respecting the City's request to have Hamilton Police Service Actively Enforce Current Laws Prohibiting the sale of Marijuana under the Criminal Code, dated November 20, 2017 (Item 5.9)**

(Ferguson/Merulla)

- (a) That the Mayor correspond with the Attorney General to request that the pending legislation, respecting the illegal sale of marijuana, be expedited to provide authority to Police Services to assist them to more easily enforce the Criminal Code with respect to this matter.

CARRIED

(Eisenberger/Pearson)

- (b) That, as Chief Girt and Hamilton Police Service staff will already be in attendance, Chief Girt be requested to provide a separate presentation at the January 25, 2018 General Issues Committee (Budget) meeting, to speak to the process and constraints of enforcing the Criminal Code with respect to the current laws regarding the illegal sale of marijuana.

CARRIED

9. Amazon.com Inc. – Request for Proposal (RFP) for the Second Corporate Headquarters, Financial Summary (CM17019) (City Wide) (Item 7.1)

(Conley/Ferguson)

That Report CM17019, respecting the Amazon.com Inc. – Request for Proposal (RFP) for the Second Corporate Headquarters, Financial Summary, be received.

CARRIED

10. Identified Tobogganing Locations on City Property (PW15086(c)) (City Wide) (Item 8.1)

(Whitehead/Ferguson)

- (a) That the designation of tobogganing hills be made a permanent program within the Public Works Department;
- (b) That the estimated annual operating costs of \$110,000 for the tobogganing program be referred to the 2018 budget process;
- (c) That the formalization of the following four (4) current designated tobogganing hills be approved:
 - (i) Garth Street Reservoir (Northeast corner and South side, east of parking lot);
 - (ii) Chedoke Golf Course (Martin Course, Hole #10 - Tee);
 - (iii) Kings Forest Golf Course (Hole #9 – in front of the green); and,
 - (iv) Waterdown Memorial Park (Northeast corner, west of baseball diamond #3); and,
- (d) That no further sites be added as designated tobogganing hills within the city of Hamilton.

CARRIED

11. Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application, 118 Hatt Street, Dundas - ERG-16-01 (PED17197) (Ward 13) (Item 8.2)

(Eisenberger/Whitehead)

- (a) That Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application - ERG-16-01, submitted by Dalia Eino, owner of the property at 118 Hatt Street, Dundas, for an ERASE Redevelopment Grant not to exceed \$297,353, the actual cost of the remediation over a maximum of ten years, be authorized and approved in accordance with the terms and conditions of the ERASE Redevelopment Agreement;
- (b) That the Mayor and City Clerk be authorized and directed to execute the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Agreement, together with any ancillary documentation required to effect Recommendation (a) of Report PED17197, in a form satisfactory to the City Solicitor; and,
- (c) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any grant amending agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant, as approved by City Council, are maintained.

CARRIED

12. Barton / Kenilworth Tax Increment Grant Program – 431-435 Barton Street East, Hamilton (PED17228) (Ward 3) (Item 8.3)

(Green/Jackson)

- (a) That a Barton / Kenilworth Tax Increment Grant Program application submitted by BCHQ Barton Holding Inc. (Philip Quick, Sabrina Quick, and William Curran), for the property at 431-435 Barton Street East, Hamilton, for a Barton / Kenilworth Tax Increment Grant Program grant estimated at \$94,842.70 over a maximum of a nine-year period, and based upon the incremental tax increase attributable to the redevelopment of 431-435 Barton Street East, Hamilton, be authorized and approved, in accordance with the terms and conditions of the Barton / Kenilworth Tax Increment Grant Program;
- (b) That the Mayor and City Clerk be authorized and directed to execute a Grant Agreement, together with any ancillary documentation required to effect Recommendation (a) of Report PED17228, in a form satisfactory to the City Solicitor; and,

- (c) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any Grant Amending Agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Barton / Kenilworth Tax Increment Grant Program, as approved by City Council, are maintained.

CARRIED

13. Hamilton Tax Increment Grant Program -73 King Street East, Hamilton (PED17230) (Ward 2) (Item 8.4)

(Farr/Eisenberger)

- (a) That a Hamilton Tax Increment Grant Program application submitted by 2419939 Ontario Inc. (Kevin Hall), for the property at 73 King Street East, Hamilton, estimated at \$8,812.02 over a maximum of a five-year period, and based upon the incremental tax increase attributable to the redevelopment of 73 King Street East, Hamilton, be authorized and approved, in accordance with the terms and conditions of the Hamilton Tax Increment Grant Program;
- (b) That the Mayor and City Clerk be authorized and directed to execute a Grant Agreement together with any ancillary documentation required, to effect recommendation (a) of Report PED17230, in a form satisfactory to the City Solicitor;
- (c) That the Mayor and City Clerk be authorized and directed to execute such assigning agreement as required, to effect recommendation (a) of Report PED17230, in a form ,satisfactory to the City Solicitor; and,
- (d) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any Grant Amending Agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Hamilton Tax Increment Grant Program, as approved by City Council, are maintained.

