



## **GENERAL ISSUES COMMITTEE**

### **MINUTES 12-028**

**9:30 a.m.**

**Wednesday, October 3, 2012**

**Council Chambers**

**Hamilton City Hall**

**71 Main Street West**

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**Present:** Deputy Mayor B. McHattie (Chair)  
Mayor R. Bratina  
Councillors B. Clark, C. Collins, S. Duvall, J. Farr,  
L. Ferguson, T. Jackson, B. Johnson, S. Merulla, B. Morelli,  
R. Powers, J. Partridge, R. Pasuta, T. Whitehead

**Absent with Regrets:** Councillor M. Pearson - Personal

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### **THE FOLLOWING ITEMS WERE REPORTED TO COUNCIL FOR CONSIDERATION:**

**1. Smith's Knoll War of 1812 Bicentennial Activities (PED12179) (Ward 9) (Item 5.1)**

**(Johnson/Clark)**

That Report PED12179 respecting Smith's Knoll War of 1812 Bicentennial Activities, be received. **CARRIED**

**2. Employee Suggestion Program (CM12014) (City Wide) (Item 5.2)**

**(Collins/Whitehead)**

That Report CM12014 respecting Employee Suggestion Program, be received. **CARRIED**

**3. Traffic Islands Requiring Beautification/Allocation of Capital Budget Enhancements for Roads and Sidewalks/Floral Traffic Islands (PW12076) (City Wide) (Budget Outstanding Business List) (Item 5.3)**

**(Jackson/Collins)**

That Report PW12076 respecting Traffic Islands Requiring Beautification/Allocation of Capital Budget Enhancements for Roads and Sidewalks/Floral Traffic Islands, be received. **CARRIED**

**4. Cell Tower Lease/Licence Agreements: Revenue Policy (FCS12063) (City Wide) (Outstanding Business List) (Item 8.1)**

**(Collins/Ferguson)**

- (a) That the annual net proceeds of all cell tower licences/leases on City of Hamilton property (excluding Boards & Agencies and cell towers on the Right of Way) be credited to the respective Ward Special Capital Reserve Fund (Wards 1-8) or the Former Area Municipal Capital Reserve Fund;
- (b) That Appendix A to the Telecommunication Tower and Antenna Protocol, entitled "Procedure for the Installation of Broadcasting Communication Facilities on City of Hamilton Properties", be amended to reflect recommendation (a) above.

**CARRIED**

**5. Health Impacts Reducing Interim Federal Health Program (BOH12023) (City Wide) (Outstanding Business List) (Item 8.2)**

**(Jackson/Ferguson)**

That Report BOH12023 respecting Health Impacts Reducing Interim Federal Health Program, be received.

**CARRIED**

**6. Hamilton Downtown/West Harbourfront Remediation Loan Program Application (RLP-12-02) and Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application (ERG-12-03) – 134 Cannon Street East (PED12174) (Ward 2) (Item 8.3)**

**(Farr/Morelli)**

- (a) That a conditional loan commitment totaling \$400,000 for the Mary Street Knitting Mill Property Limited, the registered owner of the property located at 134 Cannon Street East (parent company, the Hamilton Realty Capital Corporation, Richard Abboud, President), be authorized and approved in accordance with the terms and conditions of the Hamilton Downtown/West Harbourfront Remediation Loan Program;
- (b) That Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application ERG-12-03, submitted by the Hamilton Realty Capital Corporation on behalf of Mary Street Knitting Mill Property Limited, owner of the property at 134 Cannon Street East, for an ERASE Redevelopment Grant not to exceed \$1,493,400, payable to the Mary Street Knitting Mill Property Limited over a maximum of 10 years, be authorized and approved in accordance with the terms and conditions of the ERASE Redevelopment Agreement;

- (c) That the Mayor and City Clerk be authorized and directed to execute loan agreements, together with any ancillary documentation required, to effect recommendations (a) and (b), above, in a form satisfactory to the City Solicitor;
- (d) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any loan amending agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Hamilton Downtown/West Harbourfront Remediation Loan Program and Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant, as approved by City Council, are maintained. **CARRIED**

