



General Issues Committee

MINUTES

9:30 a.m.

Tuesday, October 11, 2011

Council Chambers

Hamilton City Hall

71 Main Street West

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

Also Present: C. Murray, City Manager
R. Rossini, General Manager, Finance and Corporate
Services
J. Mater, A/General Manager, Public Works
T. McCabe, General Manager, Planning & Economic
Development
J. A. Priel, General Manager, Community Services
N. Everson, Director, Economic Development & Real Estate
P. Barkwell, City Solicitor
C. Biggs, Co-ordinator, Committee Services/Council/Budgets

THE FOLLOWING ITEMS WERE REPORTED TO COUNCIL FOR CONSIDERATION:

- 1. Barton Village Business Improvement Area (B.I.A.) Revised Board of Management (PED10248(a)) (Ward 2) (Item 5.2)**

(McHattie/Jackson)

That the following individuals be appointed to the Barton Village B.I.A. Board of Management:

- Anthony Ly
- Anita Finnerty

CARRIED

2. International Village Business Improvement Area (B.I.A.) Board of Management Resignation (PED10254(b)) (Ward 2) (Item 5.3)

(McHattie/Jackson)

That Report PED10254(b) respecting the resignation of Paula DeAngelis from the International Village Business Improvement Area (B.I.A.) Board of Management, be received. **CARRIED**

3. Hamilton Downtown Property Improvement Grant Program – 68 George Street – HDPIGP 11/02 (PED11160) (Ward 2) (Item 5.4)

(Pearson/Clark)

(a) That a grant in the estimated amount of \$813,923.60 under the Hamilton Downtown Property Improvement Grant Program (HDPIGP) for 7090153 Canada Inc., owner of the property at 68 George Street be authorized and approved in accordance with the terms and conditions of the Program;

(b) That the Mayor and City Clerk be authorized and directed to execute the Grant Agreement attached as Appendix “A” to Report PED11160, in a form satisfactory to the City Solicitor. **CARRIED**

4. Hamilton Downtown Multi-Residential Property Investment Program – 68 George Street – HDMRPIP (PED11161) (Ward 2) (Item 5.5)

(Pearson/Clark)

(a) That a conditional loan commitment totalling \$4,769,657 for 7090153 Canada Inc., the registered owner of the property at 68 George Street, be authorized and approved in accordance with the terms and conditions of the Hamilton Downtown Multi-Residential Property Investment Program;

(b) That the Mayor and City Clerk be authorized and directed to execute a loan agreement together with any ancillary documentation required, to effect recommendation (a), above, in a form satisfactory to the City Solicitor;

(c) 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 Multi-Residential Property Investment Program, as approved by City Council, are maintained. **CARRIED**

5. 2010 Climate Change Actions (PED11149) (City Wide) (Item 5.7)**(McHattie/Jackson)**

- (a) That Report PED11149 respecting 2010 Climate Change progress and actions be received; and,
- (b) That Council endorse the Hamilton Climate Change Action Charter attached as Appendix "A" to PED11149 and authorize the Mayor to sign the Charter on behalf of the City. **CARRIED**

6. Award of Contract (C12-01-11) for Professional Banking Services (FCS11084) (City Wide) (Item 5.8)**(McHattie/Jackson)**

That the contract for Professional Banking Services (C12-01-11) be awarded to the Royal Bank of Canada (RBC) for a term of five years with an option to renew for an additional five year period. **CARRIED**

7. Public Delegations (Item 6)

- (a) That the following presentations be received:

(Powers/Pearson)

- (i) Brian Lewis and Garry McKay, Hamilton Sports Hall of Fame, respecting the possibility of including the Hamilton Sports Hall of Fame in the planning of the new Stadium as part of the Pan Am Games initiative (Item 6.2)

(Pearson/Ferguson)

- (ii) Richard Koroscil, President and CEO, John C. Munro/Hamilton International Airport, to provide 2010 Annual Report (Item 6.3)

(McHattie/Powers)

- (iii) Mr. Stuart Trew, Trade Campaigner, Council of Canadians, respecting the Canada-European Union Free Trade Negotiations as they will affect municipal government (Item 6.4)

(Morelli/Merulla)

- (b) That the following presentations with respect to the Velodrome, be received:
 - (i) Tom Kaszas respecting his views on the benefits that a permanent indoor veledrome would bring to the City (Added as Item 4.2)
 - (ii) George Eastwood who in support of the velodrome proposal (Added as Item 4.3)

- (iii) Kathy Eastwood who spoke in support of the velodrome proposal (Added as Item 4.4)
- (iv) Peter Lowry, on behalf of the National Cycling Centre Hamilton (NCCH) Board of Directors and parents of the athletes enrolled in the NCCH Program (Added as Item 4.5)
- (v) Andrew Iler to speak to the issue of the Velodrome in respect to the budget and the Campaign Cabinet (Added as Item 4.6)
- (vi) Mark Chamberlain, Trivaris, to speak to the issue of the Velodrome and the Campaign Cabinet (Added as Item 4.7)
- (vii) Greg Mathieu, Canadian Cycling Association, to speak to the issue of the Hamilton Velodrome and make representations on behalf of the National Sport Governing body (Added as Item 4.8)

CARRIED

(Clark/Morelli)

- (c) That the correspondence from Clara Hughes in support of a velodrome facility in the City of Hamilton, be received. **CARRIED**

8. Brian Lewis and Garry McKay, Hamilton Sports Hall of Fame, respecting the possibility of including the Hamilton Sports Hall of Fame in the planning of the new Stadium as part of the Pan Am Games initiative (Item 6.2)

(Ferguson/Johnson)

That the request for a Hamilton Sports Hall of Fame to be included in the planning of the Pan Am Stadium be referred to the Pan Am Stadium Precinct Sub-Committee for report back to the General Issues Committee. **CARRIED**

9. International Event Opportunities – 2015 Pan Am Games Velodrome Business Plan (CM10005(d)) (City Wide) (Item 7.1(a))

(Pearson/Farr)