CARRIED

14. Construction Act Review (LS14004(a)) (City Wide) (Item 8.5)

(Whitehead/Collins)

That the City Solicitor be authorized to make submissions to raise concerns and suggest amendments to the Legislative Assembly of Ontario, committees, ministry, board, or panel of competent jurisdiction and to support the Association of Municipalities of Ontario's position on issues associated with *Bill 142 - an Act to Amend the Construction Lien Act*.

CARRIED

15. Corporate Strategic Growth Initiatives Update 2017 (CM16013(a)) (City Wide) (Item 8.6)

(Merulla/Pearson)

That Report CM16013(a), respecting the Corporate Strategic Growth Initiatives Update 2017, be received.

CARRIED

16. Airport Sub-Committee Report 17-002, November 9, 2017 (Item 8.7)

(Ferguson/Eisenberger)

John C. Munro Hamilton International Airport Head Lease Negotiations Update (PED17214) (City Wide) (Item 12.1)

- (a) That staff be directed to follow the direction provided in Closed Session with respect to Report PED17214, respecting the John C. Munro Hamilton International Airport Head Lease Negotiations Update;
- (b) That the Mayor and City Clerk be authorized and directed to execute the Agreement and any ancillary documents to give effect to the John C. Munro Hamilton International Airport Head Lease;
- (c) That Report PED17214, respecting the John C. Munro Hamilton International Airport Head Lease Negotiations Update, including its appendices, remain confidential.

CARRIED

17. Business Improvement Area Advisory Committee Report 17-010, November 13, 2017 (Item 8.8)

(Whitehead/Jackson)

(a) Update on BIA App (Item 8.3)

That the contract for the hosting the BIA App and website, which expires on November 30, 2017, not be renewed.

(b) King West BIA Expenditure Request - Christmas Tree Lights and Installation (Item 9.1)

That the expenditure request from the King West BIA from the Shared Parking Revenue Program in the amount of \$5,377.29 to be spent on Christmas Tree Lights and Installation, be approved.

(c) Westdale Village BIA Expenditure Request – Christmas Decorations (Item 9.2)

That the expenditure request from the Westdale Village BIA from the Shared Parking Revenue Program in the amount of \$8,810.76 to be to be spent on Christmas Decorations, be approved.

(d) Concession Street BIA Expenditure Request – Lanterns and Summer Flowers (Item 9.3)

- (i) That the expenditure request from the Concession Street BIA from the BIA Operating Budgets Program in the amount of \$3,500 to be to be spent on the Installation of New Sidewalk Coach Lanterns, be approved; and,
- (ii) That the expenditure request from the Concession Street BIA from the BIA Operating Budgets Program in the amount of \$4,721.18 to be spent on the purchase and maintenance of summer flowers in 2017, be approved.

(e) Barton Village BIA Expenditure Request – Miscellaneous Items (Item 9.4)

- (i) That the following expenditure requests from the Barton Village BIA from the BIA Operating Budget Program in the total amount of \$6,887.28, be approved:
 - (1) \$2,102.28 for Office Equipment;
 - (2) \$3,433.00 for Beautification staff to help clean and maintain the public road allowance; and,
 - (3) \$1352.00 for Banners; and,
- (ii) That the following expenditure requests from the Barton Village BIA from the Shared Parking Revenue Program in the amount of \$10,130.58, be approved:
 - (i) \$5,540.58 for new lights in medians;
 - (ii) \$1,790.00 for Christmas Planters; and,
 - (iii) \$2,800.00 for Plants in medians.

CARRIED

**18. School Board Properties Sub-Committee Report 17-003, November 16, 2017
(Item 8.9)**

(Conley/Green)

**(a) Acquisition of 60 Caledon Avenue for Affordable Housing Purposes
(CES17029(a)) (Ward 8) (Item 12.1)**

- (i) That the Real Estate Section of the Planning and Economic Development Department be authorized and directed to present a bona-fide offer to purchase the surplus property located at 60 Caledon Avenue, Legally Described as All of Lot 14, Registrar's Compiled Plan 1469, save and except Part 1 on Plan 62R-20611; Part of Lot 13, Registrar's Compiled Plan 1469, designated as Part 7 on Plan 62R-6761, in the City of Hamilton, being PART of the PIN 16968-0367 (LT) and being 2.84 ha (7.02 acres) in size, more or less, as shown on Appendix "A" attached to Report CES17029(a) to the Hamilton-Wentworth District School Board (HWDSB), on terms and conditions acceptable to the General Manager of Planning and Economic Development;
- (ii) That the budget and funding for the property acquisition consisting of the market value of the land, including all real estate and legal fees, cost of conducting due diligence, contingency and other related costs, as detailed in Tables 1 and 2, in the attached Appendix "B" to Report CES17029(a), be approved;
- (iii) That the entirety of Report CES17029(a) remain confidential until the completion of the acquisition transaction, and that Appendix "B" attached to Report CES17029(a) not be released as a public document;
- (iv) That the Mayor and Clerk be authorized and directed to execute all necessary documents, respecting the acquisition of 60 Caledon Avenue for affordable housing purposes, in a form satisfactory to the City Solicitor; and,
- (v) That staff be authorized and directed upon successful acquisition of the property to undertake suitable consultation with private, not-for-profit, and public sector organizations to determine appropriate consideration of the property for disposal as affordable housing project include, but not be limited to, independent meetings and/or undertaking an Expression of Interest or a Request for Information type processes.