**7. Accelerate Shovel-ready Strategy for Industrial Servicing and Transportation (ASSIST) Incentive Program Review (PED12171) (City Wide) (Item 8.4)**

**(Jackson/Whitehead)**

- (a) That the 2010 Capital Budget Program Accelerated Shovel-ready Strategy for Industrial Servicing and Transportation (ASSIST) Incentive Program Review, be discontinued;
- (b) That the \$2 Million in approved funding be reallocated to the City's Unallocated Capital Reserve Account No. 108020 and earmarked for Parkland Acquisition, i.e., Surplus School Sites. **CARRIED as amended**

**8. Public Art Procurement Process Review (PED12180) (City Wide) (Outstanding Business List Item) (Item 8.5)**

**(Whitehead/Partridge)**

- (a) That the Public Art Call for Artists Policy, attached as Appendix "B" to Report PED12180, be approved;
- (b) That the Public Art acquisition procedures be refined and implemented by Tourism and Culture Division staff to reflect the principles and guidelines set out in the Public Art Call for Artists Policy for all new Public Art acquisitions.
- (c) That Public Art acquisitions, as identified in the Public Art Call for Artists Policy, be exempt from the City's Procurement Policy, with such exemptions to be reflected in the Procurement Section's 2012 annual amendments to the Procurement Policy By-law. **CARRIED**

9. **Capital Projects Status and Closing Report as of June 30, 2012 (FCS12074) (City Wide) (Item 8.6)**

**(Collins/Merulla)**

- (a) That the June 30<sup>th</sup>, 2012, Capital Projects' Status and Projects' Closing Report and the attached Appendices A, B, C, D, and E to Report FCS12074 for the tax levy and the rate supported capital projects be received for information;
- (b) That the General Manager of Finance & Corporate Services be directed to close the completed capital projects listed in Appendix B to Report FCS12074 in accordance with the Capital Closing Policy and that the net transfers be applied as listed below and as detailed by project in Appendix B to Report FCS12074:

**Summary of Net Transfers**

	\$ To\From)
<b><u>Dedicated Reserves/Projects</u></b>	
Rate Reserves	(53,739)
Unallocated Capital Levy Reserve	296,834
<b>Net Transfers</b>	<u>243,096</u>
	<b>CARRIED</b>

10. **Projected Retirements (HUR12014) (City Wide) (Item 8.7)**

**(Morelli/Jackson)**

That the City not pursue an early retirement incentive program, given the City's pending wave of retirements which enables Senior Management to identify sufficient positions through normal attrition which can be redeployed to sustainable service delivery requirements, emerging service needs or can be deleted.

**CARRIED**

11. **Hamilton Future Fund Report 12-002 – September 20, 2012 (Item 8.8)**

- (a) **Good Shepherd Centre's Request for a Loan from the City of Hamilton (FCS12035) (Ward 1) (Referred by the General Issues Committee –July 9, 2012)**

**(Ferguson/Whitehead)**

- (a) That the Good Shepherd Centre be loaned \$3 million from Future Fund A, to be paid back within a five year term on a flexible/stepped repayment schedule with interest charged;

- (b) That an additional \$2 million be loaned to the Good Shepherd Centre under the same terms and conditions as the \$3 million loan in (a) above i.e., 5-year term at an estimated 2.3% interest rate, to be funded from the City's General Reserves and set-up as a loan receivable;
- (c) That the rate of interest for the loan be set at 5-year debenture plus 25 points, for an estimated rate of interest of 2.3%;
- (d) That the loan be awarded on the condition of the Good Shepherd Centre entering into an agreement with the City of Hamilton that includes the provision that both the loan and interest can not be forgiven. **CARRIED as amended**

**(b) Opening of the Future Fund to Applications - Spring 2013 (Item 8.2)**

**(Ferguson/Partridge)**

- (i) That the amended Hamilton Future Fund Application attached hereto as Appendix A, be approved;
- (ii) That the Future Fund pursue the following general timelines for applications:
  - (aa) Fund B opens to applications, October 15, 2012
  - (bb) Fund B closes to applications, March 15, 2013
  - (cc) Review of Applications, including presentations if necessary, middle of May 2013. **CARRIED**

