Wednesday, November 16, 2016

3:00 p.m. – Regular Meeting

Council Chambers – 4th Floor – City Hall

Members:
Regional Councillor M. Medeiros – Wards 3 and 4 (Chair)
Regional Councillor G. Gibson – Wards 1 and 5
Regional Councillor E. Moore – Wards 1 and 5
Regional Councillor M. Palleschi – Wards 2 and 6
Regional Councillor G. Miles – Wards 7 and 8
(Vice-Chair, Corporate and Financial Affairs)
Regional Councillor J. Sprovieri – Wards 9 and 10
(Vice-Chair, By-law Enforcement)
City Councillor D. Whillans – Wards 2 and 6
City Councillor J. Bowman – Wards 3 and 4
City Councillor P. Fortini – Wards 7 and 8
City Councillor G. Dhillon – Wards 9 and 10

For inquiries about this Agenda, or to make arrangements for accessibility accommodations for persons attending (some advance notice may be required), please contact:

Sonya Pacheco, Legislative Coordinator
Phone (905) 874-2178, TTY (905) 874-2130, cityclerksoffice@brampton.ca

Note: Some meeting information may also be available in alternate formats, upon request.
Note: Please ensure all cell phones, mobile and other electronic devices are turned off or placed on non-audible mode during the meeting. Council Members are prohibited from sending text messages, e-mails and other electronic messaging during the meeting.

1. Approval of Agenda

2. Declarations of Interest under the Municipal Conflict of Interest Act

3. Consent

* The following items listed with an asterisk (*) are considered to be routine and non-controversial by the Committee and will be approved at this time. There will be no separate discussion of any of these items unless a Committee Member requests it, in which case the item will not be consented to and will be considered in the normal sequence of the agenda.

(8.1)

4. Announcements

5. Delegations

5.1. Possible Delegations re: Notice of the Intention to Amend Mobile Licensing By-law 67-2014, as amended – Housekeeping Amendments.

Note: Public Notice regarding this matter was provided on the City’s website on November 9, 2016.

(See Item 7.1)

6. Staff Presentations

7. By-law Enforcement


(See Item 5.1)

Recommendation

To be received

8. Corporate and Financial Affairs


Recommendation


To be received

9. Minutes


To be distributed prior to the meeting

10. Other/New Business

11. Referred Matters

Note: In accordance with the Procedure By-law, the Referred Matters List will be published quarterly on a meeting agenda for Committee’s reference and consideration. A copy of the current Referred Matters List for this Committee is publicly available on the City’s website.

12. Deferred Matters

13. Notices of Motion
14. **Correspondence**


15. **Regional Council Business**

16. **Councillors Question Period**

17. **Public Question Period**

15 Minute Limit (regarding any decision made at this meeting)

18. **Closed Session**

19. **Adjournment**

Next Meeting: December 7, 2016
Date: 2016-10-05

Subject: Housekeeping amendments to the Mobile Licensing By-law 67-2014, as amended

Contact: James Bisson, Manager, Licensing Enforcement, Corporate Services, 905-458-3424 ext. 63222

Recommendations:

1. That the report from James Bisson, Manager, Licensing Enforcement, Corporate Services, dated October 5, 2016, to the Corporate Services Committee Meeting of November 16, 2016, re: Housekeeping amendments to the Mobile Licensing By-law 67-2014, as amended, be received;

2. That a by-law be passed to amend Mobile Licensing By-law 67-2014, as amended, to address the amendments required to provide clarity of the schedules and the appendices attached to the By-law.

Overview:

- Council enacted By-law 67-2014, The Mobile Licensing By-law on March 26, 2016. The by-law was enacted without Schedules 3 (Refreshment Vehicles) and 5 (Tow Trucks) which were referred to staff to conduct further review with the respective industries and report back to Council with recommendations to amend the Mobile Licensing By-law to include the new schedules.


- In review of the by-law staff found discrepancies and omissions that need to be corrected to allow for proper interpretation of the by-law. The specific sections and appendices are Schedule 5, subsection 9(b), Section 21 and Appendix E, Threshold Policy.

- It is the conclusion of staff that the by-law should be amended to clarify the issues identified within this report.
Background:

Council enacted By-law 67-2014, The Mobile Licensing By-law on March 26, 2014. The by-law was enacted without Schedules 3 (Refreshment Vehicles) and 5 (Tow Trucks) which were referred to staff to conduct further review with the respective industries and report back to Council with recommendations to amend the Mobile Licensing By-law to include the new schedules.


Current Situation:

In review of the by-law staff has found discrepancies and omissions that need to be corrected to allow for proper interpretation of the by-law.

Subsection 9(b) reads as follows;

9. No Licensed Driver shall;

(b) stop or park within 200 metres of the location of a Collision, unless there are fewer Tow Trucks at the Collision location than the number of Vehicles for which the services of a Tow Truck are required or unless the Driver has been summoned to the Collision location by the Hirer;

The intent of this section is to restrict the number of tow trucks at a collision scene. When application was made for set fines and wording approval to the Regional Senior Justice, Central West Region, the wording of this subsection was interpreted to be a parking offence and should not form part of the by-law. A suggestion was made to reword the section to the following;

9.1 Notwithstanding any other section of this By-law, there shall be no more Tow Trucks within two hundred (200) meters of any Collision or apparent Collision than the number of vehicles that require the services of a Tow Truck or unless the Driver has been summoned to the Collision location by the Hirer;

The recommended wording change does not alter the original intent of restricting the number of tow trucks at a collision and using the new wording will permit the use of short form wording under Part I – Provincial Offences Act.

A second discrepancy was found in Schedule 5, Section 21, the section references the wrong section number 19 and should reference section 20.

The third issue was an omission in Appendix E, Threshold Policy. The two schedules for Refreshment Vehicle and Tow Trucks were not added to the appendix in the amending By-law 187-2014. As the policy applies to any applicant or licensee who must submit a police check or driver’s abstract and the drivers of the two schedules do provide those documents the amendment to the appendix is required.
Corporate Implications:

The present by-law has omissions and discrepancies that require amendments to properly reflect Council’s direction.

Strategic Plan:

This report achieves the Strategic Plan priorities by delivering trusted services to make a positive difference for citizens in setting threshold policies for licensing of individuals operating vehicles within the City of Brampton.

Conclusion:

The Mobile Licensing By-law 67-2014 amendments are required to clear up discrepancies and omissions in the current amended By-law. The specific sections and appendices are as follows;

Schedule 5, subsection 9(b), Section 21 and Appendix E, Threshold Policy.

Approved by:       Approved by:

_________________________________________      PMorrison
James Bisson,                                                Paul Morrison
Manager, Licensing                                            Director, Enforcement &
Enforcement                                                   By-law Services

Report authored by: James Bisson, Manager, Licensing Enforcement
Date: 2016-10-14

Subject: Administrative Monetary Penalty System (AMPS) - 2015/2016 Annual Report (File BI.x)

Contact: Peter Fay, City Clerk
905-874-2172  peter.fay@brampton.ca

Recommendation:

1. That the report from Peter Fay, City Clerk, Corporate Services, dated October 14, 2016, to the Corporate Services Committee Meeting of November 16, 2016, re: Administrative Monetary Penalty System (AMPS) - 2015/2016 Annual Report (File BI.x), be received.

Overview:

- The City’s Administrative Monetary Penalty System (AMPS) has been in operation since June 2014. This is the second annual report for the program.

- This report presents an overview of the program's operations to-date, and outlines minor changes to the AMPS program to continue improving program delivery to customers, enhance administrative efficiency, and enforce the City's parking enforcement system as set out in Traffic By-law 93-93, as amended.

- This report achieves the Strategic Plan priorities of Good Government by implementation of a more effective, efficient and client-accessible system for administering parking enforcement matters in the City.

Background:

The AMPS program was implemented on June 2, 2014. The program objective is to enforce the City’s Traffic By-law 93-93, as amended, in regard to parking matters.

AMPS removed parking enforcement matters from the Part II judicial review process as set out in the Provincial Offences Act (POA) in favour of an administrative process...
to dispute and resolve parking infractions. In June 2016, Council completed the removal of Part II parking matters from the POA judicial process by transferring accessible parking infractions and parking infractions with fines greater than $100 to the AMPS program, as enabled by legislation.

A larger number of municipalities are implementing AMPS, including Oshawa, Vaughan, Burlington and Mississauga, as a means to more efficiently resolve parking infractions matters as compared to the judicial process. The City of Toronto is currently establishing its own AMPS process for parking enforcement.

This is the second annual report for the AMPS program. The first report was presented to the Corporate Services Committee in June 2015.

Current Situation:

How AMPS Works:

Under AMPS, a person receiving a Penalty Notice is no longer able to proceed to the POA court to dispute the parking infraction (the only exception is an accessibility parking infraction) through a judicial review process. Instead, all AMPS Penalty Notice recipients wishing to dispute the Penalty Notice must go through an administrative Screening Review process. Similar to First Attendance and Early Resolution in the POA court process, an independent Screening Officer can affirm, reduce or cancel the administrative penalty. As all Penalty Notice recipients who wish to dispute the penalty must go through the screening process, it provides a great opportunity for early resolution. After the Screening Review decision, if a person is not satisfied with the outcome, they can request a Hearing Review presided over by a Hearings Officer, whose decision is final.

Programs Operations:

Table 1 shows the Year 1 and 2 program operation information. The AMPS program continues to be a successful operation. Persons receiving a Penalty Notice for a parking infraction are able to schedule a Screening Review to dispute the Penalty Notice within 30-45 days, as compared to 10-12 months under the previous POA Part II given the limited judicial court tiers available for parking matters.

The previous backlog for scheduled Part II POA parking offences has been eliminated. Part II POA parking matters are only proceeding for pre-AMPS program POA offences involving a Reopening Application is granted on a previously convicted matter or a new trial is ordered.
Table 1

AMPS Program Penalty Notice Summary

<table>
<thead>
<tr>
<th></th>
<th>Year 1</th>
<th>Year 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Penalty Notices Issued (#)</td>
<td>69,527</td>
<td>72,426</td>
</tr>
<tr>
<td>MTO Registered Owner Searches (#)</td>
<td>41,357</td>
<td>43,484</td>
</tr>
<tr>
<td>Screening Reviews Scheduled (#)</td>
<td>5,580</td>
<td>5,771</td>
</tr>
<tr>
<td>Hearing Reviews Scheduled (#)</td>
<td>150</td>
<td>498</td>
</tr>
<tr>
<td>Penalty Notices Outstanding (#)</td>
<td>20,845</td>
<td>17,101</td>
</tr>
<tr>
<td>Penalty Notices Sent for MTO Plate Denial (#)</td>
<td>18,673</td>
<td>24,224</td>
</tr>
</tbody>
</table>

Persons receiving a Penalty Notice are scheduling Screening Reviews to explain and dispute a parking infraction (see Table 2). A review of Screening Review decisions indicates most Screening Reviews result in some form of Penalty Notice reduction or cancellation. Penalty Notice Screening Review decisions appealed to a Hearing Review are generally being affirmed.

Table 2

AMPS Program Screening Review and Hearing Review Dispositions
(June – September 2016)

<table>
<thead>
<tr>
<th>Penalty Notice Disposition</th>
<th>Screening Reviews</th>
<th>Hearing Reviews</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Number</td>
<td>Sub-total</td>
</tr>
<tr>
<td>Penalty Notice Resolved before Scheduled Review</td>
<td>48</td>
<td>53</td>
</tr>
<tr>
<td>Paid Before Scheduled Review Adjourned</td>
<td>5</td>
<td>53</td>
</tr>
<tr>
<td>Penalty Notice Affirmed</td>
<td>243</td>
<td>549</td>
</tr>
<tr>
<td>No Change</td>
<td>306</td>
<td></td>
</tr>
<tr>
<td>Reduction in Administrative Fees or Increased Time to Pay</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Penalty Notice Reduced</td>
<td>389</td>
<td></td>
</tr>
<tr>
<td>Penalty Notice Cancelled</td>
<td>429</td>
<td></td>
</tr>
<tr>
<td>Did Not Attend Scheduled Review (No Show)</td>
<td>258</td>
<td>15%</td>
</tr>
<tr>
<td>Total</td>
<td>1,678</td>
<td></td>
</tr>
</tbody>
</table>

Table 3 shows the most common parking infractions where Penalty Notices were issued during the first and second year of AMPS. Most Penalty Notices are issued for overnight parking infractions (54%), which is similar to pre-AMPS enforcement comparisons. Parking on private property was the second most common parking infraction (13%). Private parking Penalty Notices are issued by private property enforcement agencies operating under authority of the City’s by-law.
### Table 3

**AMPS Parking Infractions**

<table>
<thead>
<tr>
<th>Traffic By-law 93-93 Violation</th>
<th>Violation Description</th>
<th>Year 1 2014/2015</th>
<th>Year 2 2015/2016</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sect. 42(11)</td>
<td>Parking 2:00 to 6:00 am</td>
<td>37,375</td>
<td>35,724</td>
</tr>
<tr>
<td>Sect. 46(1)</td>
<td>Parking on Private Property</td>
<td>8,808</td>
<td>13,267</td>
</tr>
<tr>
<td>Sect. 42(1)</td>
<td>Parking Obstructing Sidewalk</td>
<td>3,454</td>
<td>3,530</td>
</tr>
<tr>
<td>Sect. 47(5)</td>
<td>Parking in Designated Fire Route</td>
<td>2,580</td>
<td>2,534</td>
</tr>
<tr>
<td>Sect. 42(12)</td>
<td>Parking in Prohibited Area</td>
<td>2,351</td>
<td>2,545</td>
</tr>
<tr>
<td>Sect. 57(12)</td>
<td>Parking on Municipal Property</td>
<td>2,306</td>
<td>2,030</td>
</tr>
<tr>
<td>Sect. 42(8)</td>
<td>Parking in Excess of 3 Hours</td>
<td>2,303</td>
<td>2,509</td>
</tr>
<tr>
<td>Sect. 55(1)</td>
<td>Parking Unlicensed Vehicle</td>
<td>1,466</td>
<td>1,799</td>
</tr>
<tr>
<td>Sect. 40(1)</td>
<td>Parking Facing the Wrong Way</td>
<td>1,256</td>
<td>1,293</td>
</tr>
<tr>
<td>Sect. 42(2)</td>
<td>Parking Within 3m. of Fire Hydrant</td>
<td>1,100</td>
<td>891</td>
</tr>
<tr>
<td>All Other Infractions</td>
<td></td>
<td>6,528</td>
<td>6,304</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td><strong>69,527</strong></td>
<td><strong>72,246</strong></td>
</tr>
</tbody>
</table>

Table 4 shows the AMPS program financial summary for the first two years of operation. Program costs and revenues are on par with pre-AMPS expectations. However, MTO charges for registered owner information are higher than expected under the former Part II POA parking enforcement system, where fees for MTO information access and plate denial processing were administered and collected at the end of the process. Under AMPS, MTO is requiring municipalities to pay for the AMPS information up front, creating additional expenses for Penalty Notice fines and administrative fees that may not yet be collected.

### Table 4

**AMPS Program Total Financial Summary**

<table>
<thead>
<tr>
<th>Program Revenues</th>
<th>Year 1</th>
<th>Year 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Value of Penalty Notices Issued</td>
<td>($2,748,964)</td>
<td>($2,883,231)</td>
</tr>
<tr>
<td>Value of Administrative Fees (MTO Vehicle Owner Search Fee / Late Fee / No Show Fee)</td>
<td>($372,960)</td>
<td>($484,340)</td>
</tr>
<tr>
<td>Value of MTO Plate Denial Fees</td>
<td>($326,439)</td>
<td>($372,981)</td>
</tr>
<tr>
<td><strong>Total Revenues</strong></td>
<td>($3,448,363)</td>
<td>($3,740,552)</td>
</tr>
<tr>
<td>Program Expenses</td>
<td></td>
<td></td>
</tr>
<tr>
<td>MTO ARIS Charges</td>
<td>$276,660</td>
<td>$388,079</td>
</tr>
<tr>
<td>SO and HO Expenses</td>
<td>$66,236</td>
<td>$105,750</td>
</tr>
<tr>
<td><strong>Total Expenses</strong></td>
<td>$342,896</td>
<td>$493,829</td>
</tr>
<tr>
<td><strong>Net Program Cost</strong></td>
<td>($3,105,467)</td>
<td>($3,246,723)</td>
</tr>
</tbody>
</table>
Table 5 shows the actual program administrative fees expensed and collected over each of the program years of operation.

Table 5
AMPS Administrative Fees and Expenses Summary

<table>
<thead>
<tr>
<th>Administrative Fees Collected</th>
<th>Year 1</th>
<th>Year 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Value of Administrative Fees Collected</td>
<td>($387,637)</td>
<td>($787,466)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Administrative Costs Expensed</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>MTO ARIS Charges</td>
<td>$276,660</td>
<td>$388,079</td>
</tr>
<tr>
<td>SO and HO Expenses</td>
<td>$66,236</td>
<td>$105,750</td>
</tr>
<tr>
<td>Net Total</td>
<td>($44,471)</td>
<td>($293,637)</td>
</tr>
</tbody>
</table>

The net parking infraction revenues continue to be comparable with pre-AMPS parking revenues, and slightly higher given additional revenues from AMPS administrative fees. Staff expect a reduction in the number of outstanding Penalty Notices and those referred to MTO plate denial in future years once the program and Penalty Notice responsibilities becomes better understood.

Since the AMPS program inception in June 2014, the number of documented complaints has totaled 251. Most result from persons not taking any action on a Penalty Notice (despite the issued Penalty Notice, one reminder notice and one penalty affirmation notice) until the person tries to renew a vehicle registration at the MTO and cannot until the outstanding Penalty Notices and fees are paid. Some legitimate complaints / inquiries setting out extenuating circumstances (generally medical or illness related reasons for not taking an action on a Penalty Notice) are resolved where extenuating circumstances warrant a resolution. Complaints are filed with the City Clerk’s Office for investigation and response. Since April 2015, the City Clerk has delegated responsibility for dealing with all received complaints to the Hearings Officers for review and response. Any complaint must be in writing setting out the extenuating circumstances and request of the person with the Penalty Notice, and are not accepted unless the Penalty Notice is affirmed and outstanding (i.e., not still active and subject to Screening Review or Hearing Review). A customer service complaint form will soon be introduced to help persons define and process complaints in a coordinated manner.

Continuing Program Improvements:

Year two program improvements included the following:

- Appointing Hearings Officers to also act as Screening Officers, in accordance with defined procedures, to assist with Screening Reviews if the Penalty Notice volumes warrant. One full Hearing Review day has been rescheduled to a Screening Review day with the assigned Hearing Review Officer conducting the Screening Reviews that sitting day. This has reduced Screening Review availability dates to 3-5 weeks rather than 4-7 weeks.
- Delaying administrative AMPS functions (requesting registered vehicle owner information from MTO) by a few extra days to account for late Penalty Notice payments received on or immediately after the day 15 payment due date.
Implementing digital signage for general customer service and AMPS information outside the AMPS Screening and Hearing Review Room.

Amending the AMPS By-law to enable accessible parking infractions and those infractions with a penalty greater than $100 to be incorporated into the AMPS program.

Additional AMPS public notices were published in the Spring of 2016.

During the 2015/16 program year, the Province previously started a review to modernize the POA, and initiated a discussion about possibly including Part I (e.g., Highway Traffic Act (HTA) ) offences into an AMPS-type system. These changes could mandate AMPS-like programs across the province at the municipal level (unlike the discretionary administrative penalty system available to municipalities today). The Province has suggested an AMPS-like program for certain Part I HTA offences could include online dispute resolution options for offences. However, in early 2016, the Province advised it would no longer be pursuing an AMPS-like program for Part I Highway Traffic Act offences.

While the AMPS Program is a qualified success (given the program has been in operation for only two years), there continues to be room for program improvement.

Future Program Changes:

AMPS Program Awareness:

An AMPS brochure of common parking infractions, and how to avoid them, will be prepared and provided to persons attending for a Screening Review. The City’s website will also be updated with additional awareness and education information about AMPS and Penalty Notices and options for persons to dispute a Penalty Notice.

Administrative Penalty Infraction Fees and Related Administrative Fees:

Parking Penalty Notice infraction and administrative fees are being benchmarked with other AMPS-implemented municipal jurisdictions. While parking infraction fees are still relatively consistent with other jurisdictions, the City’s AMPS administrative fees have not changed since program inception two years ago and are generally lower than other AMPS-implemented municipalities. After completing penalty notice and administrative fee benchmarking work, staff will report back to Committee with possible changes.

Parking Infraction Interpretation Guideline:

Based on regular program meetings with Screening and Hearing Review Officers, parking Infraction interpretation guidelines are being developed for their use. The guidelines will also be published online for public access. The first set of guidelines for considering, cancelling and voiding accessible parking infractions was published in July 2016. Other general parking infraction interpretation guidelines are in development, addressing a number of areas including, but not limited to the following:
- Incorrect or missing information on the Penalty Notice,
- Person claims vehicle not at location
- Rental Vehicles
- Parking Considerations
- Valid Pay and Display Receipt Displayed
- Pay and Display Machine or Meter Missing, Removed or Inoperable
- Vehicle or Plate was Stolen or Lost at Time of Infraction
- Extenuating Circumstances
- Sign Missing or Illegible
- Continuing Infraction
- Expired Plates

Handheld Ticketing Units for Enforcement and Private Property Enforcement:

Private property enforcement agencies currently issue manual Penalty Notices, which are prone to delay in getting information into the AMPS system, prone to data inputting errors when transferring information from the manual Penalty Notice to the AMPS application, and lack supporting information (e.g., issuing officer notes and photos). Transitioning private property parking enforcement agencies away from manual Penalty Notices to e-ticketing mobile units similar to mobile units currently used by City by-law enforcement officers will improve program effectiveness and efficiency. Further Investigation will look into compelling private property enforcement to use the City’s AMPS application and e-ticketing solutions.

Dispute Resolution for Persons Visiting the City of Brampton:

Establishing an out-of-town dispute resolution process for AMPS, similar to the existing Early Resolution process in place for the POA Court, whereby persons wishing to dispute a Penalty Notice with a residency greater than 100km from the courthouse (through proof of vehicle registration location or proof of out of town residency) be permitted to schedule a telephone Screening Review of Hearing Review.

Alternative Service Hours and Locations:

Investigating alternative service hours and locations for AMPS Screening Reviews and Hearing Reviews (e.g., evening and weekend operational hours and City Hall location), based on customer feedback.

The City Clerk’s Office will continue its investigation to advance the AMPS program and report back to Committee in the future with information and possible proposed changes to proceed with some of these initiatives.

Corporate Implications:
Financial Implications:

There are no additional financial implications from this information report. The AMPS program continues to operate within program design expectations. Any future program changes with additional expense or revenue impacts will be reported to Committee for consideration.

Other Implications:

n/a

Strategic Plan:

This report achieves the Strategic Plan priorities of Good Government by implementation of a more effective, efficient and client-accessible system for administering parking enforcement matters in the City.

Conclusion:

The AMPS Program has been operational for over two years, and is a qualified success. Persons receiving Penalty Notices have the opportunity to schedule a Screening Review and, if necessary, a Hearing Review, in a much shorter timeframe than the previous Part II POA judicial review process. Since the program is still relatively new, it appears a higher than anticipated number of Penalty Notices have not been acted upon by recipients and are currently outstanding and/or subject to MTO vehicle plate denial. The number of outstanding Penalty Notices will likely decline and become more normalized as persons become more familiar with the AMPS Program and their individual responsibility to take action in response to an issued Penalty Notice. The program continues to encourage compliance with the City’s parking regulations set out in Traffic By-law 93-93.

Additional changes to the AMPS program are currently under consideration will be reported to Council in the future.

Approved by:       Approved by:

Jane Iacobucci  Peter Fay
Manager, Court Administration.  City Clerk, Council and
Council and Administrative  Administrative Services
Services

Attachments:  n/a

Report authored by: Peter Fay, City Clerk, 905-874-2172, peter.fay@brampton.ca
Date: October 11, 2016

Subject: Tax Collection Extension Agreement

Contact: David Sutton, Director of Finance and Interim Treasurer, (905) 874-2257

Recommendations:

1. The report from David Sutton, Director of Finance and Interim Treasurer, dated October 11, 2016, to the Corporate Services Committee meeting of November 16, 2016 re: Tax Collection Extension Agreement be received; and

2. A by-law be passed to authorize the Director of Finance and Interim Treasurer to execute on behalf of the City an Extension Agreement with the owner of 84 Royal West Drive pursuant to Section 378 of the Municipal Act, 2001 on such terms and conditions as may be approved by the Director of Finance and Interim Treasurer and in a form as may be approved by the City Solicitor or his delegate.

Overview:

- The Municipal Act, 2001, Section 378 allows a municipality to pass a by-law, after the registration of a tax arrears certificate and before the expiry of the one-year period thereafter, to authorize an extension agreement with the owner of the land to extend the period of time in which the cancellation price can be paid.

- This report is seeking Council approval to extend the timelines for the payment of tax arrears for the property located at 84 Royal West Drive.
Background:

The Municipal Act, 2001 (The “Act”) sets out the procedures to be followed when collecting overdue taxes. The final steps under the Act are to register a tax arrears certificate when the taxes are more than three years in arrears and to conduct a tax sale if the tax arrears remain unpaid after one year from the date of registration of the tax arrears certificate.

A tax arrears certificate was registered on August 17, 2016 against the title of property located at 84 Royal West Drive. The owner of the property has informed staff that she is in the process of settling a number of family and financial issues and needs more time to pay the tax arrears in full.

Section 378 (1) of the Act provides for the granting of an extension agreement prior to the expiry of the one year period as follows:

“A municipality, by a by-law passed after the registration of the tax arrears certificate and before the expiry of the one-year period mentioned in subsection 379 (1), may authorize an extension agreement with the owner of the land, the spouse of the owner, a mortgagee or a tenant in occupation of the land extending the period of time in which the cancellation price is to be paid.”

The section further provides a set of mandatory conditions that must be included in any extension agreement, including but not limited to:

“(a) when and under what conditions it shall cease to be considered a subsisting agreement;

(b) that any person may pay the cancellation price at any time; and

(c) that it terminates upon payment of the cancellation price by any person.”

It is important to note that the granting of an extension agreement does not reset the collection process and the progression to tax sale; it merely provides a “pause”. If at the end of the agreement the full amount owing has not been paid, the process restarts where it was paused and would continue to move through the collection process to tax sale.

Current Situation:

The property located at 84 Royal West Drive, became liable for tax sale proceedings as regulated by Part XI of the Municipal Act, 2001 on January 1st, 2016. All collection steps as per the Property Tax Billing and Collection Policy and as per Part XI of the Municipal Act, 2001, were taken, including placement of the account with a Bailiff in April, 2016. Such efforts were unsuccessful in the recovery of the tax arrears and the City of Brampton registered a tax arrears certificate on August 17, 2016.
On September 26, 2016 the property owner notified the City that they were not able to pay the full cancellation price by the end of the one year redemption period, which will expire on August 17, 2017 and they requested to enter into an extension agreement until January 30, 2018 to allow more time to finalize the settlement of family and financial issues. The property owner has proposed to make payment as follows:

- $10,000.00 on December 30th, 2016
- $10,000.00 on June 30, 2017
- $350.00 monthly starting on November 30, 2016 until December 30, 2017 with the exception of December 30, 2016 and June 30, 2017 when the payment of $10,000.00 will be made.

**Corporate Implications:**

**Financial Implications:**

N/A

**Other Implications:**

**Strategic Plan:**

This report achieves the Strategic Priority of Good Government by practicing proactive, effective and responsible management of finances, policies, and service delivery.

**Conclusion:**

A tax sale on 84 Royal West Drive can be avoided if the property owner enters into an extension agreement with the City of Brampton under Section 378 of the *Municipal Act, 2001* and adheres to the terms and conditions of the agreement. Failure to meet the payments dates and the amounts specified in the agreement will make the extension agreement null and reinstate the tax sale process.

Granting an extension agreement will provide the property owner with additional time to complete the proposed settlement of family and financial issues without jeopardizing the City’s ability to ultimately collect all taxes, penalties and costs that are owing.
Report Approved By:

Martin Finnegan
Senior Manager, Revenue (Interim)

David Sutton
Director of Finance and Interim Treasurer

Report authored by: Annemilia Scola, Manager, Corporate Collections

Appendix:

Tax Arrears Extension Agreement
Schedule A
By-law
Tax Arrears Extension Agreement

THIS AGREEMENT made in duplicate this October 20th, 2016, between The Corporation of the City of Brampton (the “City”) and Nasima Huda (the “Owner”).

WHEREAS:

1. The Owner is the registered, beneficial and assessed owner of land assessed under tax roll number 21-10-08-0-011-03804-0000 and municipally known as 84 Royal West Drive, in the City of Brampton (the “Owner’s Land”), as set out in Instrument No PR 2111451, registered in the Land Registry Office;

2. There were arrears of taxes in respect of the Owner’s Land on the 31st of December, 2015 in the amount of $24,183.61 and a tax arrears certificate was registered in the Land Registry Office, as set out in Instrument No PR 2970584, on the 17th day of August, 2016 which certificate verified the tax arrears owing at that time part of which were in arrears in excess of three years;

3. Under s. 378 of the Municipal Act, 2001, S.O. 2001, c.25 as amended, a municipality may by by-law passed after registration of a tax arrears certificate authorize an extension agreement to be entered into by the municipality with the owner in order to extend the period of time within which the cancellation price is to be paid;

IN CONSIDERATION of the promises and of the covenants and obligations contained in this Agreement, it is hereby agreed as follows;

1. The parties agree that the period of time within which the cancellation price is to be paid shall be and is hereby extended to January 30, 2018, providing the Owner is not in default hereunder.

2. Despite any of the provisions of this Agreement, the Owner acknowledges that the Municipal Act, 2001 shall continue to apply to the collection and enforcement of all tax arrears and all taxes with respect to the Owner’s Land, except that the Treasurer and the collector of taxes of the City without waiving any statutory rights and powers of the City or the Treasurer, shall not enforce collection of such tax payments by the sale of the Owner’s Land, during the time that this Agreement is in force, so long as the Owner is not in default hereunder.

3. The Owner agrees to pay to the City the sums indicated in payment schedule attached hereto as Schedule “A” and forming part of this Agreement, on the date(s) and in the manner indicated therein.

4. The Owner further agrees to pay any additional monies owing by virtue of additions to the tax roll within thirty (30) days of written notification by the City.

5. The Owner acknowledges and agrees that the cancellation price may increase as a result of changes to the assessment of the Owner’s Land in which event the Owner shall make payments in accordance with any revised payment schedule from and after the Owner’s receipt of such thereof.

6. In the event that the Owner sells, transfers or otherwise disposes of the Owner’s Land or any interest therein, including the registration of a mortgage, the appointment of a Receiver, a mortgagee taking possession or any loss of possession or control of the Owner’s Land occurring prior to January 30, 2018 or in the event that the Owner defaults in any payment hereunder or is in default of any covenant or condition hereunder, this Agreement shall cease to be a subsisting extension agreement for the purposes of s. 378 of the Municipal Act, 2001, the cancellation price shall become immediately due and payable and the City shall continue with the tax arrears sale of the Owner’s Land in accordance with the Act.

7. Despite the provisions of paragraph 1, the Owner, or any other person, may on or before January 30, 2018, pay the cancellation price and, upon receipt of the said payment by the City, this Agreement shall terminate and the Treasurer shall forthwith register a tax arrears cancellation certificate.

8. In the event that the cancellation price is not paid by January 30, 2018, this Agreement shall terminate, the Owner will not object to the sale of the Owner’s Land by the City and shall consent to any court orders necessary to
permit the City to sell the said land. The Owner covenants and agrees to be bound by this paragraph 7 notwithstanding the termination of this Agreement.

9. The Owner hereby acknowledges and agrees as follows:

   a) The City was entitled to register the aforesaid tax arrears certificate against title to the Owner's Land and the tax arrears verified therein were accurate and owed by the Owner to the City as of the date of such registration;

   b) That the City Treasurer is required by section 378(5) of the _Municipal Act, 2001_, at the request of any person, to permit that person to inspect a copy of this agreement and to provide any person with copies of it, upon request and upon payment of applicable photocopying charges;

   c) That upon default hereunder by the Owner, the City may but shall not be obligated to, notify any mortgagee and any person having an interest in the Owner's Land including tenants, of such default; and

   d) The recitals herein are true and accurate.

10. This Agreement shall extend to and be binding upon and enure to the benefit of the parties and to their respective heirs, executors, administrators, personal representatives, successors and assigns.

11. Any notice to be given to the parties to this Agreement shall be sufficiently given if sent by registered or certified post to the following addresses:

   To the City:
   David Sutton, Director of Finance and Interim Treasurer
   The Corporation of the City of Brampton
   2 Wellington Street West
   Brampton, Ontario L6Y 4R2

   To the Owner:
   Ms. Nasima Huda
   84 Royal West Drive
   Brampton, Ontario, L6X 0V8

12. The Owner hereby covenants and agrees to indemnify and save harmless the City and its elected officials, Treasurer, employees and other persons for whom it is in law responsible, from and against any kind of liability, suit, claim, demand, fine, action or proceeding of any kind which may be brought against it or any of them, and from and against any and all losses, costs, damages or expenses (including reasonable legal fees) suffered or incurred by the City or any of them, howsoever caused, for any reason or on account of or by reason of or in consequence of the City entering into this extension agreement.

13. For the purposes of this agreement the term “cancellation price” shall have the meaning ascribed to it by s. 371 of the _Municipal Act, 2001_.

   IN WITNESS WHEREOF the parties hereto have executed this agreement, as of the day and the year first above written.

______________________
Nasima Huda
Property owner of 84 Royal West Drive

THE CORPORATION OF THE CITY OF BRAMPTON

________________________
David Sutton
Director of Finance and Interim Treasurer
I have the authority to bind the Corporation
### Schedule “A”
Payment schedule for Extension Agreement

<table>
<thead>
<tr>
<th>Payment date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>November 30, 2016</td>
<td>$350.00</td>
</tr>
<tr>
<td>December 30, 2016</td>
<td>$10,000.00</td>
</tr>
<tr>
<td>January 30, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>February 28, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>March 30, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>April 30, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>May 30, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>June 30, 2017</td>
<td>$10,000.00</td>
</tr>
<tr>
<td>July 30, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>August 30, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>September 30, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>October 30, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>November 30, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>December 30, 2017</td>
<td>$350.00</td>
</tr>
<tr>
<td>January 30, 2018</td>
<td>Total outstanding balance</td>
</tr>
</tbody>
</table>
THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number __________ - 2016

To Authorize the Execution of a Tax Collection Extension Agreement

WHEREAS the Owner of the lands described as Lot 119, Plan 43M1815 Roll No.: 21-10-08-0-011-03804-0000 is in arrears of taxes, and a Tax Arrears Certificate has been registered against the said lands in accordance with the provisions of the Municipal Act, 2001;

AND WHEREAS section 378 of the Municipal Act, 2001 permits a municipality to pass a by-law to authorize an extension agreement extending the period of time in which the cancellation price is to be paid;

AND WHEREAS The Corporation of the City of Brampton has determined that such an extension agreement is appropriate in the circumstances.

NOW THEREFORE the Council of The Corporation of the City of Brampton ENACTS AS FOLLOWS:

1. That the Director of Finance and Interim Treasurer is hereby authorized to execute on behalf of The Corporation of the City of Brampton, an extension agreement with Nasima Huda pursuant to Section 378 of the Municipal Act, 2001, on such terms and conditions as may be approved by the Director of Finance and Interim Treasurer and in a form as may be approved by the City Solicitor or his delegate, in respect of the lands legally described as Lot 119, Plan 43M1815 and assigned Roll No.: 21-10-08-0-011-03804-0000.
READ A FIRST, SECOND AND THIRD TIME AND PASSED IN OPEN COUNCIL THIS 23rd day of November 2016

Approved as to form.

___/___/___

C. Pratt

Approved as to content.

___/___/___

D. Sutton

__________________________________________
Linda Jeffrey, Mayor

__________________________________________
Peter Fay, City Clerk
Date: 2016-10-26

Subject: Government Relations Framework: Building a Strong Federal-Provincial-Municipal Partnership for Brampton

Contact: Lowell Rubin-Vaughan, lowell.rubinvaughan@brampton.ca

Recommendation:

1. That the report from Lowell Rubin-Vaughan, Government Relations, dated October 26, 2016, to the Corporate Services Committee Meeting of November 16, 2016, re: 2016 Government Relations Framework: Building a Strong Federal-Provincial-Municipal Partnership for Brampton, be received.

Overview:

- The proposed government relations framework focuses on building strong partnerships between the federal, provincial and municipal governments to achieve common outcomes.
- Builds upon momentum made from the 2016 Association of Municipalities of Ontario Annual Conference and is agile to adapt to changes in government direction.
- Ensures alignment of priority issues for the City with those of the federal and provincial governments.
- Identifies an initial set of tactics and advocacy opportunities to advance the City of Brampton’s priorities with the other orders of government.

Background:

To support the City of Brampton (the City) to meet the needs of its diverse and growing community, the proposed government relations framework outlined in this report focuses on building strong partnerships between the federal, provincial and municipal governments. The framework will enable the City to:
- Work proactively to advance its priority issues
- Be an active participant in political processes (such as provincial or federal public consultations)
- Build positive relationships with both elected and non-elected officials
The ability to identify opportunities to work with all orders of government will support the City to be future ready by proactively advancing common priorities and outcomes. The framework will also be agile to adapt to any changes in priorities including those at the provincial and/or federal levels.

Current Situation:

Today, government relations at the City is siloed, ad hoc and reactive to advocacy opportunities with the provincial and federal governments. The absence of a clear framework prohibits the City from proactively advancing key City-wide priorities in a coordinated manner, including aligning priorities with those of the provincial and federal governments.

The proposed strategy framework builds upon the momentum made from August 2016 Association of Municipalities of Ontario (AMO) Annual Conference. The Mayor and Council-led delegations met with seven Ministries: Natural Resources & Forestry, Infrastructure, Transportation, Advanced Education & Skills Development, Municipal Affairs, Health & Long-Term Care, and the Attorney General. Follow up work by staff, to-date, includes:

1. Hurontario-Steeles Mobility Hub
   - Meeting with the Ministry of Transportation’s Director of Transit Policy.
   - Metrolinx is willing to re-engage with the City to further discuss potential support.

2. Riverwalk
   - Meeting with Minister Kathryn McGarry (Ministry of Natural Resources & Forestry) Senior Policy Advisors.
   - Provided a detailed overview of the project, including how the Clean Water and Wastewater Fund supports the advancement of the Master Plan and Sustainability Framework.
   - Discussed future participation in the initiative.

3. Franceschini Bridge
   - Ongoing dialogue with the Ministry of Transportation to advance development of this pedestrian bridge. Currently on track for a spring/summer 2017 construction.

In addition, on Friday, October 14, 2016, the Corporate Leadership Team met with Brampton’s Members of Parliament (MP’s). The discussion was a first step in Building a Strong Federal-Provincial-Municipal Partnership for Brampton, with an emphasis to establish on-going, two-way communication. Priorities highlighted:

- Bring a university to Brampton
- Federal investments in green, transit and social infrastructure
- Establishing a human health sciences cluster in Brampton
Staff is planning to hold a similar meeting with Brampton’s Members of Provincial Parliament (MPP’s) in the near future.

**Proposed Government Relations Framework:**

As the political landscape can change with each election cycle, the proposed framework is agile and will continually be monitored to reflect changes in priorities at any level of government. A high level overview of each step is provided below:

**Step 1: Identify and Align Key Priority Initiatives**

Initiatives requiring some form of provincial and/or federal involvement need to be identified and prioritized. Examples of provincial and federal intervention can include legislative or regulatory changes required for the City to achieve an intended outcome.

While it is important to prioritize issues to advance corporate initiatives, such as the Strategic Plan, it is also imperative they align with, and meet provincial and/or federal priorities. The release of provincial and federal mandate letters, for example, provides valuable insights into their public policy direction and how the City’s priorities can align to them. This process will enable both the City and other governments achieve their objectives.

**Step 2: Formalize Advocacy Strategies**

Advocacy strategies are designed to help influence decisions made by other orders of government. They include a set of processes including a list of tactics and opportunities such as:

1. Identifying issue and target audience (i.e. Federal Department or Provincial Ministry).
2. Developing consistent messaging among Mayor, Councillors and senior leaders.
3. Identifying appropriate tactic(s) (examples are included in the next section).

**Step 3: Ongoing Monitoring and Updates**

An important component of the framework is to provide regular updates to Mayor, Councillors and senior leaders. As part of the monitoring process any changes to the approach and/or tactics will be recommended. This part of framework includes:

1. Ongoing tracking of government activity.
2. Providing regular update to Council (to be determined).

**Proposed Tactics and Advocacy Opportunities**

To support the proposed framework, the following are initial tactics and advocacy opportunities that can be implemented:
1. Align Brampton’s priorities to provincial and federal priorities:
   - Review and analysis of mandate letters.
   - Regular monitoring of government announcements and activities.

2. Proactively engage in federal and provincial opportunities
   - Federal and provincial public consultations (when and where appropriate), including pre-budget consultations.
   - 2018 Provincial Election (taking place on or before June 7, 2018).
   - 2019 Federal Election (taking place on or before October 21, 2019).

3. Engage in regular, two-way, discussion with local MP’s, MPP’s, and other elected and non-elected officials:
   - Ensure coordinated messaging between Mayor, Councillors and administration.
   - Focus on securing opportunities to meet with elected and non-elected government officials to discuss advocacy opportunities.

4. Leverage provincial and federal municipal sector associations, including annual conferences. The following are examples of municipal sector opportunities:

   **Provincial**
   - Large Urban Mayor’s Caucus of Ontario
   - Greater Toronto Area and Hamilton Mayors and Regional Chairs

   **Federal**
   - Federation of Canadian Municipalities (Annual Conference: June 1 – 4, 2017, Ottawa)
   - Big City Mayors’ Caucus

Additional tactics and advocacy opportunities will be communicated to Council as they arise.

**Corporate Implications:**

**Financial Implications:**

Financial implications resulting from this report are covered within the current 2016 Budget.

**Strategic Plan:**

This report achieves the Strategic Plan priorities of Good Government by building positive intergovernmental relationships and influencing public policy decisions of other government organizations to advance Brampton’s priorities and goals.
Conclusion:

The proposed government relations framework supports the City establish strong partnerships with other levels of government by aligning priorities that achieve common outcomes. Staff will raise additional advocacy opportunities to Council as appropriate.

Approved by:       Approved by:

Lowell Rubin-Vaughan,  Harry Schlange,
Government Relations    Chief Administrative
                        Officer
October 6, 2016

Dear Clerks:

**AMO Seeks Council Resolution**

On behalf of the AMO Board, I would ask you to place the attached resolution on council’s next agenda along with this letter.

AMO wants every council to be involved in the *What’s Next Ontario?* project. There is a looming fiscal gap facing Ontario’s municipalities. *What’s Next Ontario?* is about recognizing the gap and seeking sector support for closing it. The response has been impressive, but there’s more to be done! We’ve boiled down the essence of the challenge we face in the next ten years to a one-page resolution. *We urge every council in Ontario to adopt the resolution, and reply to AMO by December 1, 2016.*

What does it say? We know Ontarians see infrastructure as the number one challenge facing their community. We know that even if we raise property taxes and user fees by inflation (1.8%), we will still be $3.6 billion short to fix the infrastructure gap, every year for ten years. This is what we need to address. As elected officials, how do we deal with this challenge? What is the best approach? Ontarians already pay the highest property taxes in the country. How high is too high?

We could finance this gap by increasing property taxes. It would require property tax revenue increases of 4.6% annually for 10 years, sector-wide. And, what happens if the federal or provincial governments pull back on future commitments? We know that could mean property tax revenue increases of up to 8.35% annually for 10 years, sector-wide. How might these numbers translate locally as an annual rate increase?

The attached resolution is a starting point. Thank you for bringing this to your council’s attention. My e-mail address is on the resolution and I look forward to receiving council’s support.

If you have questions, please contact Matthew Wilson, Senior Advisor, mwilson@amo.on.ca, 416-971-9856 Ext. 323.

Yours sincerely,

Lynn Dollin
AMO President
WHAT'S NEXT ONTARIO? RESOLUTION

WHEREAS recent polling, conducted on behalf of the Association of Municipalities of Ontario indicates 76% of Ontarians are concerned or somewhat concerned property taxes will not cover the cost of infrastructure while maintaining municipal services, and 90% agree maintaining safe infrastructure is an important priority for their communities;

AND WHEREAS infrastructure and transit are identified by Ontarians as the biggest problems facing their municipal government;

AND WHEREAS a ten-year projection (2016-2025) of municipal expenditures against inflationary property tax and user fee increases, shows there to be an unfunded average annual need of $3.6 billion to fix local infrastructure and provide for municipal operating needs;

AND WHEREAS the $3.6 billion average annual need would equate to annual increases of 4.6% (including inflation) to province-wide property tax revenue for the next ten years;

AND WHEREAS this gap calculation also presumes all existing and multi-year planned federal and provincial transfers to municipal governments are fulfilled;

AND WHEREAS if future federal and provincial transfers are unfulfilled beyond 2015 levels, it would require annual province-wide property tax revenue increases of up to 8.35% for ten years;

AND WHEREAS Ontarians already pay the highest property taxes in the country;

AND WHEREAS each municipal government in Ontario faces unique issues, the fiscal health and needs are a challenge which unites all municipal governments, regardless of size;

NOW THEREFORE BE IT RESOLVED that this Council supports the Association of Municipalities of Ontario in its work to close the fiscal gap; so that all municipalities can benefit from predictable and sustainable revenue, to finance the pressing infrastructure and municipal service needs faced by all municipal governments.

Please forward your resolution by December 1, 2016 to:
AMO President Lynn Dollin amopresident@amo.on.ca.
1. The attached Public Notice re: **Item 5.1 – Notice of the Intention to Amend Mobile Licensing By-law 67-2014, as amended – Refreshment Vehicles and Tow Trucks – Housekeeping Amendments** was published on the City’s website on November 9, 2016 and is attached for your information.

2. The following presentation was submitted to the City Clerk’s Office after the agenda was printed and relates to **Item 8.2** on the agenda. In accordance with the Procedure By-law, Committee approval is not required to add this item to the agenda.


3. The following item was listed on the published agenda to be distributed prior to the meeting.

   9.1. **Minutes – Inclusion and Equity Committee – September 29, 2016**
Notice of Intention to Amend Mobile Licensing By-law 67-2014
Refreshment Vehicles and Tow Trucks – Housekeeping Amendments

The City of Brampton intends to amend Mobile Licensing By-law 67-2014, as amended, to address discrepancies and omissions to allow for proper interpretation of the by-law. Corporate Services Committee will consider this matter at its meeting on **Wednesday, November 16, 2016 at 3:00 p.m.**

The amendments are as follows:

- Addition to Appendix E, Threshold Policy of the schedules for Refreshment Vehicles and Tow Trucks;
- Wording changes to clarify Subsection 9(b) and minor changes such as corrected section numbers in Schedule 5, and paragraph re-numbering.

The [staff report](#) is available from the City Clerk’s Office, or as part of the Committee agenda on the City’s website at [www.brampton.ca](http://www.brampton.ca).

Anyone interested in speaking to this matter at the Committee meeting or making written submissions should contact the City Clerk’s Office, at the address below, no later than 4:30 p.m., November 15, 2016. In the event that Committee chooses to refer or defer consideration of this matter, no further public notice will be given.

Questions and comments may be directed to:

James Bisson, Manager, Licensing Enforcement
Enforcement and By-law Services
(905) 458-3424, ext 63222
[james.bisson@brampton.ca](mailto:james.bisson@brampton.ca)

Dated November 9, 2016

P. Fay, City Clerk
2 Wellington St. W., Brampton, ON  L6Y 4R2
905 874-2178 (voice), 905 874-2119 (fax), 905 874-2130 (TTY)
cityclerksoffice@brampton.ca
Building a Strong Federal-Provincial-Municipal Partnership for Brampton

Corporate Services Committee
November 16, 2016

Lowell Rubin-Vaughan
Government Relations
Agenda

- Federal and Provincial Political Landscape
  - Federal
  - Provincial
- Why a Government Relations Framework?
- Proposed Government Relations Framework
- Proposed Tactics and Advocacy Opportunities
Federal Members of Parliament (MPs)

- Raj Grewal
  Brampton East

- Kamal Khera*
  Brampton West

- Ruby Sahota
  Brampton North

- Ramesh Sangha
  Brampton Centre

- Sonia Sidhu
  Brampton South

- 5 Ridings with boundaries all within the City of Brampton (realigned for the 2015 election)
- All members of the Liberal Party
- *Parliamentary Secretary to the Minister of Health
Provincial Members of Provincial Parliament (MPPs)

Amrit Mangat*
Mississauga-Brampton South
(Liberal)

Vic Dhillon+
Brampton West
(Liberal)

Harinder Malhi^  
Brampton-Springdale
(Liberal)

Jagmeet Singh
Bramalea-Gore-Malton
(NDP)

- 4 Ridings with 2 boundaries shared with the City of Mississauga
- There will be 5 ridings in Brampton for the 2018 (same as federal boundaries)
- Parliamentary Assistant, Ministers responsible for Accessibility & Women’s Issues
- Parliamentary Assistant, Government & Consumer Services
- Parliamentary Assistant, Tourism, Culture & Sport
Why a Government Relations Framework?

- Continue to build momentum from the 2016 Association of Municipalities Annual Conference
  - Strong council commitment
  - Met with 7 Ministries
  - Positive staff follow up meetings

- Work proactively to advance the City’s priority issues

- Be an active participant in political processes

- Build positive relationships with both elected and non-elected officials
Government Relations Framework

1. Identify and Align Key Priority Issues

**Priorities (Examples)**
- Increase local transit
- Keep people & goods moving efficiently
- Build complete communities
- Cultivate economic growth & stability
- Preserve & protect environment

**Canada**
- Invest in public infrastructure (green, social, public transit)
- Open & transparent government
- Protect the environment and make strategic investments

**Ontario**
- Invest in public infrastructure
- Make postsecondary education affordable/accessible
- Lead transition to a low-carbon economy & fight climate change
Proposed Government Relations Framework

2. Develop Advocacy Strategies
   - Strategies to help influence decisions made by other orders of government
     - Identify issues and target audiences
     - Develop consistent messaging among Mayor, Councillors and senior leaders
     - Identify appropriate tactic(s)

3. Ongoing Monitoring and Updates
   - Ongoing tracking of government activity
   - Provide regular updates to Council (when appropriate)
Proposed Tactics and Advocacy Opportunities

1. Proactively engage in federal and provincial opportunities, including:
   o Pre-Budget Consultations
   o Public Consultations
   o Election Strategies

2. Engage in regular, two-way discussions with MPs, MPPs, other elected and non-elected officials

3. Leverage provincial and federal municipal sector associations, including:
   o Association of Municipalities of Ontario (Conference: August 13-16, Ottawa)
   o Federation of Canadian Municipalities (Conference: June 1-4, 2017, Ottawa)
Thursday, September 29, 2016

Boardroom WT-2C and WT-2D
2nd Floor – West Tower

Members:  Gurratan Singh (Chair)
          Joe Pimentel (Vice-Chair)
          Joanne Leslie
          Cherian Manathara
          Bob Pesant
          Roop Sandhu
          Hemant Tailor
          Daisy Wright
          Kris Noakes – Peel Aboriginal Network
          Jeanette Schepp – Canada Mental Health Association – Peel
          City Councillor Martin Medeiros – Wards 3 and 4

Members Absent:  Amaleethan Xavier (Vice-Chair – regrets)
                   Louis Adams (regrets)
                   Richard Emode (regrets)
                   Gurwinder Gill (regrets)
                   Duke Pratt (regrets)
                   Rajinder Saini
                   Priyanka Sheth – LGBQT Community (regrets)
                   Regional Councillor Elaine Moore – Wards 1 and 5 (regrets)
                   City Councillor Gurpreet Dhillon – Wards 9 and 10 (regrets)

Staff Present:  Public Services, Recreation and Culture
               Mary Held, Acting Manager, Central Services
               Michelle Robinson, Recreation Supervisor, Community
               Development
               Corporate Services Department
               Peter Fay, City Clerk
               Chandra Urquhart, Legislative Coordinator
The meeting was called to order at 7:00 p.m. and adjourned at 8:49 p.m.

1. **Approval of Agenda**

IEC010-2016  That the agenda for the Inclusion and Equity Committee Meeting of September 29, 2016 be approved, as printed and circulated.

Carried

2. **Declarations of Interest under the Municipal Conflict of Interest Act**

3. **Previous Minutes**

3.1. Minutes - Inclusion and Equity - March 31, 2016

The subject minutes were approved by Council on May 25, 2016 and provided for Committee’s information.

3.2. Inclusion and Equity - Note to File - June 23, 2016

The subject notes were provided for Committee’s information.

4. **Delegations / Presentations**


Peter Fay, City Clerk, provided an overview of the discussion with the members who were in attendance on June 23, 2016 regarding a vision statement for the Committee. Priorities, engagement, awareness and responsiveness were discussed. Two draft vision statements resulted and are presented for consideration by Committee in Item 4.2.

The following motion was considered:

IEC011-2016  That the presentation to the Inclusion and Equity Committee meeting of September 29, 2016, re: Inclusion and Equity Facilitator Session Workshop be received.

Carried
4.2. Presentation, re: **Strategic Plan Finalization - September 29, 2016**

Peter Fay, City Clerk, explained that the intent of the presentation was to finalize the draft strategic plan and establish an action plan. A decision on a vision statement, priorities, goals and initiatives was vital to establishing an action plan.

The two versions of the draft vision statements were presented:

1. Brampton – a reflective, inclusive and equitable community
2. To fearlessly promote the development of a reflective, inclusive, equitable and just community

Committee discussed the statements and commented as follows:

- Pursuit of fairness, equity and inclusion
- Just and fairness is the ultimate goal
- Balanced vision is needed
- Pursue instead of promote
- Challenge the status quo
- Not being afraid of uncomfortable discussions
- Statement should be bold
- Fearless notes bravery
- Delivering a positive message

Committee agreed on the following as the vision statement:
- To fearlessly pursue a reflective, inclusive, equitable and just community.

Discussion continued regarding the strategic goals and initiatives with the focus on three priorities: responsiveness, engagement and awareness as outlined in the chart included in the presentation. Comments were provided as follows:

- Benchmarking and educating staff
- Understanding partnerships with different groups
- Raising community awareness
- Undertaking a SWOT (strengths, weaknesses, opportunities, threats) analysis
- Recognizing areas that are under resourced
- Viewing inclusion and equity from all angles including social and political
- Connecting with youth to participate and champion discussions on these issues through an Equity Ambassador program – staff advised that the City leads a youth a program
- Engaging the community to bring awareness
- Recognizing that completion of strategic initiatives requires time, commitment and possibly financial resources
Delivery of services and a communication strategy that maximizes technology i.e. social media

Acknowledging celebration of different cultures, such as Carabram

Notifying the Committee about events at the City for different cultures, such as flag raising ceremonies

Persons with disabilities are not reflected in the City’s hierarchy

Demonstrating a vision of inclusiveness and diversity

Creating a policy that brings more diversity to the City

Public education campaign that includes diversity

Deletion of reference regarding diversity celebration in strategic initiative under priority #3 awareness

Acknowledging that the Committee is responsible for promoting diversity and bringing awareness to the public

- recognizing what the City has accomplished, focus should not only be on what the City has not done

Establishing subcommittees

- to discuss and make decision on priorities
- to move initiatives forward

Timelines for completion of priorities

Mr. Fay advised that the changes requested by Committee will be reflected in the chart which will be sent to Members. It was suggested that Members work on the chart independently and submit findings before the next meeting on the following three questions:

1) Your interest in participating on one or more of three subcommittees focused on the goal streams of responsiveness, engagement and awareness
2) What each of the initiatives mean to you
3) What do you want to accomplish for each initiative this term and beyond

Mr. Fay advised that the responses received from Committee will assist in moving forward to the next steps which are to establish subcommittees and set the action plans and work to be completed.

The following motion was considered:

IEC012-2016 1. That the presentation to the Inclusion and Equity Committee meeting of September 29, 2016, re: Strategic Plan Finalization - September 29, 2016 be received; and,

2. That the following statement be approved as the Vision Statement for the Inclusion and Equity Committee Work Plan:

‘To fearlessly pursue a reflective, inclusive, equitable and just community’; and
3. That the Strategic Goals & Initiatives chart be amended such that Priority #3 Strategic Initiatives - Awareness #2 reads as follows:
   'Develop and implement public education campaigns'; and

4. That the following three comments/questions be incorporated in the Strategic Goals & Initiatives chart for Priorities #1, #2 and #3 and forwarded to Members for completion:
   1) Your interest in participating on one or more of three sub-committees focused on the goal streams of responsiveness, engagement and awareness
   2) What each of the initiatives mean to you
   3) What you want to accomplish for each initiative this term and beyond

5. That staff compile and present Members responses at the next meeting of the Committee.
   Carried

5. **Reports / Updates**

6. **Other/ New Business**


   The recommendations in the subject report were approved by Council on June 22, 2016 and provided for Committee’s information.


   IEC013-2016 That the article from the Globe and Mail dated July 13, 2016, to the Inclusion and Equity Committee meeting of September 29, 2016, re: *Vancouver Embraces Inclusive Transgender Policy* be received.
   Carried
7. **Inclusion and Equity Ideas**

The following ideas were put forward by the Committee:

a. Inclusion of wording in City Communication to the public that would promote and bring awareness of the Committee

b. Flag raising events be made public and the presence of more Councillors and staff at such events

c. Providing comments/information to Council about Inclusion and Equity, e.g., presentations/reports were provided to Council on the ethnic media program, sponsorship program and Parks and Recreation Master Plan

8. **Correspondence**

9. **Question Period**

10. **Public Question Period**

11. **Adjournment**

IEC014-2016 That the Inclusion and Equity Committee do now adjourn to meet again on Thursday, November 24, 2016 at 7:00 p.m. or at the call of the Chair.

Carried

____________________________________
Gurratan Singh (Chair)
Tuesday, November 08, 2016

**Members Present:**
City Councillor G. Dhillon – Wards 9 and 10, Chair
City Councillor P. Fortini – Wards 7 and 8, Vice Chair

**Broker Representatives:**
Milton Bhangoo
Makhan Dhother
Joe Farrugia
Avtar Grewal

**Plate Owner Representatives:**
Louis Gotzamanis
Amarjit Grewal
Zafar Tariq
Jaswant Uppal

**Driver Representatives:**
Daljit Gill
Rajinder Rai

**Citizen Representatives:**
Ravinder Chahal
Sushil Ninawat

**Accessibility Advisory Committee Representative:**
(nil)

**Members Absent:**
Raymond Shaver, AAC Representative – regrets
Lynn Slade, Driver Representative

**Staff Present:**
Paul Morrison, Director, Enforcement and By-law Services, Corporate Services
James Bisson, Manager, Licensing Enforcement, Corporate Services
Sonya Pacheco, Legislative Coordinator, City Clerk’s Office
The meeting was called to order at 2:09 p.m. and adjourned at 3:59 p.m.

1. **Approval of Agenda**

   The following motion was considered.

   TC018-2016 That the agenda for the Taxicab Advisory Committee Meeting of November 8, 2016 be approved, as amended, to add the following item:

   4.1. Delegation from Narinder S. Pandher, Taxicab Plate Owner, re: **Suggestions for Consideration by the Taxicab Advisory Committee relating to:**
   - Formula for issuing taxi plates
   - Driver training requirements
   - By-law requirements for taxicab plates
   
   Carried

2. **Declarations of Interest under the Municipal Conflict of Interest Act** – nil

3. **Previous Minutes**


   The minutes were considered by Corporate Services Committee on September 7, 2016 and the recommendations were approved by Council on September 14, 2016. The minutes were provided for Committee’s information.

4. **Delegations/Presentations**

4.1. Delegation from Narinder S. Pandher, Taxicab Plate Owner, re: **Suggestions for Consideration by the Taxicab Advisory Committee relating to:**
   - Formula for issuing taxi plates
   - Driver training requirements
   - By-law requirements for taxicab plates

   Item 7.2 was brought forward and dealt with at this time.

   Mr. Narinder S. Pandher addressed Committee regarding the suggestions outlined in his correspondence and provided the following:
The formula for the issuance of taxi plates should be reviewed immediately as a result of the decline in the taxicab industry

Taxicab driver training requirements should be eliminated from the Mobile Licensing By-law

Timelines relating to the keeping of taxi plates that are not in service should be eliminated

The following motion was considered.

TC019-2016 That the delegation and correspondence from Narinder S. Pandher, Taxicab Plate Owner, to the Taxicab Advisory Committee Meeting of November 8, 2016, re: Suggestions for Consideration by the Taxicab Advisory Committee relating to:
- Formula for issuing taxi plates
- Driver training requirements
- By-law requirements for taxicab plates; be received.

Carried

5. Reports – nil

6. Other/New Business


Item 6.2 was brought forward and dealt with at this time.

James Bisson, Manager, Licensing Enforcement, Corporate Services, provided information with respect to:
- the provisions in the Mobile Licensing By-law relating to the keeping of a Taxicab Owner Licence (taxi plate) that is not in service
- the process relating to the annual issuance of taxi plates, including:
  - calculation of the formula used to determine the number of plates to be issued annually
  - weighting of the four criteria in the formula
  - statistical information on the factors within the four criteria and how this impacted the 2016 results
- the request to suspend taxicab driver training requirements

Mr. Bisson advised that, based on the calculation of the formula, an additional three plates are to be issued in 2016.
Committee discussion took place with respect to the following:

- Number of issued taxi plates that are currently not in service due to a decline in business
- Relevancy of factors used to calculate the formula
- Provisions in the Mobile Licensing By-law relating to the renewal of expired Taxicab Owner Licences
- Request to eliminate taxicab driver training requirements from the by-law
- Varying opinions regarding the removal of the requirement that every applicant for a Taxicab Driver’s Licence have a working knowledge of the English language
  - Process for assessing an applicant’s knowledge of the English language
  - Confirmation from staff that both the Cities of Brampton and Mississauga conduct English language assessments
  - Indication that the City of Toronto does conduct an English language assessment
  - Concerns that removing this requirement may negatively impact customer service in the taxi industry

Mr. Bisson suggested that the requirement for taxicab driver applicants to have a working knowledge of the English language not be removed from the by-law.

The following motion was introduced:

That, it is the position of the Taxicab Advisory Committee that:

1. Council suspend the Mobile Licensing By-law requirements for training and the written exam for a Taxicab Driver’s Licence to allow the industry an opportunity to attract potential applicants who are currently applying for licences in the City of Toronto.
2. Council suspend the requirement for applicants to demonstrate a working knowledge of the English Language.
3. Applicants for Taxicab Driver Licences continue to be required to meet the Threshold Policy of the Mobile Licensing By-law pertaining to driver records and criminal records.
4. Council suspend the issuance from the Priority List resulting from the 2016 review of the formula for the issuance of Taxicab Owner Licences (Plates) from the Priority List (reviewed years 2014 & 2015) pending the review of the Mobile Licensing By-law 67-2014.

Committee discussion took place with respect to the motion above, as follows:

- Committee consensus that the issuance of three plates in 2016 not be suspended and that any future issuance of plates be placed on hold pending completion of the formula review.
• Indication that the results of the formula reflect the decline in business in the taxicab industry
• The need to review the formula and adjust the factors in each of the four criteria
  o It was noted that some factors are no longer relevant to the industry and should be removed
  o A suggestion was submitted that a sub-committee be established to review the formula. (There was no consensus to establish a sub-committee)
• Indication from staff that a draft policy addressing Public Transportation Companies (PTCs) will be presented to the Taxicab Advisory Committee for consideration at the next meeting

An amendment to the motion above was introduced to replace clause 4 with the following:

4. That, it is the position of the Taxicab Advisory Committee, that a workshop of the Taxicab Advisory Committee be conducted to review the factors and weighting of the formula for the issuance of Taxicab Owner Licences (Plates) from the Priority List and that the 2017 plate issuance review be placed on hold pending completion of the review of the formula.

The motion was split and voted on as follows.

TC020-2016 That, it is the position of the Taxicab Advisory Committee, that a by-law be passed to amend Mobile Licensing By-law 67-2014, as amended, to suspend the requirements for training and the written exam for a Taxicab Driver’s Licence to allow the industry an opportunity to attract potential applicants who are currently applying for licences in the City of Toronto.

Carried

TC021-2016 That, it is the position of the Taxicab Advisory Committee, that a by-law be passed to amend Mobile Licensing By-law 67-2014, as amended, to suspend the requirement for applicants to demonstrate a working knowledge of the English Language.

Carried
TC022-2016 That applicants for Taxicab Driver Licences continue to be required to meet the Threshold Policy of the Mobile Licensing By-law pertaining to driver records and criminal records.

Carried

TC023-2016 That, it is the position of the Taxicab Advisory Committee, that a workshop of the Taxicab Advisory Committee be conducted to review the factors and weighting of the formula for the issuance of Taxicab Owner Licences (Plates) from the Priority List and that the 2017 plate issuance review be placed on hold pending completion of the review of the formula.

Carried

TC024-2016 That the following verbal updates from James Bisson, Manager, Licensing Enforcement, Corporate Services, to the Taxicab Advisory Committee Meeting of November 8, 2016, be received:

- 2016 Review of the Formula for the Issuance of Taxicab Owner’s Licences (Plates) from the Priority List (reviewed years 2014 & 2015); and,
- Taxicab Advisory Committee (TAC) Recommendation TC016-2016.

Carried

6.2. Verbal Update from James Bisson, Manager, Licensing Enforcement, Corporate Services, re: Taxicab Advisory Committee (TAC) Recommendation TC016-2016. Dealt with under Item 6.1 – See Recommendations TC020-2016 to TC024-2016

7. Correspondence

7.1. Correspondence from Chris Schafer, Uber Public Policy Manager - Canada, Uber Canada, dated June 27, 2016, re: Uber Response to Correspondence Items on the March 29, 2016 and April 19, 2016 Taxicab Advisory Committee Agendas.

The following motion was considered.
TC025-2016 That the correspondence from Chris Schafer, Uber Public Policy Manager - Canada, Uber Canada, dated June 27, 2016, to the Taxicab Advisory Committee Meeting of November 8, 2016, re: Uber Response to Correspondence Items on the March 29, 2016 and April 19, 2016 Taxicab Advisory Committee Agendas be received.

Carried

7.2. Correspondence from Narinder S. Pandher, Plate Owner, Taxicab Industry, re: Suggestions for Consideration by the Taxicab Advisory Committee relating to:
   - Formula for issuing taxi plates
   - Driver training requirements
   - Taxi plate by-law requirements

   Dealt with under Item 4.1 – Recommendation TC019-2016

8. Information Items

8.1. Taxicab Advisory Committee – 2017 Schedule of Meetings

There was Committee consensus that the 2017 Taxicab Advisory Committee meetings commence at 1:00 p.m.

9. Question Period

1. In response to a question from Zafar Tariq, Committee Member, James Bisson, Manager, Licensing Enforcement, Corporate Services, clarified the process for maintaining a Taxicab Owner Licence (Plate) when it is not in service.

2. In response to a question from Louis Gotzamanis, Committee Member, James Bisson, Manager, Licensing Enforcement, Corporate Services, explained the challenges in the City facilitating a process to publicize the availability of plates for use. Mr. Bisson advised that plates may be advertised by owners through other means.

3. In response to a question from Committee regarding the possibility of distributing the Taxicab Advisory Committee agendas to members earlier, City Councillor Dhillon, Chair, advised that staff will review this request.
10. **Public Question Period** – nil

11. **Adjournment**

Prior to adjournment, City Councillor Dhillon, Chair, advised Committee members of the need to prepare for Committee meetings in order to ensure each meeting is productive and advances the objectives of the Taxicab Advisory Committee (TAC). Councillor Dhillon suggested that, as industry leaders, members should endeavour to propose recommendations for change for consideration by the Committee. In addition, Councillor Dhillon encouraged members to discuss industry-related issues with their fellow TAC members and Council representatives on the Committee.

The following motion was considered.

TC026-2016 That the Taxicab Advisory Committee do now adjourn to meet again on February 28, 2017 or at the call of the Chair.

Carried

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City Councillor G. Dhillon, Chair