(b) Acquisition of Property in Ward 3 (Added Item 12.2)

That the direction provided to staff in Closed Session, respecting the Acquisition of Property in Ward 3, be approved.

CARRIED

19. Concession Street Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2018 (PED16032(b)) (Wards 6 and 7) (Item 8.10)

(Jackson/Eisenberger)

- (a) That the 2018 operating budget for the Concession Street Business Improvement Area, attached as Appendix "A" to Report PED16032(b), in the amount of \$180,189, be approved;
- (b) That the levy portion of the operating budget for the Concession Street Business Improvement Area in the amount of \$115,499, be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite By-law pursuant to Section 208, of the *Municipal Act, 2001*, as amended, to levy the 2018 Budget, as referenced in Recommendation (b) of Report PED16032(b);
- (d) That the following schedule of payments for the Concession Street Business Improvement Area for 2018, be approved:

| | | |
|------|---------|-------------|
| (i) | January | \$57,749.50 |
| (ii) | June | \$57,749.50 |

CARRIED

20. Stoney Creek Business Improvement Area (BIA) Proposed Budget and Schedule of Payment (PED16004(b)) (Ward 9) (Item 8.11)

(Jackson/Eisenberger)

- (a) That the 2018 operating budget for the Stoney Creek Business Improvement Area, attached as Appendix "A" to Report PED16004(b), be approved in the amount of \$45,435;
- (b) That the levy portion of the operating budget for the Stoney Creek Business Improvement Area in the amount of \$35, be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite By-law, pursuant to Section 208, of the *Municipal Act, 2001*, as amended, to levy the 2018 Budget, as referenced in Recommendation (b) of Report PED16004(b);

- (d) That the following schedule of payments for the Stoney Creek Business Improvement Area for 2018, be approved:

| | | |
|------|---------|----------|
| (i) | January | \$17,750 |
| (ii) | June | \$17,750 |

CARRIED

21. Ottawa Street Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2018 (PED15185(b)) (Wards 3 and 4) (Item 8.12)

(Jackson/Eisenberger)

- (a) That the 2018 operating budget for the Ottawa Street Business Improvement, attached as Appendix "A" to Report PED15185(b), be approved in the amount of \$133,000;
- (b) That the levy portion of the operating budget for the Business Improvement Area in the amount of \$133,000, be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite By-law pursuant to Section 208, of the *Municipal Act, 2001*, as amended, to levy the 2018 Budget, as referenced in Recommendation (b) of Report PED15185(b); and,
- (d) That the following schedule of payments for the Ottawa Street Business Improvement Area for 2018, be approved:

| | | |
|------|---------|----------|
| (i) | January | \$66,500 |
| (ii) | June | \$66,500 |

CARRIED

22. Ancaster Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2018 (PED15184(b)) (Ward 12) (Item 8.13)

(Jackson/Eisenberger)

- (a) That the 2018 Operating Budget for the Ancaster Business Improvement Area, attached as Appendix "A" to Report PED15184(b), be approved in the amount of \$93,300;
- (b) That the levy portion of the Operating Budget for the Ancaster Business Improvement Area (BIA) in the amount of \$93,300, be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite By-law, pursuant to Section 208, of the *Municipal Act, 2001*, as amended, to levy the 2018 Budget, as referenced in Recommendation (b) of Report PED15184(b); and,

- (d) That the following schedule of payments for the Ancaster Business Improvement Area for 2018, be approved:

| | | |
|------|---------|----------|
| (i) | January | \$46,650 |
| (ii) | June | \$46,650 |

CARRIED

23. Barton Village Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2018 (PED15186(b)) (Wards 2 and 3) (item 8.14)

(Jackson/Eisenberger)

- (a) That the 2018 operating budget for the Barton Village Business Improvement Area, attached as Appendix "A" to Report PED15186(b), be approved in the amount of \$64,300;
- (b) That the levy portion of the operating budget for the Barton Village Business Improvement Area in the amount of \$64,300 be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite By-law, pursuant to Section 208 of the *Municipal Act, 2001*, as amended, to levy the 2018 Budget, as referenced in Recommendation (b) of Report PED15186(b); and,
- (d) That the following schedule of payments for the Barton Village Business Improvement Area for 2018, be approved:

| | | |
|------|---------|----------|
| (i) | January | \$32,150 |
| (ii) | June | \$32,150 |

CARRIED

24. Downtown Hamilton Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2018 (PED15187(b)) (Ward 2) (Item 8.15)

(Jackson/Eisenberger)

- (a) That the 2018 operating budget for the Downtown Hamilton Business Improvement Area, attached as Appendix "A" to Report PED15187(b), be approved in the amount of \$425,000;
- (b) That the levy portion of the operating budget for the Downtown Hamilton Business Improvement Area in the amount of \$375,000, be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite By-law, pursuant to Section 208, of the *Municipal Act, 2001*, as amended, to levy the 2018 Budget, as referenced in Recommendation (b) of Report PED15187(b); and,

- (d) That the following schedule of payments for the Downtown Hamilton Business Improvement Area for 2018, be approved:

| | | |
|------|---------|-----------|
| (i) | January | \$187,500 |
| (ii) | June | \$187,500 |