**12. Accessibility to Council Chambers and Meeting Rooms at Hamilton City Hall for Disabled Persons**

**(Pasuta/Clark)**

That staff be directed to file the necessary Heritage documents to permit the installation of barrier-free access, such as automatic door openers, into the Council Chambers and meeting rooms within City Hall that are available to the public. **CARRIED as amended**

**13. Acquisition of 2555 Creekside Drive, Dundas from 1475780 Ontario Inc. (Alterra (Spencer Creek) Ltd./Richard Liebtag) (PED12172) (Ward 13) (Item 12.2)**

**(Powers/Clark)**

- (a) That an Option to Purchase with an Authority to Enter, executed by 1475780 Ontario Inc., scheduled to close on December 12, 2012, subject to satisfactory environmental review, to acquire 0.32 ha (0.79 acres) of land described as Block 11, Plan 62M-963, in the former Town of Dundas, now in the City of Hamilton, being all of PIN 17481-0388(LT) and known municipally as 2555 Creekside Drive, shown on Appendix "A" attached to Report PED12172, be approved on the basis of the recommendations contained in Report PED12172, and the details of the transaction be made public upon completion of the purchase;
- (b) That the funding for this purchase be generated from area rating to the former municipality of Dundas;
- (c) That, as consideration, the amount of \$2, paid to the owners pursuant to the agreement, be deducted from the purchase price;
- (d) That the purchase price and related fees be borrowed from the City's Unallocated Capital Reserve, with the loan repayments beginning in 2013 amortized over 10 years at an interest rate of 3% (current 10-year external borrowing rate) to be area-rated;
- (e) That the completion of this Option to Purchase be conditional upon the City being permitted a period of 60 days from the date of acceptance of the Option to Purchase, to enter upon the property for the purpose of carrying out physical and environmental inspections, investigations and testing pursuant to the Authority to Enter provided by the Owner to the City. Following these investigations, should the City not be satisfied with the findings, the City may terminate this agreement;
- (f) That the Mayor and Clerk be authorized and directed to execute any necessary documents, in a form satisfactory to the City Solicitor;
- (g) That costs incurred for Real Estate (inclusive of an appraisal) and legal expenses be funded from area rating and credited to Account No. 45408-3560150200 (Property Purchases and Sales);
- (h) That Legal Counsel be authorized and directed to manage and settle the Ontario Municipal Board appeal on the basis that the subject transaction proceeds and written confirmation is received from the Ontario Municipal Board that the Owner has withdrawn its appeal and that the said appeal file is closed;

- (i) That the contents of Report PED12172 remain confidential. **CARRIED**

**14. Wentworth Lodge Construction Litigation (PW12073/LS12029) (City Wide) (Item 12.3)**

**(Powers/Johnson)**

That the contents of Report PW12073/LS12029 respecting Wentworth Lodge Construction Litigation remain confidential. **CARRIED**

**15. Application for Approval to Expropriate Part of 1375 Upper Wentworth Street (PED12178/PW12072) (Ward 7) (Item 12.4)**

**(Partridge/Johnson)**

- (a) That the Acting City Solicitor be authorized and directed to proceed with the necessary steps to expropriate the following real property, which the Manager of Real Estate has been unable to purchase through negotiations,

<u>Municipal Address</u>	<u>Owner</u>	<u>Description</u>
Part of 1375 Upper Wentworth Street	James and Carlene Brown	Part of Lot 10, Concession 8, Geographic Township of Barton, now City of Hamilton, designated as Part 4, Plan 62R-19154, being part of PIN No. 16920-0005.

for the purposes of constructing a sidewalk connection on the east side of Upper Wentworth Street;

- (b) That the Acting City Solicitor be authorized and directed to prepare, and the City Clerk sign, an Application for Approval to Expropriate by the City of Hamilton the property known as Part of 1375 Upper Wentworth Street, Part of Lot 10, Concession 8, Geographic Township of Barton, now City of Hamilton, designated as Part 4, Plan 62R-19154, for the purposes of constructing a sidewalk connection on the east side of Upper Wentworth Street;