That Report CM10005(d) respecting International Event Opportunities – 2015 Pan Am Games Velodrome Business Plan, be received. **CARRIED**

10. The “Gore” Building Improvement Grant Program (PED11167) (City Wide) (Item 7.2)

(Bratina/Farr)

- (a) That the Program Description and Terms for the “Gore” Building Improvement Grant Program attached as Appendix ‘A’ to Report PED11167 be approved;

- (b) That staff be authorized to prepare and process the necessary amendments to the respective Community Improvement Plans and hold Public Meetings at Planning Committee as required under the Planning Act to implement the “Gore” Building Improvement Grant Program in the Downtown Hamilton Community Improvement Project Area; and,
- (c) That funding required in 2012 for administering the “Gore” Building Improvement Grant Program be funded from the Main Street Reserve in the amount of \$400,000 and the 2012 Downtown Block in the amount of \$125,000 and that this funding be referred to the 2012 Capital Budget deliberations. **CARRIED**

11. Hamilton Downtown Commercial Façade Property Improvement Grant Program (PED11168) (Ward 2) (Item 7.3)

(Bratina/Farr)

- (a) That the Program Description and Terms for the Hamilton Downtown Commercial Façade Property Improvement Grant Program attached as Appendix ‘A’ to Report PED11168 be approved;
- (b) That staff be authorized to prepare and process the necessary amendments to the respective Community Improvement Plans and hold Public Meetings at Planning Committee as required under the Planning Act to implement the Hamilton Downtown Commercial Façade Property Improvement Grant Program in the Downtown Hamilton Community Improvement Project Area; and,
- (c) That funding required in 2012 for administering the Hamilton Downtown Commercial Façade Property Improvement Grant Program be funded from the Main Street Reserve in the amount of \$280,000 and the 2012 Downtown Block in the amount of \$120,000 and that this funding be referred to the 2012 Capital Budget deliberations. **CARRIED**

12. City of Hamilton “Include Me” Workforce Census Report (HUR11012) (City Wide) (Item 7.4)

(Clark/Merulla)

That Report HUR11012 respecting City of Hamilton “Include Me” Workforce Census Report, be received. **CARRIED**

13. Waterdown Aldershot East-West Transportation Corridor – Noise and Lighting Mitigation (PW08063(c)) (Ward 15) (Outstanding Business List) (Item 8.2)

(Merulla/Ferguson)

- (a) That the issues raised by Mr. Oliver, 215 Fellowes Crescent, Waterdown, regarding mitigation of noise and street lighting related to the proposed Parkside Drive reconstruction project, be addressed during the detailed design phase of the project;
- (b) That City staff continue to monitor the progress of the Ministry of the Environment's (MOE) proposed new Environmental Noise Guidelines and ensures that the proposed City Noise Assessment Policy for Roadways and Highways is in-line, where feasible, with the MOE policy and that upon finalization of the Ministry of Environment's Environmental Noise Guidelines, that the City of Hamilton's Noise Assessment Policy for Roadways and Highways be finalized and submitted to Council for consideration;
- (c) That once the *Noise Assessment Policy for Roadways and Highways* is approved, it be utilized when dealing with consideration of approved noise mitigation measures;
- (d) That once the Policy for Sidewalk & Roadway Lighting previously considered by Committee and Council is approved it be utilized when dealing with methods of reducing light pollution design and mitigation measures.

CARRIED

14. Tax and Rate Operating Budget Variance Report to August 31, 2011 (FCS11088) (City Wide) (Item 8.3)

(Jackson/Farr)

That FCS11088 "Tax and Rate Operating Budget Variance Report to August 31, 2011", be received.

CARRIED

15. Creative Catalyst: Economic Development Initiative Capital Project 3620908900 (PED11173) (City Wide) (Item 8.4)

(Pasuta/Pearson)

That Report PED11173 respecting Creative Catalyst: Economic Development Initiative Capital Project 3620908900, be received.

CARRIED

16. “Open for Business” Review (PED11176) (City Wide) (Item 8.5)**(Powers/Clark)**

- (a) That an “Open for Business” Sub-Committee, reporting to the General Issues Committee, be established to oversee the “Open for Business Review, as per the Senior Management Team (SMT) Workplan (Report CM11005);
- (b) That the Sub-Committee be comprised of six (6) members of Council, and that the appropriate City staff be made available as resources to the Sub-Committee; and,
- (c) That Councillors C. Collins, L. Ferguson, R. Pasuta, M. Pearson, R. Powers and T. Whitehead be appointed to serve on the Open for Business Sub-Committee;
- (d) That the Open for Business “Terms of Reference”, included as Appendix “A” to Report PED11176, be referred to the “Open for Business” Sub-Committee for consideration and approval. **CARRIED as amended**

17. Independent External Audit Review of HECFI Operations Phase 2 (CM11013(a)) (City Wide) (Item 8.7)**(Pearson/Jackson)**

That Report CM11013(a) respecting Independent External Audit Review of HECFI Operations Phase 2, be received. **CARRIED**

18. Report 11-001 of the Task Force on Cleanliness and Security in the Downtown Core – September 15, 2011 (Item 8.8)**(a) Lighting Study Update****(Collins/Pearson)**

- (i) That staff be directed to provide a detailed costing of lighting implementation in the Downtown area for the consideration of the Task Force on Cleanliness and Security in the Downtown Core;
- (ii) That the locations identified by the Task Force members during the August 8, 2011 Walkabout be forwarded to staff for consideration and inclusion in this report. **CARRIED**

(b) Treble Hall E-mail**(Collins/Pearson)**

That staff be directed to report back to the Task Force on Cleanliness and Security in the Downtown Core with further details on the methadone clinic located on John Street, immediately north of from Treble Hall.

CARRIED

(c) Buskering Update**(Collins/Pearson)**

That Special Events staff be directed to consult with the Task Force on Cleanliness and Security in the Downtown Core respecting Buskering.