CARRIED

25. International Village Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2018 (PED16001(b)) (Wards 2 and 3) (Item 8.16)

(Jackson/Eisenberger)

- (a) That the 2018 operating budget for the International Village Business Improvement Area, attached as Appendix "A" to Report PED16001(b), be approved in the amount of \$150,000;
- (b) That the levy portion of the operating budget for the International Village Business Improvement Area in the amount of \$150,000, be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite By-law, pursuant to Section 208 of the *Municipal Act, 2001*, as amended, to levy the 2018 Budget, as referenced in Recommendation (b) of Report PED16001(b); and,
- (d) That the following schedule of payments for the International Village Business Improvement Area for 2018, be approved:

| | | |
|------|---------|----------|
| (i) | January | \$75,000 |
| (ii) | June | \$75,000 |

CARRIED

26. Downtown Dundas Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2018 (PED16006(b)) (Ward 13) (Item 8.17)

(Jackson/Eisenberger)

- (a) That the 2018 operating budget for the Downtown Dundas Business Improvement Area (attached as Appendix "A" to Report PED16006(b)), be approved in the amount of \$196,621;
- (b) That the levy portion of the operating budget for the Downtown Dundas Business Improvement Area in the amount of \$148,071, be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite By-law, pursuant to Section 208, of the *Municipal Act, 2001*, as amended, to levy the 2018 Budget as referenced in sub-section (b) above; and,

- (d) That the following schedule of payments for the Downtown Dundas Business Improvement Area for 2018 be approved:

| | | |
|------|---------|-------------|
| (i) | January | \$74,035.50 |
| (ii) | June | \$74,035.50 |

CARRIED

27. King West Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2018 (PED16043(b)) (Ward 2) (Item 8.18)

(Jackson/Eisenberger)

- (a) That the 2018 operating budget for the King West Business Improvement Area, attached as Appendix "A" to Report PED16043(b), be approved in the amount of \$14,675.00;
- (b) That the levy portion of the operating budget for the King West Business Improvement Area in the amount of \$5,378.00, be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite By-law, pursuant to Section 208, of the *Municipal Act, 2001*, as amended, to levy the 2018 Budget, as referenced in Recommendation (b) of Report PED16043(b); and,
- (d) That the following schedule of payments for the King West Business Improvement Area for 2018, be approved:

| | | |
|------|---------|---------|
| (i) | January | \$2,689 |
| (ii) | June | \$2,689 |

CARRIED

28. 2018 Arts Advisory Commission Annual Budget Submission (PED17209) (City Wide) (Item 8.19)

(Eisenberger/Pearson)

That the Arts Advisory Commission 2018 base budget submission, attached as Appendix 'A' to Report PED17209, in the amount of \$9,000, be approved and referred to the 2018 budget process for consideration.

CARRIED

29. Advisory Committee for Persons with Disabilities 2018 Budget Submission (HUR17028) (City Wide) (Item 8.20)

(Collins/Whitehead)

That the Advisory Committee for People with Disabilities (ACPD) 2018 base budget submission in the amount of \$6100.00 be approved and referred to the 2018 budget process for consideration.

CARRIED

30. 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program (PED16253(a)) (Ward 2) (Item 8.21)

(Eisenberger/Merulla)

- (a) That the deadline for the submission of a separate, completed Hamilton Heritage Property Grant Program application for each 18, 20, 22, 24 and 28 King Street East, for the previously approved conditional grant commitment to an upset limit of \$850,000 for the Hughson Business Space Corporation (Linda Barnett, David Blanchard, Ronald Quinn and William Rogan) the registered owners, be extended to no later than December 31, 2018, conditional upon the receipt of a Building Permit application being submitted to the City for the redevelopment of 18-28 King Street East no later than June 1, 2018;
- (b) That the deadline for the submission of a separate, completed GORE Building Improvement Grant Program application for each 18, 20, 22, 24 and 28 King Street East, for the previously approved conditional grant commitment to an upset limit of \$250,000 under the GORE Building Improvement Grant Program for Hughson Business Space Corporation (Linda Barnett, David Blanchard, Ronald Quinn, and William Rogan), the registered owners, be extended to no later than December 31, 2018, conditional upon the receipt of a Building Permit application being submitted to the City for the redevelopment of 18-28 King Street East no later than June 1, 2018; and,
- (c) That, should the Hughson Business Space Corporation (Linda Barnett, David Blanchard, Ronald Quinn, and William Rogan) the registered owners of 18, 20, 22, 24 and 28 King Street East not submit a Building Permit application for the redevelopment of 18-28 King Street East by June 1, 2018, staff be directed to report back to the General Issues Committee for direction as to whether or not the conditional grant commitments, under the Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program, for those properties should continue to be valid.