- (c) That the Application of the City of Hamilton, signed by the City Clerk, to expropriate property known as Part of 1375 Upper Wentworth Street, Part of Lot 10, Concession 8, Geographic Township of Barton, now City of Hamilton, designated as Part 4, Plan 62R-19154, be authorized, and that the said Applications be hereby received, and that the Acting City Solicitor be authorized and directed to cause the necessary Notices in these Applications to be served on the registered owner(s) of the property affected and, for advertisement of the said Notice of Application for Approval to Expropriate to be placed in The Hamilton Spectator, or other local newspaper, for three consecutive weeks;
- (d) That the Acting City Solicitor be authorized and directed to forward to the Chief Inquiry Officer any Request for Hearings received, and to report such information to City Council;
- (e) That in the event no Request for Hearing is received, the Acting City Solicitor be authorized and directed to introduce the Expropriation By-Law to City Council;
- (f) That the Manager of Real Estate, Economic Development Division of the Planning and Economic Development Department, be authorized and directed to obtain an external fee appraisal of the property if and when necessary;
- (g) That all the costs of the expropriation be charged to Account Number 59259-4031011222 (Annual New Sidewalk Program). **CARRIED**

**16. Corporate Organizational Changes 2012 (CM12016) (City Wide**

**(Partridge/Johnson)**

- (a) That Report CM12016 respecting Corporate Organizational Changes 2012 be received;
- (b) That the transfer of the Recreation Division's Facilities and Capital Programs and the associated FTE's to Public Works, as per Report CM12016, be approved;
- (c) That the transfer of Fire Services and Emergency Medical Services and the associated FTE's to the Community Services Department, as per Report CM12016, be approved;
- (d) That the transfer of FTE's between divisions within Planning and Economic Development and within Public Works, as per Report CM12016, be approved;



- (e) That Human Resources be directed to implement the compensation recommendation of the General Manager of Public Works with respect to the Director of Corporate Assets and Strategic Planning;
- (f) That the contents of Report CM12016 remain confidential as it relates to identifiable individual(s).

**17. Alleyway Encroachment – 14 James Street North (PW12059(a)/LS12021(a)/PED12158(a)) (Ward 2) (Item 12.6)**

**(Johnson/Partridge)**

That the contents of Report PW12059(a)/LS12021(a)/PED12158(a) respecting Alleyway Encroachment – 14 James Street North remain confidential. **CARRIED**

**FOR THE INFORMATION OF COUNCIL:**

**(a) CHANGES TO THE AGENDA (Item 1)**

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

**ADDED DELEGATION REQUESTS**

- (i) Danielle Boissoneau respecting Enbridge Pipelines (Added Item 4.1)
- (ii) Elysia Petrone respecting Enbridge Pipelines (Added Item 4.2)
- (iii) Diane Fields respecting Enbridge Pipelines (Added Item 4.3)
- (iv) Dr. Diane Gower Dent, on behalf of The Friends of Auchmar, respecting the Auchmar Estate (Added Item 4.4)
- (v) Brock Browett, to present a proposal regarding the Auchmar Estate (Added Item 4.5)

**STAFF PRESENTATION**

- (vi) Typographical Error – Subject Line should read, “Tourism Hamilton Mobile App” (Item 7.1)

**NOTICE OF MOTION**

- (vii) City Representation on the Hamilton Chamber of Commerce Light Rail Transit Task Force (Added Item 10.1)

**PRIVATE & CONFIDENTIAL**

(viii) Alleyway Encroachment – 14 James Street North (PW12059(a)/LS12021(a)/PED12158(a)) (Ward 2) (Added Item 12.6)

**(Clark/Johnson)**

That the agenda be approved, as amended.

**CARRIED**

**(b) DECLARATIONS OF INTEREST (Item 2)**

None.

**(c) APPROVAL OF PREVIOUS MINUTES**

**(Powers/Pasuta)**

That the September 19, 2012 Minutes of the General Issues Committee meetings be approved, as presented.

