

TO:	CHAIR AND MEMBERS COMMUNITY AND PROTECTIVE SERVICES COMMITTEE MEETING ON SEPTEMBER 10, 2019
FROM:	SANDRA DATARS BERE MANAGING DIRECTOR HOUSING, SOCIAL SERVICES AND DEARNESS HOME
SUBJECT:	LONDON'S HOMELESS MANAGEMENT INFORMATION SYSTEM AMENDED BY-LAW

RECOMMENDATION

That, on the recommendation of the Managing Director, Housing, Social Services and Dearness Home, the attached proposed by-laws (Appendix "A" and "B") **BE INTRODUCED** at the Municipal Council meeting to be held on September 17, 2019 to amend:

- a) By-Law No. A.-7613-327 being "A by-law to amend By-law No. A-7613-327 being "A by-law to approve The Data Provision Agreement between The Corporation of the City of London and Her Majesty the Queen in Right of Canada as represented by the Federal Minister of Employment and Social Development Canada, and to authorize the Mayor and City Clerk to execute this Agreement", by deleting any reference to the title "Managing Director, Neighbourhood, Children and Fire Services" and by replacing it with the title "Managing Director, Housing, Social Services and Dearness Home" to reflect a change in the Service Area responsibility for Homeless Prevention Initiatives "; and,
- b) By-law No. A.-7706-107 being "A by-law to amend By-law No. A-7706-107 being "A by-law to approve the London Homeless Management Information System Hosting Agreement between The Corporation of the City of London and Homeless Serving Organization" and to authorize the Managing Director, Neighbourhood , Children and Fire Services to execute this Agreement" by deleting all references to the title "Managing Director, Neighbourhood, Children and Fire Services" and by replacing it with the title "Managing Director, Housing, Social Services and Dearness Home" to reflect a change in the Service Area responsibility for Homeless Prevention Initiatives.

PREVIOUS REPORTS PERTINENT TO THIS MATTER
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- Community Homelessness Prevention Initiative Amended Bylaw (SPSC: June 17, 2019)
- London's Homeless Prevention System Homeless Management Information System Hosting Agreement (CPSC: March 20, 2018)
- London's Homeless Prevention System Homeless Management Information System Cargo Management Consulting Inc. Contract Amendment #2 (CPSC: February 21, 2018)
- London's Homeless Prevention System Homelessness Partnering Strategy Homeless Individuals and Families Information System – Data Provision Agreement (CPSC: September 12, 2017)
- London's Homeless Prevention System Contract Amendment Cargo Management Consulting Inc. Homeless Management Information System Implementation Consultant (CPSC: September 12, 2017)
- London's Homeless Prevention System Contract Award Request for Proposal 16-56 Homeless Management Information System Implementation Consultant (CPSC: January 24, 2017)
- Homelessness Partnering Strategy Funding Agreement – Data Sharing Agreements (CPSC: February 17, 2016)

BACKGROUND

The Homeless Management Information System used by the City of London and participating organizations is the Government of Canada’s Homeless Individuals and Families Information System (HIFIS).

HIFIS aims to provide immediate information regarding individuals and families experiencing homelessness and engaged in services provided by homeless serving programs in London, including the City of London. Information is only shared through the informed consent of the participant. By working together and sharing information, organizations can better understand homelessness, improve services, and reduce and prevent homelessness in London.

The City of London holds the license for use and is the HIFIS Application Host for all data collected and shared by the authorized organizations using HIFIS.

The Data Provision Agreement licenses the City of London to use the full version of the HIFIS software in return for the submission of non-identifiable personal information to Employment and Social Development Canada (By-Law No. A.-7613-327).

The London Homeless Management Information System Hosting Agreement between the City of London and Homeless Serving Organizations sets out the terms and requirements of organizations using HIFIS, including the hosting and support services provided by the City of London (By-Law No. A.-7706-107). Organizations entering into this Hosting Agreement have the ability to use HIFIS and to share information electronically, subject to obtaining informed participant/client consent.

In February 2019, the City’s Homeless Prevention area transitioned from Neighbourhood, Children and Fire Services (NCFS) to the Housing, Social Services and Dearness Home (HSSDH) Service Area. The Managing Director, Housing, Social Services and Dearness Home is now accountable for hosting London’s HIFIS Application and related contracting activities. As a result, the Civic Administration is recommending that Municipal Council amend By-law No. A.-7613-327 and A.-7706-107 to reflect this change.

SUBMITTED BY:	RECOMMENDED BY:
CRAIG COOPER MANAGER, HOMELESS PREVENTION	SANDRA DATARS BERE MANAGING DIRECTOR, HOUSING, SOCIAL SERVICES AND DEARNESS HOME

cc.
Lynne Livingstone, Deputy City Manager
Dave Purdy, Manager, Housing Services
Janice Brown, Financial Business Administrator

APPENDIX "A"

Bill No.
2019

By-law No. A-

A by-law to amend By-law No. A-7613-327 being "A by-law to approve The Data Provision Agreement between The Corporation of the City of London and Her Majesty the Queen in Right of Canada as represented by the Federal Minister of Employment and Social Development Canada, and to authorize the Mayor and City Clerk to execute this Agreement", by deleting any reference to the title "Managing Director, Neighbourhood, Children and Fire Services" and by replacing it with the title "Managing Director, Housing, Social Services and Dearness Home" to reflect a change in the Service Area responsibility for Homeless Prevention Initiatives.