CARRIED

31. Disposition of City Owned Lands – Car Park Lot 76 – 75 Catharine Street South, Hamilton (PED17227) (Ward 2) (Item 8.22)

(Eisenberger/Farr)

- (a) That an Offer to Purchase for the sale of the property (as identified in Appendix “A” attached to Report PED17227), which is scheduled to close on or before February 2, 2018, be approved, in accordance with the terms and conditions outlined in Appendix “B” attached to Report PED17227;

- (b) That \$51,941.09 from the sale proceeds be credited to Account No. 45408-3560150200 (Property Sales and Purchases) for recovery of expenses including Real Estate, Appraisal, Property Management, and Legal administration fees;
- (c) That the balance of the net proceeds from the sale of the property at 75 Catharine Street South (Car Park Lot 76) be credited to Parking Capital Reserve #108021;
- (d) That the City Solicitor be authorized and directed to complete this transaction 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 as she considers reasonable;
- (e) That the Mayor and City Clerk be authorized to execute any necessary ancillary documents, respecting the Offer to Purchase and Sale of 75 Catharine Street South, as identified in Appendix "A" attached to Report PED17227, in a form satisfactory to the City Solicitor; and,
- (f) That Appendix "B" to Report PED17227, respecting the Property Disposition of 75 Catharine Street South, remain confidential until completion of the real estate transaction.

CARRIED

32. Negotiation with the Hamilton Conservation Authority with respect to a Property Exchange (Item 10.1)

(Conley/Pearson)

WHEREAS, Griffin House, located at 733 Mineral Springs Road and the surrounding lands are owned by the Hamilton Conservation Authority; and, the subject lands and immediate property are maintained by the City of Hamilton;

WHEREAS, the City of Hamilton has partnered with the Hamilton Conservation Authority to provide on-site interpretation at Griffin House, outreach to the public and school programming throughout the community for 20 years;

WHEREAS, at its meeting of February 11, 2015, Council approved Item 12 of the General Issues Committee Report 15-005, which reads as follows:

12. Negotiation with the Hamilton Conservation Authority with respect to a Property Exchange (Item 9.1)

That Real Estate Section staff be authorized and directed to prepare the documents deemed necessary to execute the revenue-neutral property exchange, between the Hamilton Conservation Authority and the City of Hamilton, of approximately 1 acre of land surrounding and including the

National Historical Site known as Griffin House, located at 733 Mineral Springs Road; including contents and artifacts, in exchange for approximately 0.49 acres of City own lands on 339 Highland Road West, in a form satisfactory to the City Solicitor.

WHEREAS, it was subsequently learned that the Eramosa Karst undercut most of the City of Hamilton's holding and that a portion was usable for housing at 339 Highland Road West;

WHEREAS, at its meeting of February 10, 2018, Council approved sub-section (b) to Item 15 of the General Issues Committee Report 16-004, which reads as follows:

15. Declaration of Surplus and Sale of 335, 339 and Part of 337 Highland Road West, Hamilton (PED16033) (Ward 9) (Item 12.3)

- (b) That an Option to Purchase, executed on November 25, 2015, and scheduled to close on or before April 28, 2016, to purchase the land known as 335, 339 and part of 337 Highland Road West, legally described as Parts 5, Part of 6 and all of Part 7, Plan 62R-17528, Township of Saltfleet, in the City of Hamilton, more fully described in Appendix "B" attached to Report PED16033, be approved and completed on terms and conditions outlined in Appendix "D" to Report PED16033, and the net proceeds be credited to Account No. 47702 4030980986 (Trinity Church Corridor - 53 and Stone Church);

WHEREAS, the Hamilton Conservation Authority was able to use the residual 0.49 acres at 333 and part of 337 Highland Road as a public walkway from Highland Road to the Eramosa Karst lands;

THEREFORE BE IT RESOLVED:

- (a) That Real Estate Section staff be authorized and directed to prepare the documents deemed necessary to execute the revenue-neutral property exchange, between the Hamilton Conservation Authority and the City of Hamilton, of approximately 1 acre of land surrounding and including the National Historical Site known as Griffin House, located at 733 Mineral Springs Road; including contents and artifacts, (as shown on Appendix "B" attached hereto) in exchange for approximately 0.49 acres of City own lands on 333 and part of 337 Highland Road West (the residual land as shown on Appendix "A" attached hereto), in a form satisfactory to the City Solicitor; and,

- (b) That the City of Hamilton fund up to \$30,000, from the Trinity Church Road Capital Project #4030980986 in the form of a grant to the Hamilton Conservation Authority (HCA), to alleviate the impacts of the developing road network, which include constructing a modest entrance into the Eramosa Karst through the property exchange lands that the HCA will receive in lieu of the Griffin house parcel, and a buffer for future residences to delineate trails.

CARRIED

33. Disposition of City-Owned, Mixed-Use Land to the CityHousing Hamilton Corporation (Item 10.2)

(Merulla/Collins)

WHEREAS, the *Ontario Municipal Act*, 2001, as amended, requires municipalities to enact a by-law, pursuant to and in accordance with the requirements of the *Act*, to establish procedures for the sale of real property owned by the municipality;

WHEREAS, before selling any land, the Council of the City of Hamilton shall, by by-law or resolution, declare the lands to be surplus;

WHEREAS before selling any land, the Council of the City of Hamilton shall obtain at least one appraisal of the fair market value of that land;

WHEREAS, before selling any land, the Council of the City of Hamilton shall give notice to the public of the intended sale of the real property;

WHEREAS, on April 11, 2012, Council authorized the initiation of the expropriation (Report LS12009) of 55 Queenston Road, known as the City Motor Hotel, as a mixed-use redevelopment site involving affordable housing detailed in Appendix "A" (attached hereto);