**CARRIED**

**(d) DELEGATION REQUESTS**

**(Pasuta/(Ferguson))**

That the following delegation requests be approved:

- (i) Danielle Boissoneau respecting Enbridge Pipelines (Added Item 4.1)
- (ii) Elysia Petrone respecting Enbridge Pipelines (Added Item 4.2)
- (iii) Diane Fields respecting Enbridge Pipelines (Added Item 4.3)
- (iv) Dr. Diane Gower Dent, on behalf of The Friends of Auchmar, respecting the Auchmar Estate (Added Item 4.4)
- (v) Brock Browett, to present a proposal regarding the Auchmar Estate (Added Item 4.4)

**CARRIED**

**(e) CONSENT ITEMS**

Items 5.1 to 5.3 inclusive were moved to the Discussion Agenda.

**(f) PRESENTATIONS**

**(i) Tourism Hamilton Mobile App (Item 7.1)**

Sue Monarch, Acting Manager of Tourism, provided introductory comments which included, but were not limited to, the following:

- Tourism Hamilton App is a significant step forward with the opening of the new visitors' centre in the Lister Block

- Pleased to launch another tool which sets Hamilton apart from other cities i.e., Visit Hamilton App
- Not only a functional tool, but it is a user friendly experience and is a superior product
- It is an itinerary planner and an experience for visitors
- Involves e-market strategy; visitors will always be connected whenever and wherever

Ms. Monarch introduced Andy Zimmerman, e-Marketing Co-ordinator, to walk through the Mobile App, which will be available on iPhone, iPod touch and iPad and released in the next 24 hours. Staff is looking to move this App into the Google/Android market.

During his presentation, Mr. Zimmerman advised that this is Hamilton's first city-wide application and offers nine "tiles", including:

- Why Hamilton
- Where to Stay
- What to Do
- Where to Eat
- Events
- Photos
- Itineraries
- Getting Here and Around
- Contact Us

Ms. Monarch recognized and thanked all staff who contributed to bring this project to fruition, and acknowledged the contributions of Tyler Cowie and Adrian Duyzer of factorE, the program developers.

**(Jackson/Merulla)**

That the presentation with respect to the Tourism Hamilton Mobile App, be received. **CARRIED**

**(g) DISCUSSION AGENDA**

**(i) Smith Knoll War of 1812 Bicentennial Activities (PED1179) (Ward 9) (Item 5.1)**

Councillor Clark provided a verbal update with respect to the project and thanked staff and colleagues

**(ii) Employee Suggestion Program (CM12014) (City Wide)**

**(Clark/Johnson)**

That the City Manager and Director of Human Resources be directed to report back to the Committee with respect to how a stronger relationship of trust can be built between the union and non-union employees and management relative to providing opportunities for City employees to be able to participate in performance-improving suggestions. **CARRIED**

**(iii) Allocation of Islands Requiring Beautification; Allocation of Capital Budget Enhancements for Roads and Sidewalks; Floral Traffic Islands (PW12076) (City Wide) (Outstanding Business List)**

**(Collins/Jackson)**

That staff be directed to develop a policy related to the maintenance of floral traffic islands and round-a-bouts as part of the 2013 budget process. **CARRIED**

**(iv) Accelerate Shovel-ready Strategy for Industrial Servicing and Transportation (ASSIST) Incentive Program Review (PED12171) (City Wide) (Item 8.4)**

**(Jackson/Whitehead)**

That sub-section (b) be amended by deleting, "Land Banking Program (for a total commitment of \$6 Million)", and replacing it with "Unallocated Capital Reserve Account No. 108020 and earmarked for Parkland Acquisition, i.e., Surplus School Sites" in lieu thereof. **Amendment CARRIED**

**Motion as amended CARRIED.**

**(v) Good Shepherd Centre's Request for a Loan from the City of Hamilton (FCS12035) (Ward 1) (Referred by the General Issues Committee –July 9, 2012)**

**(Ferguson/Whitehead)**

That the following be added as sub-section (b) and the balance of the sections re-numbered accordingly:

- (b) That an additional \$2 million be loaned to the Good Shepherd Centre under the same terms and conditions as the \$3 million loan in (a) above i.e., 5-year term at an estimated 2.3% interest rate, to be funded from the City's General Reserves and set-up as a loan receivable.

