THE EMERGENCY & COMMUNITY SERVICES COMMITTEE PRESENTS REPORT 08-005 AND RESPECTFULLY RECOMMENDS:

1. Request for Proposals C10-28-07: Canada-Ontario Affordable Housing Program (COAHP) and Hamilton Affordable Housing Partnership Initiative Fund (HAHPIF) / Sale of 255 West Avenue North (ECS08017/PED08088) (Ward 3) (Item 8.1)

(a) That the Minister of Municipal Affairs and Housing be advised that the City of Hamilton recommends Spallacci Contracting Ltd. be approved under the Rental/Supportive component of the Canada-Ontario Affordable Housing Program for funding in the amount of $700,000 for the conversion of former West Avenue School at 255 West Avenue North to affordable housing.
(b) That financial assistance in the form of a general forgivable loan through the Hamilton Affordable Housing Partnership Initiative Fund (HAHPIF) be approved as follows:

(i) Spallacci Contracting Ltd. 255 West Avenue North - $400,000;

(c) That financial assistance in the form of a second forgivable loan for environmental remediation through the Hamilton Affordable Housing Partnership Initiative Fund (HAHPIF) be approved as follows:

(i) Spallacci Contracting Ltd. 255 West Avenue North – an amount up to $420,000 for environmental remediation work approved by an environmental consultant.

(d) That upon funding approval by the Minister of Municipal Affairs and Housing and in accordance with By-law No. 03-148, a site specific municipal housing project facilities by-law for affordable housing, be enacted with respect to the following housing provider and respective project, namely:

(i) Spallacci Contracting Ltd. 255 West Avenue North, 16 units.

(e) That upon funding approval by the Minister of Municipal Affairs and Housing, Spallacci Contracting Ltd. be required to enter into the Forgivable Loan Agreements for the Hamilton Affordable Housing Partnership Initiative Fund (HAHPIF) in a form satisfactory to the General Manager, Community Services and the City Solicitor.

(f) That the Mayor and City Clerk be hereby authorized and directed to execute the Forgivable Loan Agreements in a form satisfactory to the General Manager, Community Services and the City Solicitor for Spallacci Contracting Ltd. 255 West Avenue North.

(g) That upon funding approval by the Minister of Municipal Affairs and Housing for the proposed development, at 255 West Avenue North, the Real Estate Section of the Economic Development and Real Estate Division of the Planning and Economic Development Department, be authorized and directed to sell the municipally owned property at 255 West Avenue North (West Avenue School), at fair market value, to Spallacci Contracting Ltd., in accordance with the "Procedural By-law for the Sale of Land", being By-law No. 04-299.

(h) That the proposed sale of 255 West Avenue North to Spallacci Contracting Ltd., be approved and completed subject to the following terms:

(i) A sale price of $325,000;
(ii) The Purchaser acknowledges and agrees that there are no warranties and/or representations by the Vendor whatsoever with respect to the property and that the property is being purchased on an "as is", "where is" basis;

(iii) The Purchaser acknowledges that, in approving this Offer to Purchase, the approval of the sale does not constrain the discretion of the City Council of the City of Hamilton to determine whether to approve or deny any re-zoning or site plan applications or development applications or any other submission on the subject lands and any denial of any such application shall not be deemed to be acting in bad faith on the part of the City; and,

(iv) The Purchaser entering into a Heritage Easement Agreement with the City of Hamilton, to conserve the present historical, architectural, aesthetic and scenic character of the building. The Offer and Heritage Easement Agreement are to be finalized and registered contemporaneously with each other; and,

(v) The net proceeds of the sale be credited to Account No. 47702 3560150200 (Civic Property Purchases and Sales).

(i) That the Mayor and City Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 268 of the Municipal Act, incorporating the following, if required:

(i) The property at 255 West Avenue North was declared surplus by resolution of the City Council on September 13, 2006 by adopting Item 5 of Report 06-015 of the Planning and Economic Development Committee.

(ii) An external appraisal of the fair market value of the real property intended to be sold was completed on June 5, 2006; and,

(iii) Notice of the proposed sale of land was given through the issuance of a Request for Proposal and by inclusion of the intended sale to City Council by Report ECS08017/PED08088.

2. **Funding from the Ministry of Citizenship & Immigration to Build a Hamilton Immigration Portal (ECS08015) (City Wide) (Item 8.2)**

   (a) That the City of Hamilton accept the $330,000 in funding from the Ministry of Citizenship and Immigration to develop a Hamilton Immigration Portal.
(b) That the Mayor and City Clerk be authorized and directed to execute all necessary documents, between the City of Hamilton and the Ministry of Citizenship and Immigration, with respect to the Hamilton Immigration Portal funding, in a form satisfactory to the General Manager, Community Services and the City Solicitor.

3. Augustus Jones Commemorative and Artist's Recognition Plaques (Report 08-001(HHB)) (Ward 9) (Item 8.3)

(a) That the wording for the Augustus Jones commemorative plaque, hereto attached and marked as Appendix A to Report 08-005, be approved.