WHEREAS, on November 2, 2012, the City acquired the property by registering the Expropriation Plan (WE866275);

WHEREAS, the Board of Directors of the CityHousing Hamilton Corporation has approved entering into negotiations with the City of Hamilton for the acquisition of 55 Queenston Road, Hamilton, Ontario; and,

WHEREAS, at its meeting of September 27, 2017, Council approved Item 7.10, which reads as follows:

WHEREAS, the Board of Directors of City Housing Hamilton Corporation, through the leadership of Councillor and President of CHH, Chad Collins, has approved entering into negotiations with the City of Hamilton for the acquisition of 55 Queenston Road;

THEREFORE BE IT RESOLVED

- (a) That the Real Estate Section of the Planning and Economic Development Department be authorized and directed to initiate discussions with City Housing Hamilton Corporation for the sale of 55 Queenston Road at fair market value; and,
- (b) That the Mayor and Clerk be authorized and directed to execute all necessary documents in a form satisfactory to the City Solicitor.

THEREFORE BE IT RESOLVED:

- (a) That Part of Lot 34, Concession 2, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 1 on Expropriation Plan WE866275, being all of PIN 17267-0109 (LT), municipally known as 55 Queenston Road, Hamilton, be declared surplus to the needs of the City of Hamilton;
- (b) That the Real Estate Section be authorized and directed to dispose of Part of Lot 34, Concession 2, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 1 on Expropriation Plan WE866275, being all of PIN 17267-0109 (LT), municipally known as 55 Queenston Road, Hamilton, at fair market value on the terms and conditions, as detailed in private & confidential Appendix "B" (attached hereto), and such other terms and conditions deemed appropriate by the General Manager of the Planning & Economic Development Department;
- (c) That \$81,750 for Legal and Real Estate fees, associated with the sale of Part of Lot 34, Concession 2, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 1 on Expropriation Plan WE866275, being all of PIN 17267-0109 (LT), municipally known as 55 Queenston Road, Hamilton, be funded from the Tax Stabilization Reserve;
- (d) That the net proceeds from the sale of Part of Lot 34, Concession 2, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 1 on Expropriation Plan WE866275, being all of PIN 17267-0109 (LT), municipally known as 55 Queenston Road, Hamilton, be deposited to the Tax Stabilization Reserve;
- (d) That all other expenses associated with the sale of Part of Lot 34, Concession 2, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 1 on Expropriation Plan WE866275, being all of PIN 17267-0109 (LT), municipally known as 55 Queenston Road, Hamilton, be charged to Account No. 3301250231; and,
- (e) That Appendix "B" (attached hereto) remain confidential until final completion of the real estate transaction.

CARRIED

34. Parking System Upgrade (PED17224/LS17037) (City Wide) (Item 12.2)

(Collins/Farr)

That Report PED17224 / LS17037, respecting the Parking System Update, remain confidential.

CARRIED

35. Organizational Structure Changes for the Public Works Department (CM17021) (City Wide) (Item 12.3)

(Jackson/Eisenberger)

(a) That the direction provided to staff in Closed Session, respecting Report CM17021, regarding the organizational structure changes for the Public Works Department, be approved and remain confidential until such time as it is approved by Council; and,

(b) That Report CM17021, regarding the organizational Structure changes for Public Works Department, remain confidential.

CARRIED

36. Disposition of City-owned Industrial Land (PED17206) (Ward 11) (Item 12.4)

(Pearson/Jackson)

(a) That an Offer to Purchase for the sale of a portion of land at 400 Glover Road (as identified in Appendices "A" and "A-1", attached to Report PED17206), Part of Lot 15, Concession 2, formerly Glanford Township, part of PIN 17387-0074 (LT), being the easterly 8.0 acres of Part 3, Plan 62R-19233, scheduled to close 20 days after the fulfilment of all conditions, be approved and completed substantially on terms and conditions outlined in Appendix "B" attached to Report PED17206, and on such other terms and conditions deemed appropriate by the General Manager, Planning and Economic Development, and the net proceeds be credited to Account No. 5160507001 (North Glanbrook Industrial Business Park Servicing);

(b) That \$98,250 from the sale proceeds be credited to Account No. 45408-3560150200 (Property Sales and Purchases) for recovery of expenses including Real Estate, Appraisal, Property Management and Legal administration fees;

(c) That the Mayor and City Clerk be authorized to execute any necessary ancillary documents, respecting the Offer to Purchase and Sale of part of 400 Glover Road, as identified in Appendices "A" and "A-1" attached to Report PED17206, in a form satisfactory to the City Solicitor;

(d) That the City Solicitor be authorized and directed to complete this transaction 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 as she considers reasonable; and,

- (e) That Report PED17206 and its appendices remains confidential and not be released as a public document until final completion of the real estate transaction.

CARRIED

37. Update respecting the Appeals of the Ward Boundary By-law 17-030 to the Ontario Municipal Board (LS17015(c)) (City Wide) (Item 12.5)

(Pearson/Jackson)

- (a) That the direction provided to staff in Closed Session, respecting Report LS17015(c), regarding the update of the appeals of the Ward Boundary By-law 17-030 to the Ontario Municipal Board, be approved; and,
- (b) That Report LS17015(c), respecting the update of the appeals of the Ward Boundary By-law 17-030 to the Ontario Municipal Board, remain confidential.