CARRIED

(d) Supercrawl Letter**(Collins/Pearson)**

That the Task Force on Cleanliness and Security in the Downtown Core be authorized to send a letter to the organizers of the Supercrawl commending them on holding an outstanding event.

CARRIED

19. Hamilton Waterfront Priorities (Items 9.2(a) and (b))**(Collins/Merulla)**

- (a) That staff be directed and authorized to begin discussions with the Hamilton Port Authority, with the objective of a formal agreement transferring the lands consisting of Piers 7 and 8, to the City of Hamilton immediately;
- (b) That staff report back to Council in the 4th quarter of 2011 with a recommended “framework” for these discussions;
- (c) That staff be directed and authorized to commence key studies that will accelerate the public and private sector development of Piers 5, 6, 7 and 8, including but not limited to issues of site servicing, geo-technical, soils, remediation, as well as development phasing, marketability, and valuation;
- (d) That staff be authorized to fund these studies from the “Waterfront Development Corporation” capital budget;
- (e) That staff Report back by the 4th quarter of 2011 with a comprehensive 2012 workplan for the development of the waterfront precinct.

CARRIED as amended

20. Residential Matters Affecting Condominium Corporations (Item 11.1(a))**(Johnson/Powers)**

That this matter be removed from the General Issues Committee Outstanding Business List and transferred to the Audit, Finance and Administration Committee.

CARRIED

21. Exchange of City Lands with Royal Botanical Gardens (RBG) (PW11077/PED11177) (Wards 1 and 13) (Item 12.2)

(Duvall/Whitehead)

- (a) That Real Estate Section of the Planning and Economic Development Department be authorized and directed to negotiate the land exchange between RBG and the City of Hamilton and that the affected City-owned lands be declared surplus in accordance with By-law 04-299 for the lands shown in Appendix A of Report PW11077/PED11177;
- (b) That upon completion of recommendation (a), Real Estate Section of the Planning and Economic Development Department be authorized and directed to transfer parcel 3 and 4 to the Hamilton Conservation Authority at a nominal sum and that Council declare this future City-owned land, being Parcels 3 and 4, surplus in accordance with By-law 04-299;
- (c) That funding for legal, real estate, and other staff time, in the amount of \$10,000 - \$30,000 be allocated from Project # 4401155002 (Project Name Facilities Park Outdoor Implementation Plan);
- (d) That Report PW11077/PED11177 respecting the land exchange not be released as a public document as the information relates to a proposed acquisition or disposition of land for City purposes. **CARRIED**

22. Hamilton Waterfront Trust Financial Statements (New Business) (No Copy)

(Clark/Johnson)

That the issue of the Hamilton Waterfront Trust Financial Statements currently scheduled to be considered by the Audit, Finance & Administration Committee on October 19, 2011 be deleted from the agenda and referred to the appropriate General Issues Committee meeting, at which time representatives of the Hamilton Waterfront Trust are scheduled to appear to speak to a number of issues including ice rink operations and a deficit reduction plan. **CARRIED**

23. Government Relations Contact Team

(Whitehead/Pasuta)

- (a) That Hamilton City Council is committed to improving our best practices in government relations;
- (b) That Council and the Fairness to Hamilton Campaign Committee shall maximize utilization of staff and elected officials with proven competencies in government relations;

- (c) That Council shall meet annually in an in-camera Council workshop pursuant to Section 239(3.1) Ontario Municipal Act to educate, train and improve the knowledge of elected officials and senior management in government relations beset practices;
- (d) That Council shall annually debate and approve a list of municipal priorities for discussions with both senior levels of government;
- (e) That Council directs that all meetings, discussions or teleconferences with senior levels of government regarding items on the approved list of municipal priorities shall be conducted by a Government Relations Contact Team which shall be restricted to the Mayor, Chair of the Fairness to Hamilton Campaign Committee and the City Manager;
- (f) That Council direct that all communications received by elected officials or city staff from any representative of a senior level of government regarding potential funding shall be copied to the Mayor, the Deputy Mayor, members of the Fairness to Hamilton Campaign Committee and the City Manager within 48 hours of receipt.

CARRIED

FOR THE INFORMATION OF COUNCIL:

Mayor Bratina spoke to the passing of Jimmy Lomax and of his dedication to and involvement in the community. On behalf of Council, the Mayor extended deepest sympathies and condolences to Mr. Lomax' family and friends at this sad time and advised that the flag at City Hall will be flying at half mast.

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk advised of the following changes:

ADDED DELEGATION REQUESTS

- (i) Delegation Request from Tom Kaszas to appear before the Committee to express his views on the benefits that a permanent indoor veledrome would bring to the City (Added as Item 4.2)
- (ii) Delegation Request from George Eastwood to appear before the Committee to speak in support of the velodrome proposal (Added as Item 4.3)
- (iii) Delegation Request from Kathy Eastwood to appear before the Committee to speak in support of the velodrome proposal (Added as Item 4.4)

- (iv) Peter Lowry, on behalf of the National Cycling Centre Hamilton (NCCH) Board of Directors and parents of the athletes enrolled in the NCCH Program (Added as Item 4.5)
- (v) Andrew Iler to speak to the issue of the Velodrome in respect to the budget and the Campaign Cabinet (Added as Item 4.6)
- (vi) Mark Chamberlain, Trivaris, to speak to the issue of the Velodrome and the Campaign Cabinet (Added as Item 4.7)
- (vii) Greg Mathieu, Canadian Cycling Association, to speak to the issue of the Hamilton Velodrome and make representations on behalf of the National Sport Governing body (Added as Item 4.8)

ADDED NOTICE OF MOTION

- (viii) Pan Am Games – Hamilton Velodrome (Added as Item 10.3)

(Pearson/Pasuta)

That the agenda be approved, as amended.

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

None

(c) APPROVAL OF PREVIOUS MINUTES (Item 3.1)**(Powers/Ferguson)**

That the August 29 and September 13, 2011 Minutes of the special meetings of the General Issues Committee and the September 12, 2011 Minutes of the regular meeting of the General Issues Committee, be approved as presented.