(b) That the wording for the Augustus Jones artist's recognition plaque, hereto attached and marked as Appendix B to Report 08-005, be approved.

FOR THE INFORMATION OF COUNCIL

(a) CHANGES TO THE AGENDA (Item 1)

There were no changes to the agenda.

(b) DECLARATIONS OF INTEREST (Item 2)

There were none declared.

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

3.1 March 19, 2008

The Minutes of the March 19, 2008 meeting of the Emergency & Community Services Committee were approved, as presented.

(d) Outstanding Business List Items Requiring Approval for Proposed New Due Dates (Item 11.1)

The proposed new due dates for Items “B”, “N” and “GG” of the Emergency & Community Services Committee Outstanding Business List, were approved as follows:

(i) Item “B” – Use, Renovation & Replacement Study – Phase 1A Report
Due Date: April 2, 2008
Proposed New Due Date: April 16, 2008

Council – April 9, 2008
(ii) Item “N” – Farmers’ Market – Implications of Operating the Market by an Independent Operator
Due Date: April 2, 2008
Proposed New Due Date: May 7, 2008

(iii) Item “GG” – Hamilton East Kiwanis Non-Profit Homes - Termination of Section 95 Operating Agreement
Due Date: April 2, 2008
Proposed New Due Date: May 7, 2008

(e) PRIVATE & CONFIDENTIAL (Item 12)

12.1 Organizational Update from the Director of Recreation

Committee moved into Closed Session, at 1:50 p.m., to receive an organizational update from the Director of Recreation, pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 03-301, and Section 239, Sub-section (b) of the Ontario Municipal Act, 2001, as the subject matter pertains to personal matters about an identifiable individual, including municipal or local board employees.

Committee reconvened in Open Session at 2:04 p.m.

(f) ADJOURNMENT (Item 13)

There being no further business, the Committee adjourned at 2:05 p.m.

Respectfully submitted,

Councillor T. Jackson, Chair
Emergency & Community Services Committee

Stephanie Paparella
Legislative Assistant
April 2, 2008
AUGUSTUS JONES (C. 1757 – 1836)

Augustus Jones was born of Welsh ancestry in the Hudson River valley circa 1757. He received survey training in New York City in 1786 and he moved to Niagara in 1787. From then until 1789, to meet the needs of Loyalist refugees, Jones worked under Deputy Surveyor Philip Frey, helping lay out all or part of eleven townships in the Niagara Peninsula, including Barton, Saltfleet, Binbrook and Grimsby.

In 1789, Jones replaced Frey and, for the next decade, surveyed thousands of acres of frontier wilderness. His work included the town site Lenox (later Niagara-on-the-Lake), the greater part of York Township and a portion of the town of York (Toronto). He formalized the boundaries of the Six Nations Tract along the Grand River and laid out Upper Canada’s major military roads, Dundas Street (Governor’s Road) and Yonge Street. He is regarded as the outstanding surveyor in Upper Canada’s early history.

When his career as a government surveyor ended in 1800, he retired to his extensive land holdings in Stoney Creek. His eight-room home overlooked a lagoon near present-day Confederation Park. In 1817, he moved to Cold Springs (near Paris on the Grand River) where his personal friend, Mohawk leader Joseph Brant, had provided him with 1200 acres of land along the Governor’s Road. Jones became actively involved with the local Indigenous Peoples and died there in 1836. He is buried in an unmarked grave alongside his son, Reverend Peter Jones, in Greenwood Cemetery, Brantford.

City of Hamilton
Hamilton Historical Board 2008

255 words

Original wording authored by Ron Place of the Stoney Creek Historical Society. Additional information provided by Alun Hughes, Department of Geography, Brock University. Fact checking completed by the Joint Plaquing Sub-committee.
AUGUSTUS JONES
SCULPTURE BY
LES DRYSDALE

On a windy fall day Augustus Jones is portrayed in the moment of checking his sight mark, a circumferentor in his outstretched right hand, a Gunter chain for measuring distances hanging from his left hand, and a satchel holding a note pad and writing utensils slung over his shoulder. A heavy overcoat blowing in the wind and a scarf wrapped around his neck shield him from the elements and insects, while thick leather leggings and footwear afford protection against the dense bush and prolific snakes.

His Gunter chain hangs on the stump of a black oak tree, part of the unique mini-ecosystem of the Carolinian Forest. At the tree's base, a red-tailed hawk finds its prey -- a Massassauga rattlesnake. Amid the tulip, sassafras, and white and red oak leaves, the soil reveals the footprints of flying squirrel and a Opossum, Canada's only native marsupial.

The sculpture implies a direct, yet symbolic, link between the natural history and the history of human development in the area. It serves as a reminder to ourselves of the responsibility we have for conscientious stewardship of our unique environment, and of the treasure that is in danger of being lost without responsible development.

FUNDED BY THE CITY OF HAMILTON 2005

BRONZE – 1.93M X .91M X 1.06M

CITY OF HAMILTON PUBLIC ART COLLECTION

(Word count: 224)