The Amendment **CARRIED** on the following recorded vote:

Yeas: McHattie, Farr, Morelli, Merulla, Jackson, Duvall,  
Whitehead, Partridge, Pasuta, Powers, Ferguson  
Total Yeas: 11  
Nays: Clark  
Total Nays: 1  
Absent: Bratina, Collins, Johnson, Pearson  
Total Absent: 4

The Main Motion, as amended, **CARRIED** on the following recorded vote:

Yeas: McHattie, Farr, Morelli, Merulla, Jackson, Duvall,  
Whitehead, Partridge, Pasuta, Powers, Ferguson  
Total Yeas: 11  
Nays: Clark  
Total Nays: 1  
Absent: Bratina, Collins, Johnson, Pearson  
Total Absent: 4

**(h) MOTIONS**

**Accessibility to Council Chambers and Meeting Rooms at Hamilton City Hall for Disabled Persons**

**(Pasuta/Clark)**

That the words, “disabled door openers” be deleted and be replaced with the words, “barrier-free access, such as automatic door openers”, in lieu thereof.

**Amendment CARRIED  
Motion as amended CARRIED**

**(i) NOTICES OF MOTION**

Councillor J. Farr introduced the following Notice of Motion:

**City Representation on the Hamilton Chamber of Commerce Light Rail Transit Task Force**

Whereas, the City of Hamilton has committed substantial staffing and financial resources in the preparation of a Light Rail Transit (LRT) Plan, to be completed and ready for submission to Metrolinx by late December 2012/January 2013, and;

Whereas, the next step in the LRT process is for Metrolinx to submit an LRT implementation recommendation to the Province of Ontario by June 2013, and;

Whereas, Hamilton City Council is on record as desiring 100% capital funding from the Province of Ontario for LRT, and;

Whereas, notwithstanding City Council's funding position, Metrolinx has asked GTAH municipalities to participate with them in consideration of alternative funding mechanisms to build LRT such as tax incentive financing, and;

Whereas, on October 13, 2011, John Howe, Vice President, Investment Strategy and Project Evaluation, at Metrolinx stated to Council that the (LRT) project "has such potential and prospect" and that Metrolinx is very "bullish" on Hamilton, yet the City has not yet been aggressive on a government relations project to secure LRT funding for Hamilton, and;

Whereas, the Chamber of Commerce has an LRT Task Force which includes all of the relevant Hamilton partners, including McMaster University, Hamilton and Halton Homebuilders Association, Hamilton Realtors' Association and others.

Therefore be it resolved:

- (a) That the City of Hamilton join the Chamber of Commerce LRT Task Force and jointly implement a government relations project to encourage the Province of Ontario to fund LRT in Hamilton,
- (b) That three Councillors and the Mayor, or designate, represent the City of Hamilton on the Chamber of Commerce's LRT Task Force, supported by the City Manager;
- (c) That this LRT Task Force report back to the General Issues Committee on deliberations of the Chamber Task Force and the results of the government relations project on a regular basis.

**(j) GENERAL INFORMATION/OTHER BUSINESS (Item 11.1)**

**(Jackson/Ferguson)**

- (i) That the revised due date for the following item on the Outstanding Business List be approved:

**City Manager**

Item C: Open Data  
Due Date: October 17, 2012  
Revised Due Date: November 21, 2012

**Planning**

Item A: Canadian Ballet Youth Ensemble  
Due Date: September 19, 2012  
Revised Due Date: November 21, 2012

Item C: Auchmar Estates  
Due Date: October 3, 2012  
Revised Due Date: October 17, 2012

Item D: HABIA Terms of Reference and Strategic Plan  
Due Date: September 19, 2012  
Revised Due Date: October 17, 2012

Item G: Hamilton LEEDing the Way  
Due Date: September 19, 2012  
Revised Due Date: November 7, 2012

### **Public Works**

Item A: North End Traffic Management Study  
Due Date: December 5, 2012  
Revised Due Date: Q2 2013

### **(Partridge/Powers)**

- (ii) That the following item be removed from the Outstanding Business List:

### **Community Services**

Item A: 2012 Proposed Provincial Budget and Changes to the  
Discretionary Benefits

### **Corporate Services**

Item C: Cell Towers Licence Renewal Agreements  
(Item 8.1)

### **Planning**

Item Q: Public Art Procurement Process (Item 8.5)

### **Public Health**

Item A: Changes to the Interim Federal Health Program (Item 8.2)

### **2012 Budget Deliberations**

Item D: Early Retirement Packages (Item 8.7)

Item F: Public Works 2012 Council-REFERRED Program Enhancements

Item G: List of Traffic Islands requiring Beautification (Item 5.3)

Item H: Allocation of Capital Budget Enhancements for Roads and Sidewalks (Item 5.3)

Item I Floral Traffic Islands (Item 5.3)

Recess and reconvene at 1:00 p.m.

**(k) PRIVATE & CONFIDENTIAL**

**12.1 Minutes of Closed Session Meetings – September 6, 2012**

**(Jackson/Whitehead)**

- (a) That the Minutes of the Closed Session Meeting of the General Issues Committee held on September 6, 2012 be approved;
- (b) That these Minutes remain confidential and restricted from public disclosure in accordance with the exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act.

**CARRIED**

**(Partridge/Farr)**

That the Committee to move into closed session at 1:16 p.m. pursuant to sub-sections (b), (c), (e) and (f) of the City of Hamilton's Procedural By-law and Section 239.2(b), (c), (e) and (f) of the Municipal Act as the subject matters pertain to:

- (b) personal matters about an identifiable individual, including municipal or local board employees;
- (c) a proposed or pending acquisition or disposition of land by the Municipality or Local Board;
- (e) litigation or potential litigation, including matters before administrative tribunals affecting the municipal or local board;
- (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose,

respecting:

**12.2 Acquisition of 2555 Creekside Drive, Dundas, from 1475780 Ontario Inc. (Alterra (Spencer Creek) Ltd./Richard Liebttag) (PED12172) (Ward 13)**

**12.3 Wentworth Lodge Construction Litigation (PW12073/LS12029) (City Wide)**

**12.4 Application for Approval to Expropriate Part of 1375 Upper Wentworth Street (PED12178/PW12072) (Ward 7)**



**12.5 Corporate Organizational Changes 2012 (CM12016) (City Wide)**

**12.6 Alleyway Encroachment – 14 James Street North (PW12059(a)/LS12021(a)/PED12158(a)) (Ward 2)**

The Committee reconvened in Open Session at 3:55 p.m.

**12.2 Acquisition of 2555 Creekside Drive, Dundas, from 1475780 Ontario Inc. (Alterra (Spencer Creek) Ltd./Richard Liebtog) (PED12172) (Ward 13)**

See Item 13 for the disposition of this Item.

**12.3 Wentworth Lodge Construction Litigation (PW12073/LS12029) (City Wide)**

Direction provided to staff In Camera.

See Item 14 for the disposition of this Item.

**12.4 Application for Approval to Expropriate Part of 1375 Upper Wentworth Street (PED12178/PW12072) (Ward 7)**

See Item 15 for the disposition of this Item.

**12.5 Corporate Organizational Changes 2012 (CM12016) (City Wide)**

See Item 16 for the disposition of this item.

Sub-section (e) of the recommendations **CARRIED** on the following recorded vote:

Yeas: McHattie, Farr, Morelli, Collins, Duvall, Jackson, Partridge, Powers, Johnson, Clark

Total Yeas: 10

Nays: Whitehead

Total Nays: 1

Absent: Bratina, Merulla, Pearson, Ferguson, Pasuta

Total Absent: 5

**12.6 Alleyway Encroachment – 14 James Street North (PW12059(a)/LS12021(a)/PED12158(a)) (Ward 2)**

Direction provided to staff in Camera.

See Item 17 for the disposition of this item.

**(I) ADJOURNMENT**

There being no further business, the Committee adjourned at 4:00 p.m.

Respectfully submitted

Councillor B. McHattie  
Deputy Mayor

Carolyn Biggs  
Legislative Co-ordinator  
Office of the City Clerk