CARRIED

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 1)

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

1. DELEGATION REQUEST (Item 4)

- 4.1 Chukky Ibe, President, McMaster Student Union, respecting an update from the McMaster Student Union, as it relates to matters regarding transit, by-laws, housing, and other issues related to the McMaster student body.

2. CONSENT ITEMS (Item 5)

- 5.9 Correspondence from the Hamilton Police Services Board respecting the City's request to have the Hamilton Police Service Actively Enforce Current Laws Prohibiting the sale of Marijuana under the Criminal Code, dated November 20, 2017

3. PRESENTATIONS (Item 7)

7.2 Arts Advisory Commission Annual Presentation

4. DISCUSSION ITEMS (Item 8)

There is a typographical error with respect to the numbering on today's agenda; Item number 8.21 appears twice on the agenda face pages. Report PED17227 (below), should read Item 8.22:

8.22 Disposition of City Owned Lands – Car Park Lot 76 – 75
Catharine Street South, Hamilton (PED17227) (Ward 2)

8.23 Affordable Housing Site-Selection Sub-Committee Report 17-002,
November 28, 2017

5. NOTICES OF MOTION (Item 10)

10.1 Negotiation with the Hamilton Conservation Authority with respect to
a Property Exchange

10.2 Disposition of City-Owned, Mixed-Use Land to the CityHousing
Hamilton Corporation

Discussion of Appendix "B", to the Notice of Motion above, in Closed Session would be pursuant to Section 8.1, Sub-section (c) of the City's Procedural By-law 14-300, and Section 239(2), Sub-section (c) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to a proposed or pending acquisition of land for City purposes.

6. PRIVATE & CONFIDENTIAL (Item 12)

12.4 Disposition of City-owned Industrial Land (PED17206) (Ward 11)

Pursuant to Section 8.1, Sub-section (c) of the City's Procedural By-law 14-300, and Section 239(2), Sub-section (c) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to a proposed or pending acquisition of land for City purposes.

- 12.5 Update respecting the Appeals of the Ward Boundary By-law 17-030 to the Ontario Municipal Board (LS17015(c)) (City Wide)

Pursuant to Section 8.1, Sub-sections (e) and (f) of the City's Procedural By-law 14-300, and Section 239(2), Sub-sections (e) and (f) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to litigation or potential litigation, including matters before administrative tribunals, affecting the City; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

(Pearson/Farr)

That the agenda for the December 6, 2017 General Issues Committee meeting be approved, as amended.

CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETING (Item 3)

(i) November 15, 2017 (Item 3.1)

(Green/Merulla)

That the Minutes of the November 15, 2017 meeting of the General Issues Committee be approved, as presented.

CARRIED

(d) CONSENT ITEMS (Item 5)

(i) Cleanliness & Security in the Downtown Core Task Force Minutes, September 14, 2017 (Item 5.8)

(Whitehead/Farr)

That the September 14 2017 Minutes of the Cleanliness & Security in the Downtown Core Task Force meeting, be received.

CARRIED

(e) DELEGATION REQUESTS (Item 4)

- (i) Chukky Ibe, President, McMaster Student Union, respecting an update from the McMaster Student Union, as it relates to matters regarding transit, by-laws, housing, and other issues related to the McMaster Student Body (Item 4.1)**

(Green/Whitehead)

That the delegation request submitted by Chukky Ibe, President, McMaster Student Union, respecting an update from the McMaster Student Union, as it relates to matters regarding transit, by-laws, housing, and other issues related to the McMaster student body, be approved to appear before the General Issues Committee on December 6, 2017.

CARRIED

(f) DELEGATIONS (Item 6)

- (i) Mark Runciman, Chief Executive Officer, Royal Botanical Gardens; and, Ruth Lee, Chair, Royal Botanical Garden's (RBG) Board of Directors, to seek feedback related to proposed changes to RBG's Governance Structure (Item 6.1)**

Mark Runciman, Chief Executive Officer, Royal Botanical Gardens; and, Ruth Lee, Chair, Royal Botanical Garden's (RBG) Board of Directors, addressed Committee to seek feedback related to proposed changes to RBG's governance structure.

(A. Johnson/Pearson)

That the presentation provided by Mark Runciman, Chief Executive Officer, Royal Botanical Gardens; and, Ruth Lee, Chair, Royal Botanical Garden's (RBG) Board of Directors, respecting feedback related to proposed changes to RBG's governance structure, be received and referred to the Governance Review Sub-Committee for discussion and a report to the Audit, Finance & Administration Committee.

CARRIED

A copy of the presentation is available on the City's website or through the Office of the City Clerk.

- (ii) Chukky Ibe, President, McMaster Student Union, respecting an update from the McMaster Student Union, as it relates to matters regarding transit, by-laws, housing, and other issues related to the McMaster Student Body (Item 6.2)**

Chukky Ibe, President, McMaster Student Union, addressed Committee respecting an update from the McMaster Student Union, as it relates to

matters regarding transit, by-laws, housing, and other issues related to the McMaster student body.

(Green/A. Johnson)

That the presentation provided by Chukky Ibe, President, of the McMaster Student Union, respecting an update from the Union, as it relates to matters regarding transit, by-laws, housing, and other issues related to the McMaster student body, be received.