WHEREAS section 2 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that municipalities are created by the Province of Ontario to be responsible and accountable governments with respect to matters within their jurisdiction and each municipality is given powers and duties under this Act and many other Acts for the purpose of providing good government with respect to those matters;

AND WHEREAS section 3.1 of the *Municipal Act, 2001* states that the Province acknowledges that a municipality has the authority to enter into agreements with the Crown in right of Canada with respect to matters within the municipality's jurisdiction;

AND WHEREAS section 10 of the *Municipal Act, 2001* provides that the City may provide any service or thing that the City considers necessary or desirable for the public, and may pass by-laws respecting same, and respecting economic, social and environmental well-being of the City, and the health, safety and well-being of persons;

AND WHEREAS under the *Housing Services Act, 2011*, S.O. 2011, c. 6, Sched. 1, the City of London is designated as the service manager for the service area 'City of London and County of Middlesex';

AND WHEREAS section 6 of the *Housing Services Act, 2011* requires the service manager to have a plan to address housing and homelessness;

AND WHEREAS under the *Housing Services Act, 2011*, the service manager has prepared a *Homeless Prevention and Housing 2010-2024 Plan*;

AND WHEREAS subsection 5(3) of the *Municipal Act, 2001* provides that a municipal power shall be exercised by by-law;

AND WHEREAS the Municipal Council of The Corporation of the City of London deems it appropriate to amend By-law No. A.-7613-327 by deleting any reference to the title "Managing Director, Neighbourhood, Children and Fire Services" and by replacing it with the title "Managing Director, Housing, Social Services and Dearness Home" to reflect a change in the Service Area responsibility for Homeless Prevention Initiatives.

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. That Section 2 of By-law No. A-7613-327 is hereby amended by deleting Section 2 in its entirety and by replacing it with the following new Section 2:

“The Managing Director of Housing, Social Services and Dearness Home, or designate, is delegated authority to undertake all the administrative acts that are necessary in connection with the Data Provision Agreement approved under section 1) above on the condition that no additional funding is required, or if funding is required it is provided for in the City’s current budget, and that there is no increase in indebtedness or contingent liabilities of The Corporation of the City of London.”

2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on September 17, 2019.

Ed Holder,
Mayor

Catharine Saunders
City Clerk

First reading -
Second reading -
Third reading –

APPENDIX "B"

Bill No.
2019

By-law No. A-

A by-law to amend By-law No. A-7706-107 being "A by-law to approve the London Homeless Management Information System Hosting Agreement between The Corporation of the City of London and Homeless Serving Organization" and to authorize the Managing Director, Neighbourhood, Children and Fire Services to execute this Agreement" by deleting all references to the title "Managing Director, Neighbourhood, Children and Fire Services" and by replacing it with the title "Managing Director, Housing, Social Services and Dearness Home" to reflect a change in the Service Area responsibility for Homeless Prevention Initiatives.

WHEREAS section 2 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that municipalities are created by the Province of Ontario to be responsible and accountable governments with respect to matters within their jurisdiction and each municipality is given powers and duties under this Act and many other Acts for the purpose of providing good government with respect to those matters;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that the City has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS section 10 of the *Municipal Act, 2001* provides that the City may provide any service or thing that the City considers necessary or desirable for the public, and may pass by-laws respecting same, and respecting economic, social and environmental well-being of the City, and the health, safety and well-being of persons;

AND WHEREAS under the *Housing Services Act, 2011*, S.O. 2011, c. 6, Sched. 1, the City of London is designated as the service manager for the service area 'City of London and County of Middlesex';

AND WHEREAS section 6 of the *Housing Services Act, 2011* requires the service manager to have a plan to address housing and homelessness;

AND WHEREAS under the *Housing Services Act, 2011*, the service manager has prepared a *Homeless Prevention and Housing 2010-2024 Plan*;

AND WHEREAS subsection 5(3) of the *Municipal Act, 2001* provides that a municipal power shall be exercised by by-law;

AND WHEREAS the Municipal Council of The Corporation of the City of London deems it appropriate to amend By-law No. A.-7706-107, by deleting all references to the title "Managing Director, Neighbourhood, Children and Fire Services" and by replacing it with the title "Managing Director, Housing, Social Services and Dearness Home" to reflect a change in the Service Area responsibility for Homeless Prevention Initiatives.

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. That Section 2 of By-law No. A.-7706-107 is hereby amended by deleting the title “Managing Director, Neighbourhood, Children and Fire Services” and by replacing it with the title “Managing Director, Housing, Social Services and Dearness Home”.

2. That Section 3 of By-law No. A-7706-107 is hereby amended by deleting Section 3 in its entirety and by replacing it with the following new Section 3:

“The Managing Director, Housing, Social Services and Dearness Home is delegated authority to authorize and approve Additional Parties to enter into the Hosting Agreement and is delegated authority to execute the Agreement for New Parties in the form as attached to the Hosting Agreement.”

3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on September 17, 2019.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First reading -
Second reading -
Third reading –