CARRIED**(d) DELEGATION REQUESTS****(Johnson/Collins)**

That the delegation request from Jason Hammond, Janet MacLeod and Sharyl Spring, representing Hamilton CarShare, to speak in support of staff report on this issue, be approved and that they be invited to the appropriate meeting.

CARRIED**(Morelli/Pearson)**

That the following delegation requests be approved and the rules of order be waived to allow these delegates to address the Committee at today's meeting:

- (i) Tom Kaszas to express his views on the benefits that a permanent indoor velodrome would bring to the City (Added as Item 4.2)

- (ii) George Eastwood to speak in support of the velodrome proposal (Added as Item 4.3)
- (iii) Kathy Eastwood to speak in support of the velodrome proposal (Added as Item 4.4)
- (iv) Peter Lowry, on behalf of the National Cycling Centre Hamilton (NCCH) Board of Directors and parents of the athletes enrolled in the NCCH Program (Added as Item 4.5)
- (v) Andrew Iler to speak to the issue of the Velodrome in respect to the budget and the Campaign Cabinet (Added as Item 4.6)
- (vi) Mark Chamberlain, Trivaris, to speak to the issue of the Velodrome and the Campaign Cabinet (Added as Item 4.7)
- (vii) Greg Mathieu, Canadian Cycling Association, to speak to the issue of the Hamilton Velodrome and make representations on behalf of the National Sport Governing body (Added as Item 4.8) **CARRIED**

(e) CONSENT AGENDA

- (i) **Hamilton-Wentworth Catholic District School Board (HWCD SB) Surplus Land Located at 161 Meadowlands Boulevard, described as Part of Lot 51, Concession 3, Former Township of Ancaster, now City of Hamilton (PED11172) (Ward 12) (Item 5.6)**

(Ferguson/Jackson)

That Report PED11172 respecting Hamilton-Wentworth Catholic District School Board (HWCD SB) Surplus Land Located at 161 Meadowlands Boulevard, described as Part of Lot 51, Concession 3, Former Township of Ancaster, now City of Hamilton be referred back to allow Parks staff to complete negotiations with the School Board before declaring lands surplus and report back at the earliest possible time to the GIC

- (ii) **Hamilton Downtown Property Improvement Grant Program – 68 George Street – HDPIGP 11/02 (PED11160) (Ward 2) (Item 5.4)**
Hamilton Downtown Multi-Residential Property Investment Program – 68 George Street – HDMRPIP (PED11161) (Ward 2) (Item 5.5)

Councillor Duvall expressed concern that reports on the Canadian Business Corporation website indicate that the numbered company has been resolved. Staff investigated this matter and reported that the numbered company is a duly incorporated company, but would be dissolved if they did not file their federal corporate returns for 2009 and 2010. Staff has received confirmation that the required tax returns have been filed.

(f) DELEGATIONS

- (i) Alicia Ali, McMaster Students' Union, to present results of the "Your City Survey" (No Copy) (Item 6.1)**

Ms. Ali was not in attendance.

- (ii) Brian Lewis and Garry McKay, Hamilton Sports Hall of Fame, respecting the possibility of including the Hamilton Sports Hall of Fame in the planning of the new Stadium as part of the Pan Am Games initiative (Item 6.2)**

Brian Lewis, Chair of the Hamilton Sports Hall of Fame, appeared before the Committee to formally request that the City consider the inclusion of a Sports Hall of Fame in the Pan Am Stadium plans. Mr. Lewis noted that the Hall of Fame can be an asset to existing plans whether it is in a public restaurant, meeting room, welcome area or lounge; can add to what is being planned

- (iii) Richard Koroscil, President and CEO, John C. Munro/Hamilton International Airport, to provide 2010 Annual Report (No Copy) (Item 6.3)**

Richard Koroscil, President and CEO of John C. Munro/Hamilton International Airport, appeared before the Committee to provide the 2010 Annual Report, with the assistance of a power point presentation, which addressed the following:

- 2010 Overview
- 2010 Destinations from "hi"
- Annual Landings (revenue generating)
- Passenger Traffic
- 2010 Cargo at "hi"
- Cargo Volume
- Infrastructure Projects
- Safety and Security
- Environment: water and waste
- Educational Initiatives
- Community Outreach and Social Giving
- Economic Benefits to the City of Hamilton
- A Significant Return to the City of Hamilton
- Airport Accountability
- City Audit of 2010 Rent Statement
- Publicly Available Documents
- 2010 Summary

The Committee was distributed with the power point presentation, a copy of which has been retained in the file for the public record. The presentation is also available for viewing on the City of Hamilton website.

(iv) Mr. Stuart Trew, Trade Campaigner, Council of Canadians, respecting the Canada-European Union Free Trade Negotiations as they will affect municipal government (No Copy)

Stuart Trew appeared before the Committee on behalf of the Council of Canadians and also as a Hamilton resident concerned about how the proposed Comprehensive Economic and Trade Agreement with the European Union, would limit future economic and social policy options for the City and for the Province.

Following Mr. Trew's presentation, Councillor McHattie indicated that he will not be moving forward with his Motion at this meeting (Item 9.1) but rather, would like to have further discussions with members of Council and staff prior to bringing it forward.

A copy of Mr. Trew's comments was submitted to the City Clerk for the public record and will be attached as Appendix "A" to General Issues Committee Report 11-029.

(v) Tom Kaszas to express his views on the benefits that a permanent indoor velodrome would bring to the City (Added as Item 4.2)

Tom Kaszas appeared before the Committee to speak to the positive effects that cycling has had on his daughter and the physical and life skills that she has gained through her involvement in cycling. Mr. Kaszas stated that a permanent velodrome would provide an opportunity of pride to be shared with other children in the City, and would not be a wasted investment.

A copy of Mr. Kaszas' comments was submitted to the City Clerk for the public record and will be attached as Appendix "B" to General Issues Committee Report 11-029.

(vi) George Eastwood to speak in support of the velodrome proposal (Added as Item 4.3)

Mr. Eastwood appeared before the Committee to speak in support of a velodrome in Hamilton and the benefits that it would provide to the City from the view point of recreation and economics. He stated that a permanent velodrome will be a bold step in the ongoing rejuvenation and modernization of our City, and a sound investment that benefits the entire community.

A copy of Mr. Eastwood's comments was submitted to the City Clerk for the public record and will be attached as Appendix "C" to General Issues Committee Report 11-029.

(vii) Kathy Eastwood to speak in support of the velodrome proposal (Added as Item 4.4)

George Eastwood addressed the Committee in the absence of Kathy Eastwood, who was unable to attend.

Mr. Eastwood read from a submission prepared by Ms. Eastwood which expressed the transformative power of sport in the life of their teenage son, which has given her a new appreciation for the sport of cycling.

A copy of Ms. Eastwood's comments was submitted to the City Clerk for the public record and will be attached as Appendix "C" to General Issues Committee Report 11-029.

(viii) Peter Lowry, on behalf of the National Cycling Centre Hamilton (NCCH) Board of Directors and parents of the athletes enrolled in the NCCH Program (Added as Item 4.5)

Peter Lowry appeared before the Committee to express his support of a permanent velodrome in Hamilton. He is a member of the Board of Directors of the National Cycling Centre Hamilton (NCCH) and the parent of an athlete.

Mr. Lowry stated that the NCCH will benefit greatly, and he believes that the velodrome in Hamilton will be the only velodrome in the world which will be linked to a post-secondary institution.

(ix) Andrew Iler to speak to the issue of the Velodrome in respect to the budget and the Campaign Cabinet (Added as Item 4.6)

Andrew Iler addressed the Committee and using power point, showed photographs of various velodromes in cities throughout the world, and related construction costs.

Mr. Iler also spoke to the benefits that a velodrome would provide to the community, including uses for school programs, summer cycling camps, outreach to all parts of the City, track skills. A velodrome would also benefit fitness and recreation, junior development, raceline and motorpacing and National Team training. Other programs and events would include martial arts, weights and fitness and volleyball.

In summary, the velodrome will be a well-used facility that can be used by all in the community.

(x) **Mark Chamberlain, Trivaris, to speak to the issue of the Velodrome and the Campaign Cabinet (Added as Item 4.7)**

Mark Chamberlain appeared before the Committee to speak to the issue of a "Hamilton Velodrome Fundraising Cabinet". With the assistance of a power point presentation, Mr. Chamberlain introduced the list of members who have signed on the Campaign Cabinet and provided a brief history of each individual.

The Campaign Cabinet included: Mark Chamberlain – Honourary Chair; Romeo Andretta, Steve Bauer, Patrick Bermingham, Curt Hartnett, Clara Hughes, Andrew Iler, Rob Maclsaac, Dennis Mills, Kristen Sears, Gord Singleton and Phil White.

A copy of Mr. Chamberlain's presentation was submitted to the Clerk for the public record and is also available for viewing on the City of Hamilton website.

(xi) **Greg Mathieu, Canadian Cycling Association, to speak to the issue of the Hamilton Velodrome and make representations on behalf of the National Sport Governing body (Added as Item 4.8)**

Greg Mathieu appeared before the Committee to re-iterate why the Cycling Association and stakeholders are committed to Hamilton for a Pan Am velodrome.

(g) **PRESENTATIONS**

(i) **International Event Opportunities – 2015 Pan Am Games Velodrome Business Plan (CM10005(d)) (City Wide) (Item 7.1(a))
International Event Opportunities – 2015 Pan Am Games Velodrome Business Plan (CM10005(b)) (City Wide) (Item 7.1(b))**

Chris Murray provided comments on direction provided by Committee at the previous meeting. In terms of additional funding from Mohawk College, Mr. Murray advised that the possibility is not entirely ruled out, no additional monies have been committed to date.

(Duvall/McHattie)

That Report CM10005(b) respecting International Event Opportunities – 2015 Pan Am Games Velodrome Business Plan, be lifted from the table.

CARRIED

International Event Opportunities – 2015 Pan Am Games Velodrome Business Plan (CM10005(b)) (City Wide)**(Duvall/McHattie)**

- (a) That Item 1 of Committee of the Whole Report 10-008, approved by Council on February 24, 2010, respecting the location of a Warm up track and Velodrome at the West Harbour site, be rescinded;
- (b) That staff be directed to cease the active expropriations of land at the West Harbour site, as was directed by Council on February 24, 2010 by way of Item 2, subsection (b) of Committee of the Whole Report 10-008;
- (c) That Council:
 - (i) Confirms its participation in the Pan Am Velodrome project;
 - (ii) That Mohawk College be selected as the site for the construction of a permanent velodrome and be forwarded to Toronto 2015 and Infrastructure Ontario for inclusion in the RFP process;
 - (iii) Fund 44% of construction costs and 100% of land acquisition and site development costs financed as follows:
 - (1) \$5 million funded from the Hamilton Future Fund grant
 - (2) \$5 million funded from debenture financing and an estimated operating impact of \$480,000;
 - (3) \$2 million funded from Mohawk College
 - (4) with the balance (currently estimated at about \$8 million to \$12.5 million) to be financed from fund raising, naming rights, other levels of government, etc but that if such alternative revenue sources are insufficient, Council accepts responsibility to fund the balance of its 44% share through City sources;
- (d) That the City of Hamilton's participation in the Pan Am Velodrome project be conditional on receiving an annual financial commitment from the Pan Am Legacy Fund of at least \$500,000 per year to be used to support ongoing operating, maintenance and capital rehabilitation costs;
- (e) That staff be directed to prepare any and all necessary agreements in a form satisfactory to the City Solicitor and that the Mayor and City Clerk be authorized to sign and execute all such agreements.

(Ferguson/McHattie)

That sub-section (c)(iii) be deleted in its entirety and replaced with the following in lieu thereof:

(c) That Council:

- (i) Confirms its participation in the Pan Am Velodrome project;
- (ii) That Mohawk College be selected as the site for the construction of a permanent velodrome and be forwarded to Toronto 2015 and Infrastructure Ontario for inclusion in the RFP process;
- (iii) Reconfirm the commitment of the \$5 million grant funded from the Hamilton Future Fund;
- (iv) \$2 million funded from Mohawk College.

The Amendment **CARRIED** on the following Standing Recorded vote:

Yeas: Bratina, Clark, Duvall, Farr, Ferguson, Jackson, McHattie,
Morelli, Pasuta, Pearson, Whitehead
Total Yeas: 11
Nays: Collins, Johnson, Merulla, Partridge, Powers
Total Nays: 5
Absent: 0

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

Yeas: Bratina, Clark, Duvall, Farr, Ferguson, Jackson, McHattie,
Morelli, Pasuta, Pearson, Whitehead
Total Yeas: 11
Nays: Collins, Johnson, Merulla, Partridge, Powers
Total Nays: 5
Absent: 0

See Motion 4.1 of the October 11, 2011 Council meeting for the disposition of this item.

(ii) Hamilton Velodrome Fundraising Cabinet**(McHattie/Farr)**

That the Campaign Cabinet be supported in its efforts to fund raise for the Hamilton Velodrome.

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

Yeas: Bratina, Clark, Collins, Duvall, Farr, Ferguson, Jackson, Johnson, McHattie, Morelli, Partridge, Pasuta, Pearson, Powers, Whitehead

Total Yeas: 15

Nays: Merulla

Total Nays: 1

See Motion 4.2 of the October 11, 2011 Council meeting for the disposition of this item.

**(ii) The “Gore” Building Improvement Grant Program (PED11167) (City Wide) (Item 7.2)
Hamilton Downtown Commercial Façade Property Improvement Grant Program (PED11168) (Ward 2) (Item 7.3)**

In the interest of time, the Committee waived the staff presentation. See Items 9 and 10 for the disposition of these items.

(iii) City of Hamilton “Include Me” Workforce Census Report (HUR11012) (City Wide) (Item 7.4)

Helen Hale Tomasik provided a power point presentation on the City of Hamilton “Include Me” Workforce Census Report which included:

- Background of the Workforce Census – what it is and its purpose
- Workforce Census Methods
- Workforce Census Response Rates
- Key Workforce Census Results – Representation-at-a-Glance
- Key Workforce Census Results – Education, languages, high number of pending retirements; what attracted existing employees to work at the City; work-life balance
- Recommendations and Next Steps.

A copy of the power point presentation is available for viewing on the City of Hamilton website.

See Item 11 for the disposition of this item.

(h) DISCUSSION AGENDA

(i) U. S. Steel – Sewer Use By-law 04-150 – Parameters and Compliance Agreement (Item 8.1)

Mayor Bratina and Councillor Duvall advised the Committee that a tentative agreement has been reached between U.S. Steel and Steelworkers Union Local 1005. Councillor Duvall indicated that an official news release will be released shortly, with a ratification vote to be conducted as soon as

possible. The Executive also asked Councillor Duvall to relay their thanks to Council for their support.

(Bratina/Ferguson)

That in light of the recent developments between U.S. Steel and Steelworkers Union Local 1005, that the issue of the Compliance Agreement be deferred pending the outcome of the ratification vote. **CARRIED**

(ii) Waterdown Aldershot East-West Transportation Corridor – Noise and Lighting Mitigation (PW08063(c)) (Ward 15) (Outstanding Business List) (Item 8.2)

Staff advised that Page 6 of the report, under “Implementation and Maintenance”, should read as follows:

- \$200 for a 1.8-2.4m wood noise fence
- \$450 to \$600 for a 1.8-2.4m concrete barrier.

(Merulla/Ferguson)

(e) That the “Waterdown Aldershot East-West Transportation Corridor” be identified as completed and removed from the Outstanding Business List. **CARRIED**

(iii) “Open for Business” Review (PED11176) (City Wide) (Item 8.5)

(Jackson/Merulla)

That sub-section (b) be amended by increasing the Council membership from four (4) to six (6). **Amendment CARRIED**

(Jackson/Merulla)

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

(c) That Councillors C. Collins, L. Ferguson, R. Pasuta, M. Pearson, R. Powers and T. Whitehead be appointed to serve on the “Open for Business” Sub-Committee. **Amendment CARRIED**

Motion as amended CARRIED

(iv) 2008 – 2011 Strategic Plan Annual Report (2010) (CM11014) (City Wide) (Item 8.6)

(Ferguson/Jackson)

That in the interest of time, Report CM11014 respecting the 2008-2011 Strategic Annual Plan be tabled to the General Issues Committee meeting scheduled for Thursday, October 13, 2011 for discussion.

CARRIED

(v) **Independent External Audit Review of HECFI Operations Phase 2 (CM11013(a)) (City Wide) (Item 8.7)**

The Mayor expressed concern with respect to the divestiture of Hamilton Place and that in the Request for Expressions of Interest, it be kept apart and separate, and viewed as a broader community asset rather than a revenue generator.

(vi) **Items Referred from Emergency & Community Services Committee:**

(aa) Status and Next Steps – St. Mark’s Church and Auchmar Estate (CS11076) (Wards 2 and 8)

Joe-Anne Priel provided an update and reported that a report will be presented to the General Issues Committee on these matters.

(Clark/Farr)

That the verbal update respecting Status and Next Steps – St. Mark’s Church and Auchmar Estate, be received. **CARRIED**

(bb) Endorsement of a Sports Field Management Strategy (PW08006) (City Wide)

Joe-Anne Priel provided an update and reported that a report will be presented to the General Issues Committee on this matter.

(Ferguson/Merulla)

That the verbal update respecting Endorsement of a Sports Field Management Strategy, be received. **CARRIED**

(i) **MOTIONS**

(i) Councillor McHattie tabled the following motion to the next appropriate General Issues Committee meeting:

Canadian-European Community Free Trade Agreement – Impact on City of Hamilton (Item 9.1)

WHEREAS the government of Canada and the European Union have been negotiating a trade agreement known as the Comprehensive Economic and Trade Agreement (the “CETA”); and

WHEREAS the European Union and European corporations are insisting on unobstructed access to procurement by sub-national governments, including municipalities, school boards, universities, hospitals and other provincial agencies, which could significantly reduce or eliminate the right to specify local priorities when public money is invested in goods, services or capital projects; and

WHEREAS Canadian municipalities have expressed growing concerns with trade agreements and their potential impacts on municipal programs and services and local autonomy; and

WHEREAS unobstructed access to Canadian municipal procurement by European corporations, combined with investment protections in CETA on government concessions related to transit, water, electricity and other social services delivered locally, may encourage privatization and reduce economic development options for local communities; and

WHEREAS the provincial and territorial governments have been actively involved in negotiating CETA with the European Union:

- (a) That the City of Hamilton request:
 - (i) a briefing from the Ontario Government on the scope and content of trade negotiations with the European Union, including the details of its procurement offer to the EU;
 - (ii) the Federation of Canadian Municipalities to provide a sector-by-sector analysis of the potential impacts on municipal functions and powers of the procurement regime that the European Union is seeking;
 - (iii) the Federation of Canadian Municipalities to urge the Government of Canada not to provide the European Union with access to sub-national government procurement;
 - (iv) that the Government of Ontario negotiate a clear, permanent exemption for local governments from CETA;
 - (v) City staff to review the available information on the impact CETA will have on the City of Hamilton, with special emphasis on procurement and the delivery of social services, and;
- (b) That this resolution be sent to the Association of Municipalities of Ontario for consideration and circulation to Ontario municipalities.

(ii) Hamilton Waterfront Priorities (Items 9.2(a) and (b))

The following is the preamble to the motion put forward by Councillor Collins:

Whereas Hamilton's waterfront and shoreline precincts are valuable geographic and environmental public assets that add to the quality of life for the City's residents;

And Whereas over the past several years, City Council has passed and endorsed several key policy initiatives to enhance and revitalize the waterfront precinct including; the West Harbour Recreation Master Plan, the “Setting Sail” secondary plan, Hamilton’s Neighbourhood Development Strategy, the City of Hamilton Economic Development Strategy, as well as the pursuit of all-day GO train service to James St. North;

And Whereas the 2011 Senior Management Team Workplan clearly identified the goal of accelerating existing actions that revitalize the economic potential and assessment growth of the waterfront.

(Collins/Merulla)

That sub-section (c) be amended to include Piers 5 and 6.

**Amendment CARRIED
Motion as amended CARRIED**

See Item 19 for the disposition of this item.

(iii) Review of Road Widening Policies

(Whitehead/Duvall)

That staff be directed to conduct a review of the City’s current road widening policies and report back to the Planning Committee. **CARRIED**

(j) NOTICES OF MOTION

In the absence of Councillor McHattie, the following Notices of Motion will be placed on the November 14, 2011 General Issues Committee agenda:

(i) Request to the Alcohol and Gaming Commission of Ontario (AGCO) to Transfer Liquor License Process (Item 10.1)

Whereas the Alcohol and Gaming Commission of Ontario (AGCO) “new liquor license” process includes a provision by which affected citizens (or City Councils by Council motion) can request a hearing to determine the impact of the license request, including negative impacts on local neighbourhoods;

And Whereas the AGCO “transfer of liquor license” process does not allow for public or City Council requests for a hearing;

And Whereas the transfer of a liquor license could substantially change the type of facility and the accompanying impact in a neighbourhood;

And Whereas the inability of citizens to intervene in a liquor license transfer process could lead to citizens challenging a new liquor license request due to the fear of a future change in facility operations.

Now Therefore Be It Resolved:

That the Alcohol and Gaming Commission of Ontario (AGCO) be requested to meet with the City of Hamilton to discuss the transfer of liquor license process and understand its potential impact on neighbourhoods, and seek changes to AGCO policies and processes.

(ii) Prohibition on Feeding of Wildlife (Item 10.2)

Whereas there are known negative effects when wild animals are attracted to neighbourhoods by citizens feeding these animals;

And Whereas in Hamilton, unsafe conditions have been created due to wildlife feeding on the Beach Strip with coyotes and deer in the Iroquois Heights Conservation Area;

And Whereas other municipalities have banned feeding of wildlife (i.e., Mississauga, Thunder Bay, Vancouver).

Now Therefore Be It Resolved:

That staff be directed to report back on options to ban the feeding of wildlife in Hamilton.

(iii) Pan Am Games – Hamilton Velodrome (Added Item 10.3)

Whereas, the west Harbour lands were originally acquired by the City of Hamilton to facilitate Pan-Am Games' facilities;

Whereas, there is a need to identify additional funds to support moving ahead to the tendering stage of the Pan-Am Games – Hamilton Velodrome project;

Whereas, through a national level campaign, the Mayor's Cabinet will be seeking to fundraise \$10M for the Hamilton Velodrome project;

Whereas, while this commitment of funding is required to move on to the tendering stage of the process, it may not be needed when the actual cost of the velodrome is known in February 2012 (i.e., given cost of Pan-Am Stadium project 30% over-stated; and recent velodrome construction cost examples from around the world in the \$25-35M range).

Therefore Be It Resolved:

That up to \$5M be allocated to the Pan-Am Games – Hamilton Velodrome from the sale of the west Harbour lands, with the remaining funds from sales of lands allocated to the Hamilton Future Fund.

(iv) Pan Am Games Velodrome

Councillor B. Morelli introduced the following Notice of Motion:

Whereas, the City of Hamilton is committed to the success of the 2015 Pan Am Games in Canada (the “Games”); and

Whereas, the City of Hamilton committed substantive funding for permanent Games facilities to be situated in Hamilton including, in particular, the venues for Track and Field and Cycling events; and

Whereas, the scope of the Track and Field venue facility to be situated in Hamilton, was subsequently scaled down to that of a Soccer stadium in Ward 3 of the City (the “Stadium Precinct”); and

Whereas, the ability of the City to increase its existing funding commitment to the Velodrome is tempered and strained by other City and community needs;

Therefore it be resolved:

- (a) That the City of Hamilton maintain its existing funding commitment of \$5 million to the Games toward the establishment of a permanent Velodrome to be situated in the City of Hamilton; and
- (b) That in the event a decision is made to not situate a permanent Velodrome in Hamilton on the basis of the City’s limited financial contribution capacity, that the City reallocate all or part of the \$5 million dollar Pan Am Velodrome commitment to the development of other community facilities and services in the Stadium Precinct that address the significant lack of seniors and recreational amenities in this code red area; and;
- (c) That staff prepare and present a plan to the General Issues Committee in 2012 that illustrates and explains where this investment will be spent.

(Morelli/Farr)

That the Rules of Order be waived to allow for the introduction of a Motion respecting Pan Am Games Velodrome. **CARRIED**

(Morelli/Farr)

That the Motion respecting Pan Am Games Velodrome be withdrawn. **CARRIED**

Councillor Morelli indicated that he would leave this as a Notice of Motion.

(iv) Hamilton Waterfront Trust Financial Statements (New Business) (No Copy)

Councillor B. Clark introduced the following Notice of Motion:

That the issue of the Hamilton Waterfront Trust Financial Statements currently scheduled to be considered by the Audit, Finance & Administration Committee on October 19, 2011 be deleted from the agenda and referred to the appropriate General Issues Committee meeting, at which time representatives of the Hamilton Waterfront Trust are scheduled to appear to speak to a number of issues including ice rink operations and a deficit reduction plan.

(Clark/Johnson)

That the Rules of Order be waived to allow for the introduction of a Motion respecting Hamilton Waterfront Trust Financial Statements. **CARRIED**

See Item 22 for the disposition of this item.

(v) Government Relations Contact Team

Councillor T. Whitehead introduced the following Notice of Motion:

- (a) That Hamilton City Council is committed to improving our best practices in government relations;
- (b) That Council and the Fairness to Hamilton Campaign Committee shall maximize utilization of staff and elected officials with proven competencies in government relations;
- (c) That Council shall meet annually in an in-camera Council workshop pursuant to Section 239(3.1) Ontario Municipal Act to educate, train and improve the knowledge of elected officials and senior management in government relations best practices;
- (d) That Council shall annually debate and approve a list of municipal priorities for discussions with both senior levels of government;
- (e) That Council directs that all meetings, discussions or teleconferences with senior levels of government regarding items on the approved list of municipal priorities shall be conducted by a Government Relations Contact Team which shall be restricted to the Mayor, Chair of the Fairness to Hamilton Campaign Committee and the City Manager;

- (f) That Council direct that all communications received by elected officials or city staff from any representative of a senior level of government regarding potential funding shall be copied to the Mayor, the Deputy Mayor, members of the Fairness to Hamilton Campaign Committee and the City Manager within 48 hours of receipt.

(Whitehead/Pasuta)

That the Rules of Order be waived in order to allow for the introduction of a Motion respecting "Government Relations Contact Team". **CARRIED**

See Item 23 for the disposition of this item.

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

Yeas: Clark, Collins, Duvall, Farr, Jackson, Johnson, Merulla,
Partridge, Pasuta, Whitehead
Total Yeas: 10
Nays: Bratina, Pearson, Powers
Total Nays: 3
Absent: Ferguson, McHattie, Morelli
Total Absent: 3

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

11.1 Outstanding Business List

- (a) Outstanding Business List

(Johnson/Powers)

That the General Issues Committee Outstanding List be amended as follows:

- (i) Item M: Audible Pedestrian Signals
Due Date: September 12, 2011
Revised Due Date: Q1 2012

- (ii) Item P: Wind Turbines

That this matter be removed from the Outstanding Business List of the General Issues Committee as the issue was addressed at the September 28, 2011 meeting of Council.

CARRIED

(Johnson/Powers)

That the following items be removed from the Outstanding Business List:

- (iii) Item K: Resolution from Cavan Monaghan respecting Industrial Wind Turbines

- (iv) Item L: Resolution from West Lincoln respecting Industrial Wind Turbines
- (v) Item N: Resolution from North Perth respecting Industrial Wind Turbines **CARRIED**

(Duvall/Whitehead)

That Item A on the Outstanding Business List respecting Ward Boundary Review be lifted from the table and referred back to the Governance Review Sub-Committee. **CARRIED**

(I) PROCEDURAL MATTERS

The General Issues Committee recessed at 12:50 p.m. and reconvened at 1:15 p.m.

(Merulla/Collins)

That the General Issues Committee recess at 2:25 p.m. in order to convene the special meeting of Council. **CARRIED**

(Morelli/Collins)

That Council convene and recess at 2:25 p.m. **CARRIED**

(Pearson/Clark)

That the General Issues Committee reconvene at 2:25 p.m. to continue discussions with respect to the Pan Am Velodrome. **CARRIED**

(Ferguson/Johnson)

That the General Issues Committee recess at 3:35 p.m. in order to convene the special meeting of Council. **CARRIED**

(Pearson/McHattie)

That Council be reconvened at 3:35 p.m. **CARRIED**

(m) PRIVATE & CONFIDENTIAL

(i) Minutes of Closed Session Meeting (Item 12.1)

(Whitehead/Duvall)

That the Minutes of the Closed Session Meeting of the General Issues Committee held on September 12, 2011 be approved. These Minutes will 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**

**(ii) Exchange of City Lands with Royal Botanical Gardens (RBG)
(PW11077/PED 11177) (Wards 1 and 13) (Item 12.1)**

The Committee did not require to move In Camera to discuss this matter.
See Item 21 for the disposition of this item.

There being no further business, the Committee adjourned at 5:50 p.m.

Respectfully submitted

Councillor J. Partridge
Deputy Mayor

Carolyn Biggs, Co-ordinator
Committee Services/Council/Budgets
October 11, 2011