CARRIED

A copy of the above presentation is available on the City's website or through the Office of the City Clerk.

(g) STAFF PRESENTATIONS (Item 7)

(i) Amazon.com Inc. – Request for Proposal (RFP) for the Second Corporate Headquarters, Financial Summary (CM17019) (City Wide) (Item 7.1)

Chris Murray, City Manager, addressed Committee and provided a PowerPoint presentation respecting the Amazon.com Inc. – Request for Proposal (RFP) for the Second Corporate Headquarters, Financial Summary.

The City of Hamilton's video, entitled "Unstoppable" was also shown to Committee.

(Conley/Ferguson)

That the presentation, respecting the Amazon.com Inc. – Request for Proposal (RFP) for the Second Corporate Headquarters, Financial Summary, be received.

CARRIED

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

For disposition of this matter, please refer to Item 9.

(ii) Arts Advisory Commission Annual Presentation (Item 7.2)

(Whitehead/Farr)

That the presentation, respecting the Arts Advisory Committee, be received.

CARRIED

A copy of the above presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(h) DISCUSSION ITEMS (Item 8)

(i) Affordable Housing Site-Selection Sub-Committee Report 17-002, November 28, 2017 (Item 8.23)

(Ferguson/Collins)

That the Affordable Housing Site-Selection Sub-Committee Report 17-002, November 28, 2017, be TABLED to the January 17, 2018 General Issues Committee.

CARRIED

(i) NOTICES OF MOTION (Item 10)

(i) Negotiation with the Hamilton Conservation Authority with respect to a Property Exchange (Item 10.1)

Councillor Conley introduced a Notice of Motion respecting the negotiation with the Hamilton Conservation Authority with respect to a property exchange.

(Conley/Pearson)

That the Rules of Order be waived to allow for the introduction of a Motion respecting the negotiation with the Hamilton Conservation Authority with respect to a property exchange.

CARRIED

For disposition of this matter, please refer to Item 32.

(ii) Disposition of City-Owned, Mixed-Use Land to the CityHousing Hamilton Corporation (Item 10.2)

Councillor Merulla introduced a Notice of Motion respecting the Disposition of City-Owned, Mixed-Use Land to the CityHousing Hamilton Corporation.

(Merulla/Whitehead)

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Disposition of City-Owned, Mixed-Use Land to the CityHousing Hamilton Corporation.

CARRIED

For disposition of this matter, please refer to Item 33.

(j) GENERAL INFORMATION / OTHER BUSINESS (Item 11)

(i) Amendments to the Outstanding Business List (Item 11.1)

(Ferguson/Eisenberger)

That the following amendments to the General Issues Committee's Outstanding Business List, be approved:

11.1 Amendments to the Outstanding Business List

(a) Items to be Removed:

- (i) Address Information Management System Update
(Addressed as Item 5.1 on today's agenda – Report FCS17102)**
- (ii) Total Cost of the Amazon HQ2 Bid
(Addressed as Item 7.1 on today's agenda – Report CM17019)**

(b) Proposed New Due Dates:

- (i) Mayor's Blue Ribbon Task Force on Workforce Development – Semi Annual Update
Current Due Date: December 6, 2017
Proposed New Due Date: January 17, 2018**
- (ii) Hamilton Waterfront Trust – Options of Mutual Interest
Current Due Date: December 6, 2017
Proposed New Due Date: January 17, 2018**
- (iii) Proposed Permanent Closure and Sale of a Portion of the Road Allowance of Limeridge Rd
Current Due Date: December 6, 2017
Proposed New Due Date: January 17, 2018**
- (iv) Hamilton Walk of Fame
Current Due Date: December 6, 2017
Proposed New Due Date: February 7, 2018**
- (v) Update on Request for Information – Downtown Parking Structure (PED16105 and PED15183)
Current Due Date: December 6, 2017
Proposed New Due Date: January 17, 2018**

- (vi) Affordable Housing Demonstration Project
(PED16236)
Current Due Date: December 6, 2017
Proposed New Due Date: January 17, 2018
- (vii) Implications of the AODA Legislation
Current Due Date: December 6, 2017
Proposed New Due Date: February 21, 2018

CARRIED

(k) PRIVATE & CONFIDENTIAL (Item 12)

(i) Closed Session Minutes – November 15, 2017 (Item 12.1)

(Ferguson/Conley)

- (a) That the Closed Session Minutes of the November 15, 2017 General Issues Committee meeting, be approved as presented; and,
- (b) That the Closed Session Minutes of the November 15, 2017 General Issues Committee meeting, remain confidential.

CARRIED

(Pearson/Conley)

That Committee move into Closed Session respecting Items 12.2, 12.3, 12.4 and 12.5, pursuant to Section 8.1, Sub-sections (c), (d), (e) and (f) of the City's Procedural By-law 14-300, and Section 239(2), Sub-sections (c), (d), (e) and (f) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to a proposed or pending acquisition or disposition of land for City purposes; labour relations or employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the City; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

(l) ADJOURNMENT (Item 13)

(Pearson/Jackson)

That, there being no further business, the General Issues Committee be adjourned at 3:09 p.m.

CARRIED

Respectfully submitted,

B. Johnson, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk