



## **GENERAL ISSUES COMMITTEE**

### **MINUTES 13-001**

**9:30 a.m.**

**Monday, January 14, 2013**

**Council Chambers**

**Hamilton City Hall**

**71 Main Street West**

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

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

**1. Request for Proposal C11-12-12 – Consultant Services Required for the Citizen Engagement of Values-Based Infrastructure Management**

**(Merulla/Johnson)**

That the proposal submitted by Dialogue Partners Inc. in response to City of Hamilton Request for Proposal C11-12-12 – Consultant Services Required for the Citizen Engagement of Values-Based Infrastructure Management be released as a public document and uploaded on to the City's website for the January 14, 2013 meeting of the General Issues Committee. **CARRIED**

**2. Hamilton Police Service Monthly Reports (PSB 12-105 and PSB 12-120) (Item 5.1)**

**(Collins/Johnson)**

That Hamilton Police Service Monthly Reports PSB 12-105 and PSB 12-120 be received. **CARRIED**

**3. Developing an Environmental Roundtable for Hamilton (CM13002) (City Wide) (Item 5.5)**

**(Collins/Johnson)**

That Report CM13002 respecting Developing an Environmental Roundtable for Hamilton be received. **CARRIED**

4. **Westdale Village Business Improvement Area (B.I.A.) Resignation from the Board of Management (PED10260(b)) (Ward 1) (Item 5.6)**

**(Collins/Johnson)**

That Report PED10260(b) respecting Westdale Village Business Improvement Area (B.I.A.) Resignation from the Board of Management be received.

**CARRIED**

5. **Westdale Village Business Improvement Area (B.I.A.) – Proposed Budget and Schedule of Payment for 2013 (PED13001) (Ward 1) (Item 5.7)**

**(Collins/Johnson)**

- (a) That the 2013 Operating Budget for the Westdale Village Business Improvement Area (BIA) (attached as Appendix “A” to Report PED13001), in the amount of \$122,500, be approved;
- (b) That the levy portion of the Operating Budget for the Westdale Village Business Improvement Area (BIA), in the amount of \$122,500, be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2013 Budget as referenced in recommendation (b) above;
- (d) That the following schedule of payments for 2013 be approved:

January	\$61,250
July	\$61,250

Note: Assessment appeals may be deducted from the levy payments.

**CARRIED**

6. **Concession Street Business Improvement Area (B.I.A.) – Proposed Budget and Schedule of Payment for 2013 (PED13002) (Wards 6 and 7) (Item 5.8)**

**(Collins/Johnson)**

- (a) That the 2013 Operating Budget for the Concession Street Business Improvement Area (BIA) (attached as Appendix “A” to Report PED13002), in the amount of \$78,750, be approved;
- (b) That the levy portion of the Operating Budget for the Concession Street Business Improvement Area (BIA), in the amount of \$78,750, be approved;

- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2013 Budget as referenced in recommendation (b), above;
- (d) That the following schedule of payments for 2013 be approved:

January	\$19,687.50
April	\$19,687.50
July	\$19,687.50
October	\$19,687.50

Note: Assessment appeals may be deducted from the levy payments.

**CARRIED**

**7. Dundas Business Improvement Area (B.I.A.) – Proposed Budget and Schedule of Payment for 2013 (PED13003) (Ward 13) (Item 5.9)**

**(Collins/Johnson)**

- (a) That the 2013 Operating Budget for the Dundas Business Improvement Area (BIA) (attached as Appendix “A” to Report PED13003), in the amount of \$154,400, be approved;
- (b) That the levy portion of the Operating Budget for the Dundas Business Improvement Area (BIA), in the amount of \$113,300, be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite By-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2013 Budget as referenced in recommendation (b) above;
- (d) That the following schedule of payments for 2013 be approved:

January	\$28,325
April	\$28,325
July	\$28,325
October	\$28,325

Note: Assessment appeals may be deducted from the levy payments.

**CARRIED**

**8. King Street West Business Improvement Area (B.I.A.) – Proposed Budget and Schedule of Payment for 2013 (PED13004) (Ward 2) (Item 5.10)**

**(Collins/Johnson)**

- (a) That the 2013 Operating Budget for the King Street West Business Improvement Area (BIA) (attached as Appendix "A" to Report PED13004), in the amount of \$6,533.63, be approved;
- (b) That the levy portion of the Operating Budget for the King Street West Business Improvement Area (BIA), in the amount of \$4,500, be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2013 Budget as referenced in recommendation (b) above;
- (d) That the following schedule of payments for 2013 be approved:

January	\$2,250
June	\$2,250

Note: Assessment appeals may be deducted from the levy payments.

**CARRIED**

**9. Ottawa Street Business Improvement Area (B.I.A.) – Proposed Budget and Schedule of Payment for 2013 (PED13005) (Wards 3 and 4) (Item 5.11)**

**(Collins/Johnson)**

- (a) That the 2013 Operating Budget for the Ottawa Street Business Improvement Area (BIA) (attached as Appendix "A" to Report PED13005), in the amount of \$133,000, be approved;
- (b) That the levy portion of the Operating Budget for the Ottawa Street Business Improvement Area (BIA), in the amount of \$133,000 be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2013 Budget as referenced in recommendation (b) above;
- (d) That the following schedule of payments for 2013 be approved:

January	\$66,500
June	\$66,500

Note: Assessment appeals may be deducted from the levy payments.

**CARRIED**

**10. Waterdown Business Improvement Area (B.I.A.) – Proposed Budget and Schedule of Payment for 2013 (PED13006) (Ward 15) (Item 5.12)**

**(Collins/Johnson)**

- (a) That the 2013 Operating Budget for the Waterdown Business Improvement Area (BIA) (attached as Appendix “A” to Report PED13006), in the amount of \$144,000, be approved;
- (b) That the levy portion of the Operating Budget for the Waterdown Business Improvement Area (BIA), in the amount of \$144,000, be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2013 Budget as referenced in recommendation (b) above;
- (d) That the following schedule of payments for 2013 be approved:

January	\$36,000
April	\$36,000
July	\$36,000
October	\$36,000

Note: Assessment appeals may be deducted from the levy payments.

**CARRIED**

**11. Stoney Creek Business Improvement Area (B.I.A.) – Proposed Budget and Schedule of Payment for 2013 (PED13007) (Ward 9) (Item 5.13)**

**(Collins/Johnson)**

- (a) That the 2013 Operating Budget for the Stoney Creek Business Improvement Area (BIA) (attached as Appendix “A” to Report PED13007), in the amount of \$26,400, be approved;
- (b) That the levy portion of the Operating Budget for the Stoney Creek Business Improvement Area (BIA), in the amount of \$15,073, be approved;

- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2013 Budget as referenced in recommendation (b) above;
- (d) That the following schedule of payments for 2013 be approved:

January	\$3,768.25
April	\$3,768.25
July	\$3,768.25
October	\$3,768.25

Note: Assessment appeals may be deducted from the levy payments.

**CARRIED**

**12. Barton Village Business Improvement Area (B.I.A.) – Proposed Budget and Schedule of Payment for 2013 (PED13020) (Wards 2 and 3) (Item 5.14)**

**(Collins/Johnson)**

- (a) That the 2013 Operating Budget for the Barton Village Business Improvement Area (BIA) (attached as Appendix “A” to Report PED13020), in the amount of \$46,630, be approved;
- (b) That the levy portion of the Operating Budget for the Barton Village Business Improvement Area (BIA), in the amount of \$46,630, be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2013 Budget as referenced in recommendation (b) above;
- (d) That the following schedule of payments for 2013 be approved:

January	\$11,657.50
April	\$11,657.50
July	\$11,657.50
October	\$11,657.50

Note: Assessment appeals may be deducted from the levy payments.

**CARRIED**

**13. Commercial Heritage and Restoration Program (CHIRP) – 16 Sydenham Street, Dundas (PED11042(a)) (Ward 13) (Item 5.15)**

**(Collins/Johnson)**

That grant funds in the amount of \$5,966.40 be released to Georgina Mitropoulos, the owner of the property at 16 Sydenham Street, Dundas, for work completed on the heritage building, notwithstanding that the one (1) year completion deadline under the Council-approved terms and guidelines for the Commercial Heritage Improvement and Restoration Program (CHIRP) has elapsed.

**CARRIED**

**14. Illegal Dumping, Litter and Escaped Waste – Update (PED11127(d)) (City Wide) (Item 5.16)**

**(Collins/Johnson)**

That Report PED11127(d) respecting Illegal Dumping, Litter and Escaped Waste – Update be received.

**CARRIED**

**15. Acquisition of Easement from McMaster University over Parts 5, 7 and 8, Plan 62R-18474 (PW13002/PED13008) (Ward 1) (Item 5.17)**

**(Collins/Johnson)**

(a) That an Option to Purchase Agreement (Easement) executed by McMaster University over land described as Parts 5, 7 and 8, Plan 62R-18474, as identified on Appendix “A” attached to Report PW13002/PED13008, be approved and completed and the purchase price of \$550,002 be funded from Account No. 59258-5160168111 (Ewen Road CSO Tank);

(b) That as consideration, the amount of \$2 paid to the owner pursuant to the Option to Purchase Agreement, be deducted from the purchase price;

(c) That costs incurred for Real Estate staff in the amount of \$10,000, be funded from Public Works Account No. 5160168111 and credited to Account No. 45408-3560150200 (Property Purchases and Sales);

(d) That the Mayor and City Clerk be authorized and directed to execute any necessary documents in a form satisfactory to the City Solicitor and that any Legal Services administrative expenses or disbursements be charged to Account No. 5160168111 (Ewen Road CSO Tank).

**CARRIED**

16. **Declaration of Surplus Property and Sale of Land – 88 Keith Street, Hamilton (PED13011) (Ward 3) (Item 5.19)**

**(Clark/Partridge)**

- (a) That the land municipally known as 88 Keith Street, legally described as Plan 209, Part Lot 221, having a frontage of 7.62 metres (25 feet) along the south limit of Keith Street by a depth of 25.30 metres (85 feet), identified as PIN 17189-0267 (LT) and Roll No. 251803022200970, shown on Appendix “A” attached to Report PED13011, be declared surplus to the requirements of the City of Hamilton in accordance with the “Procedural By-law for the Sale of Land”, being By-law No. 04-299;
- (b) That an Offer to Purchase executed on October 31, 2012, by Basil Shawaf in Trust, scheduled to close on March 15, 2013, be approved and completed, subject to the conditions described in Recommendation (f), and the sale price of \$20,000 less any associated costs be credited to Account No. HAMTN 12025 000100 (Taxation);
- (c) That the sum of \$2,380 from the sale proceeds be credited to Account No. 45408-3560150200 to recover expenses including Real Estate administration fees in the amount \$1200, signage expense of \$79, appraisal fee of \$461 and legal expenses of \$640;
- (d) That the deposit cheque in the amount of \$2,000, being the required 10% of the purchase price, be held by the General Manager of Finance and Corporate Services, pending acceptance of this transaction;
- (e) That the sale price of \$20,000 does not include the Harmonized Sales Tax (HST); should the HST be applicable and collected by the City, that the HST amount be credited to Account No. 22828 009000 (HST Payable);
- (f) That the following condition(s) be included in the Offer to Purchase of 88 Keith Street:
  - (i) The Transferee shall commence construction of a residential dwelling upon the said lands within 12 months of the closing date and shall complete construction of said residential dwelling within 24 months of the closing date of this transaction;
- (g) That the City Clerk be authorized and directed to execute and issue a Certificate of Compliance for this transaction in the form prescribed pursuant to Section 268 of the Municipal Act, incorporating the following, if required:
  - (i) That the subject lands be declared surplus by inclusion in this Report to Council;



- (ii) An internal appraisal of the fair market value of the real property intended to be sold was completed on June 4, 2012; and,
- (iii) That in accordance with the approved methods of giving Notice to the Public in the Real Property Sales Procedural By-law No. 04-299, Section 12(a) 3 by posting a “For Sale” sign on the lands to be sold for not less than 7 days, and Section 12(a) 6, as to sufficient public notification by way of this Report to City Council.

**CARRIED**

**17. Declaration of Surplus Property and Sale of Vacant Land – 97 St. Joseph’s Drive, Hamilton (PED13016) (Ward 2) (Item 5.20)**

**(Clark/Partridge)**

- (a) That the property municipally known as 97 St. Joseph’s Drive, legally described as part of Lot 14, Concession 3, former Township of Barton, comprising an area of approximately 450 square metres (4,844 square feet) on the north limit of St. Joseph’s Drive and the east limit of John Street South, identified as PIN 17116-0003(LT) and Roll No. 251802014109220, as shown on Appendix “A” attached to Report PED13016, be declared surplus to the requirements of the City of Hamilton;
- (b) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to sell the subject lands at fair market value, in accordance with the Procedural By-law for the Sale of Land, being By-law 04-299.

**CARRIED**

**18. Declaration of Surplus and Sale of Normanhurst Community Centre – 1621 Barton Street East, Hamilton (PED13017) (Ward 4) (Item 5.21)**

**(Clark/Partridge)**

- (a) That the property municipally known as 1621 Barton Street East, legally described as Part of Lot 34, Concession 1, former Township of Saltfleet, comprising an area of approximately 845 square metres (9,100 square feet) on the north limit of Barton Street East, identified as PIN 17255-0007(LT) and Roll No. 251805038502390, as shown on Appendix “A” attached to Report PED13017, be declared surplus to the requirements of the City of Hamilton;
- (b) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to sell the subject lands at fair market value, in accordance with the Procedural By-law for the Sale of Land, being By-law 04-299.

**19. Presentation of the Neighbourhood Action Plan for Davis Creek (formerly known as Quigley Road) and Riverdale Neighbourhoods developed as part of the Neighbourhood Development Strategy (CM12013(a)) (City Wide) (Item 7.1)**

**(Collins/Johnson)**

- (a) That the Neighbourhood Action Plans attached as Appendix "A" and Appendix "B" to Report CM12013(a) be endorsed;
- (b) That Planning staff be directed to consult with the relevant Neighbourhood Planning Team on potential land use changes that could assist in the implementation of the Neighbourhood Action Plan where appropriate.
- (c) That the completed Neighbourhood Action Plans attached as Appendix "A" and Appendix "B" to Report CM12013(a) be distributed to and reviewed by City of Hamilton staff and Neighbourhood Development Strategy Partners to determine suitable actions to assist in the implementation of the Neighbourhood Action Plan;
- (d) That staff be directed to report back to the appropriate standing committee on suitable implementation measures (including cost and resource implications) that will be undertaken by the City of Hamilton to support the implementation of the Neighbourhood Action Plans attached as Appendix "A" and Appendix "B" to Report CM12013(a). **CARRIED**

**20. 2013 Planning and Economic Development Business Plan (Item 7.2) (City Wide)**

**(Johnson/Partridge)**

That the 2013 Planning and Economic Development Business Plan, be approved. **CARRIED**

**21. Hamilton Follies Inc. Financial Assistance Request (FCS13005) (City Wide) (Item 8.1)**

**(Bratina/Whitehead)**

- (a) That a grant be provided to Hamilton Follies Inc.(HFI), in the amount of approximately \$48,000, to pay HFI's current indebtedness to Hamilton Entertainment and Convention Facilities Inc (HECFI);
- (b) That \$45,000 be funded from Reserve #104005 – Special Events Subsidy Fund;

- (c) That the remaining amount owing (approximately \$3,000) be funded from Reserve #100025 – HECFI Capital Projects;
- (d) That a condition of grant be included which requires that Hamilton Follies Inc. utilize the grant to pay the amount owing to HECFI in its entirety.

**CARRIED**

**22. 2013 Area Rating Reserve Funded Projects (FCS13007) (City Wide) (Item 8.2)**

**(McHattie/Duvall)**

- (a) That the capital projects, as outlined in Appendix A to Report FCS13007, be approved;
- (b) That subject to approval of Recommendation (a) of Report FCS13007, the capital projects outlined in Appendix A to Report FCS13007 be funded by the applicable Area Rating Capital Special Re-Investment Reserve (Reserves # 108052 and 108057);
- (c) That subject to approval of Recommendations (a) and (b) of Report FCS13007, the General Manager of Public Works be authorized to prepare, advertise and award tenders as required for the works approved within Report FCS13007.

**CARRIED**

**23. Report 12-006 of the Advisory Committee for Persons with Disabilities – December 11, 2012 (Item 8.3)**

**(a) Transportation Sub-committee Report – November 27, 2012**

**(Partridge/Collins)**

That the appropriate Emergency and Community staff be directed to attend an Advisory Committee for Persons with Disabilities meeting to provide information on the Affordable Transit Pass Program. **CARRIED**

**(b) Revised Sidewalk Policy - Comprehensive Review of Engineering Guidelines**

**(Partridge/Collins)**

That the appropriate Planning staff be directed to consult with the Built Environment Sub-committee of the Advisory Committee for Persons with Disabilities respecting the inclusion of changes to the Sidewalk Policy within the Comprehensive Review of Engineering Guidelines. **CARRIED**

**24. Report 12-003 of the Non-Union Compensation Sub-Committee – December 12, 2012 (Item 8.4)**

**Non-Union Management & Professional Exempt Group Compensation for 2013 (HUR12021) (City Wide) (Item 6.2)**

**(Powers/Partridge)**

- (a) That the salary schedule for the Non-Union Management and Professional Exempt Employee Group be increased by 1.9% (estimated at \$1.50 million) effective January 1, 2013, to be consistent with the 2011 Memorandum of Settlement for CUPE Local 5167, and that individual salaries be adjusted accordingly;
- (b) That staff report back on options to achieve the City's 50<sup>th</sup> percentile pay position following the 2013 budget process;
- (c) That the contents of Report HUR12021 respecting the compensation of the Non-Union Management and Professional Exempt group of employees remain confidential as it contains information related to labour relations and employee negotiations. **CARRIED**

**25. Report 12-005 of the Gaming Facility Proposal Sub-Committee – December 12, 2012 (Item 8.5)**

**(a) Health and Social Impacts of Gambling (BOH12040) (City Wide)**

**(Partridge/Whitehead)**

- (a) That a representative from the Ontario Problem Gambling Institute – Centre of Addiction and Mental Health be invited to participate in the Hamilton Educational Forums to provide expert information about the health and social impacts of gambling, and the Hamilton Public Health Services Fact Sheet on the Health and Social Impacts of Gambling be made available;
- (b) That Public Health staff be directed to come forward with options to the Board of Health to improve local gambling prevention activities, with potential funding provided through gaming revenue;
- (c) That the Province be asked to commission a longitudinal research program to study the health, social and economic costs and benefits, at both a provincial and local level, of any gaming expansion, including developing a baseline and tracking impacts as the changes are implemented. **CARRIED as amended**

26. **Report 12-005 of the Pan Am Stadium Sub-Committee – December 17, 2012 (Item 8.6)**

**Pan Am Games Update #2 (City Wide) (Item 5.3)**

**(Farr/Whitehead)**

That Report 12-005 of the Pan Am Stadium Sub-Committee, be received.  
**CARRIED**

27. **2013 HECFI Operating Budget (Item 8.7)**

**(Partridge/Jackson)**

That the 2013 HECFI Operating Budget in the amount of \$3,247,140, attached as Appendix "A", be referred to the 2013 budget process. **CARRIED**

28. **Development of an Urban Woodland Conservation By-law (Item 9.1)**

**(McHattie/Farr)**

Whereas, the City of Hamilton does not have a tree-cutting bylaw, instead having to rely on a dated Regional Tree-Cutting By-law (prepared under the aegis of the Region of Hamilton-Wentworth), and Tree-Cutting By-laws from the former area municipalities (i.e., Ancaster, Stoney Creek etc.);

Whereas, particular land use developers are taking advantage of this lack of up-to-date and effective legislation and are currently clear-cutting significant woodlands in the urban area;

Whereas, a draft Private Tree and Woodland Conservation By-law was prepared by City staff in 2009, which may contain information helpful in a new Urban Tree Cutting By-law;

Whereas, there is a recognition that the application of a Tree-Cutting By-law in Hamilton may have different characteristics in the urban versus the rural area.

Therefore Be It Resolved:

- (a) That staff report back to the Planning Committee on options for a draft Urban Woodland Conservation By-law, specifically addressing current urban woodland clear-cutting, and;
- (b) That staff consult with the Agriculture and Rural Advisory Committee and the Ontario Federation of Agriculture on options to protect woodlands in rural Hamilton, taking into account the traditional interests of farmers who already manage their woodlands in a proper fashion, but noting that other rural landowners may be engaging in woodland clear-cutting;

- (c) That the Planning Committee be directed to hold a public meeting on this matter. **CARRIED as amended**

**29. Ratification of Agreement between the City of Hamilton and the Hamilton Ontario Water Employees Association (HOWEA) (City Wide)**

**(Merulla/Duvall)**

That the agreement between the City of Hamilton and Hamilton Ontario Water Employees Association (HOWEA) for a renewed collective agreement for the term January 1, 2013 to December 31, 2016 be ratified. **CARRIED**

**30. City Defense of Notice of Arbitration and Statements of Claim concerning 8, 12, 14 Tiffany Street, Hamilton (LS13002) (Ward 2) (Item 12.5)**

**(McHattie/Ferguson)**

(a) That Report LS13002 respecting City Defense of Notice of Arbitration and Statements of Claim concerning 8, 12, 14 Tiffany Street, Hamilton, be received;

(b) That the contents of Report LS13002 remain confidential. **CARRIED**

**31. City of Hamilton ats Yale Properties (LS12004(b)) (City Wide)**

**(Jackson/Ferguson)**

That Report LS12004(b) respecting City of Hamilton ats Yale Properties be received and the contents 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:

**CONSENT ITEMS**

(a) The following Report has been withdrawn:

Item 5.18 respecting Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application (ERG-12-04) – 135-137 King Street East and 42 Passmore Street, Stoney Creek, (PED13010)

### **PUBLIC HEARINGS/DELEGATIONS**

- (b) The following Presentation is to be re-scheduled to a future meeting at the request of the delegation:

Ryan Moran, Hamilton HIVE, respecting 2<sup>nd</sup> Annual Hive X Young Professionals Conference (Item 6.1)

- (c) Delegation Request from P. J. Mercanti, Carmen's Banquet Centre, to speak to the economic and social benefits of an entertainment destination (Added Item 4.4) (For Future Meeting)
- (d) Delegation Request from Stephani Roy McCallum, Managing Director, Dialogue Partners, to appear before the Committee respecting Our Voice. Our Hamilton (Added Item 4.5) (For Today's Meeting)

### **ADDED DISCUSSION ITEMS**

- (e) 2013 HECFI Operating Budget (Added Item 8.7)
- (f) HECFI Contract Negotiations – Verbal Update respecting Global Spectrum and Carmen's (No Copy) (Added Item 8.8) (Formerly Item 12.8)

### **PRIVATE & CONFIDENTIAL**

- (g) The following Item is postponed to a future meeting:

Item 12.7 respecting Litigation – National Steel Car (FCS13009/LS13003) (City Wide)

- (h) The following Item is removed and added to the Discussion Items:

Item 12.8 respecting HECFI Contract Negotiations – Verbal Update respecting Global Spectrum and Carmen's (See Added Item 8.8)

- (i) The following items are added to the Added Private & Confidential Items:

- (i) Our Voice. Our Hamilton – Update (No Copy) (Added Item 12.8 New)
- (ii) Personal Matters about an Identifiable Individual, including municipal or local board employees (Added Item 12.9)

### **(Jackson/Duvall)**

That the agenda, as amended, be approved.

**CARRIED**

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

None

**(c) APPROVAL OF PREVIOUS MINUTES (Items 3.1 to 3.5)**

**(Collins/Jackson)**

That the following Minutes of the General Issues Committee be approved, as presented:

- (i) November 21/27, 2012
- (ii) December 5, 2012
- (iii) December 7, 2012 (Rate Budget)
- (iv) December 7, 2012 (Budget Overview)
- (v) December 11, 2012 (Capital Budget)

**CARRIED**

**(d) DELEGATION REQUESTS**

**(Collins/Whitehead)**

That the following delegation request be approved:

- (i) Evelyn Myrie, on behalf of the Hamilton Centre for Civic Inclusion, to provide report and request for funding for HCCI (Item 4.1) **CARRIED**

**(Powers/Johnson)**

That the following delegation requests be approved:

- (ii) Stewart Trew, Trade Campaigner, Council of Canadians, respecting Canada-EU Trade Agreement (Item 4.2)
- (iii) Kathy Drewitt, Downtown Hamilton B.I.A., to report on the 2012 Pedestrian Pilot Program and Gore Park Summer Promenade and to request consideration for funding the Gore Master Plan (Item 4.3)
- (iv) P. J. Mercanti, Carmen's Banquet Centre, to speak to the economic and social benefits of an entertainment destination (Added Item 4.4)

**CARRIED**

**(Powers/Johnson)**

That the following delegation request be approved and that the rules of order be suspended in order to allow the opportunity for the presentation to be provided at today's meeting:

- (v) Stephani Roy McCallum, Managing Director, Dialogue Partners Inc., to appear before the Committee respecting Our Voice. Our Hamilton (Added Item 4.5) **CARRIED**



**(e) CONSENT ITEMS**

**(i) Minutes of Various Sub-Committees (for information purposes only)  
(Items 5.2, 5.3 and 5.4)**

**(Collins/Johnson)**

That the following Sub-Committee Minutes be received:

**(aa) Hamilton Association of Business Improvement Areas (H.A.B.I.A.)  
Minutes**

**(a) October 9, 2012**

Councillor Clark indicated that he would meet with Councillor Powers and the appropriate staff to discuss the costs incurred for events in Stoney Creek i.e., Santa Clause parade. Tim McCabe advised that Anna Bradford can assist in providing information with respect to the Community Partnership Program.

**(b) November 13, 2012**

**(bb) Arts Advisory Commission – October 23, 2012**

**(cc) Gaming Facility Proposal Sub-Committee Minutes**

**(a) October 9, 2012**

**(b) November 1, 2012**

**(c) November 9, 2012**

**(d) November 30, 2012**

**CARRIED**

**(f) PRESENTATIONS**

**(i) Presentation of the Neighbourhood Action Plan for Davis Creek (formerly known as Quigley Road) and Riverdale Neighbourhoods developed as part of the Neighbourhood Development Strategy (CM12013(a)) (City Wide) (Item 7.1)**

Paul Johnson provided introductory remarks with respect to the citizen participation toward the development of the Davis Creek and Riverdale Neighbourhood Strategies and introduced the representatives speaking to their respective strategies.

Mr. Johnson indicated that the presentation of these two neighbourhood strategies is a follow up to the four presentations which were presented in the Fall of 2012.

Mr. Johnson also acknowledged and thanked all of the staff and citizens for their efforts and specifically thanked the Social Planning and Research Council in facilitating the community in the development of the strategies.

(aa) Davis Creek Neighbourhood

David Deslandes, Co-Chair of the Davis Creek Neighbourhood Planning Team, presented the Neighbourhood Strategy. His comments included, but were not limited to, the following:

- The Neighbourhood Planning Team has been working together for almost a year and have organized various events, including an Easter Egg Hunt, community clean ups, community BBQ's and movie nights, and a haunted house at Wilfred Laurier
- Although the group seems "new", the people have been involved in various aspects of the community for some time already
- There have been several pockets of neighbourhood and community activity going on, in the way of individual property events
- Seems that things are naturally moving toward a greater sense of "Davis Creek" and want to support those initiatives under the Davis Creek banner, as well as developing more of them in the community
- Redevelopment is a priority because of it being a key asset to the community; any associated loss will have impact
- Laurier Centre is geographically centre to some of the more "difficult" properties in the area
- Vital to at least maintain the current level of services and availability of programs for that reason
- Five goals include: redevelopment of Bishop Ryan, increase neighbourhood safety, increase respect and social unity, improve beautification, enhance quality and availability of programs

(bb) Riverdale Neighbourhood

Rukhsana Amer, a resident in the Riverdale Neighbourhood for the past five years, appeared before the Committee to present the Neighbourhood Strategy. Her comments included, but were not limited to, the following:

- Riverdale is a community of many people from different countries and is very multi-cultural; has the highest population of renters in the City; highest population of poverty and the highest population of new Canadians

- Riverdale Neighbourhood is bounded by Lake Avenue, Centennial Parkway, Queenston Road and Barton Street
- Spoke to the importance of the Community Centre and ESL School to her specifically
- Became active in the Riverdale community approximately five years ago; joined the Neighbourhood HUB Committee in 2006, which became the Riverdale Planning Team in 2012
- Issues the Planning Team is working on include space; to improve the quality of tenant housing in Riverdale and to increase food security for residents in Riverdale.

A written copy of Ms. Amer's comments was submitted to the Clerk for the public record.

**(Collins/Johnson)**

That the presentations from David Deslandes and Rukhsana Amer with respect to the Davis Creek and Riverdale Neighbourhoods be received.

**CARRIED**

**(ii) 2013 Planning and Economic Development Business Plan (Item 7.2)**

Tim McCabe, General Manager of Planning and Economic Development, provided introductory remarks.

Bill Jansenn, Director of Planning, provided a power point presentation which addressed the following:

- Relationship of Business Planning with Strategic Planning and Budgets
- Planning and Economic Development Department Service Delivery Review (SDR) Summary
- 2013 Business Plan Highlights
- 2012 Accomplishments
- 2013 Business Plan Highlights
  - Strategic Priority #1 – A Prosperous and Healthy Community
  - Strategic Priority #2 – Valued and Sustainable Services
  - Strategic Priority #3 – Leadership and Governance
- Next Steps
  - Ongoing Monitoring and Adjustment
  - 2014 Update
  - Capital Budget Submissions
  - Plans and Individual Performance Appraisals

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

**(Johnson/Partridge)**

That the presentation respecting the 2013 Planning and Economic Development Department Business Plan, be received. **CARRIED**

The Committee recessed and reconvened at 1:00 p.m.

**(h) PUBLIC DELEGATIONS/HEARINGS**

**(i) Stephani Roy McCallum, Managing Director, Dialogue Partners, respecting Our Voice. Our Hamilton. Public Engagement Process (Item 4.5/Item 6.1)**

Stephani Roy McCallum, Managing Director of Dialogue Partners Inc., appeared before the Committee with respect to the Our Voice. Our Hamilton public engagement process. Her comments included, but were not limited to, the following:

- Speaking to advocate for the process and to offer what was trying to be achieved
- Want to acknowledge and apologize for missteps and mistakes along the way and offer additional views and alternate thoughts in order for the Committee to give full consideration to the issue
- Have the heartfelt apology of the entire Dialogue Partners team
- Should not have asked what “HSR” is, and want to acknowledge the reaction generated and the perception of whether DPI understood the essence of the people in the community
- There have been some very loud voices covered by the media in part because of the silence created by the removal of the site on Wednesday evening
- Want to offer respect and acknowledgement of those voices that have raised questions that need to be answered

**(Jackson/Clark)**

That the presentation from Stephani Roy McCallum, Managing Director for Dialogue Partners Inc., respecting the One Voice. One Hamilton. Public Engagement Process, be received. **CARRIED**

**(ii) Our Voice. Our Hamilton. Citizen Engagement Project – Staff Presentation (Added Item 6.1(a))**

Gerry Davis, General Manager of Public Works, and Paul Johnson, Director of Neighbourhood Development Strategies, provided a power point presentation which addressed the following:

- Project Background – January 2010 to April/May 2012
- Asset Management Goal

- Corporate Advisory Team
- Procurement Process
- Original Project Phases/Timelines
- Changes Throughout the Project
- What was Delivered – May to December 2012
- Roles and Responsibilities
- Project Launch
- Escalation of Issues
- Points for Clarification

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

**(Clark/Johnson)**

That the staff presentation respecting Our Voice. Our Hamilton. Citizen Engagement Project, be received. **CARRIED**

**(i) DISCUSSION ITEMS**

**(i) Hamilton Follies Inc. Financial Assistance Request (FCS13005) (City Wide) (Item 8.1)**

**(Jackson/Merulla)**

That the rules of order be waived to allow representatives of the Hamilton Follies to respond to questions of the Committee. **CARRIED**

Carol Van Caulart, Sophia Buzzelli and Murline Mallette from the Hamilton Follies were in attendance. The representatives provided the Clerk with an "Open Letter to Members of the Hamilton Follies Inc." outlining the Board's efforts over the past six months.

**(ii) Report 12-005 of the Gaming Facility Proposal Sub-Committee – December 12, 2012 (Item 8.5)**

**(a) Health and Social Impacts of Gambling (BOH12040) (City Wide)**

**(Whitehead/Merulla)**

That sub-section (a), which reads as follows, be tabled to the conclusion of the consultation process, and the balance of the sub-sections re-numbered accordingly:

- (a) That the City of Hamilton adopt the Public Health approach outlined in Report BOH12040 and attached hereto as Appendix "A" when considering issues related to gaming, including an emphasis on healthy public policy and casino operational policy conditions to mitigate gambling related harm. **CARRIED**

**(b) Correspondence respecting Casino Location (New Business)**

**(Collins/Jackson)**

That the following items be received:

- (i) Correspondence from Matt Jelly respecting casino location (Attached as Appendix "B" to Report 12-005 of the Gaming Facility Proposal Sub-Committee)
- (ii) Correspondence from Reverend Aaron Gerrard, on behalf of the Churches of the Ancaster Ministerial Association, expressing their opposition to any proposals to bring a casino into downtown Hamilton (Attached as Appendix "C" to Report 12-005 of the Gaming Facility Proposal Sub-Committee) **CARRIED**

**(iii) HECFI Contract Negotiations (Item 8.8)**

Tony Tollis provided an update with respect to the HECFI Contract Negotiations and specifically, the inclusion of the operation of the HECFI facilities (Hamilton Place, Copps Coliseum and the Hamilton Convention Centre) as a "transition year" for the balance of 2013 in the Management Agreements with Global Spectrum and Carmen's.

**(Whitehead/Farr)**

- (aa) That the update respecting the HECFI Contract Negotiations be received;
- (bb) That staff be directed to provide a written report to the Committee detailing the financial information with respect to the "transition year" prior to the January 23, 2013 Council meeting for their review and consideration. **CARRIED**

**(j) MOTIONS**

Councillor B. McHattie introduced a Motion respecting Development of an Urban Woodland Conservation By-law.

**(Partridge/McHattie)**

That sub-section (b) be amended to include the Ontario Federation of Agriculture. **Amendment CARRIED**

**(Clark/McHattie)**

That the following be added as sub-section (c):

- (c) That the Planning Committee be directed to hold a public meeting in this matter. **Amendment CARRIED**  
**Motion as amended CARRIED**

See Item 28 for the disposition of this item.

**(k) NOTICES OF MOTION**

Councillor B. McHattie introduced the following Notice of Motion:

**Hamilton Centre for Civic Inclusion – Funding Request**

Whereas, City Council had earlier recommended a phase-out of City funding for the Hamilton Centre for Civic Inclusion (HCCI);

And Whereas, due to staffing circumstances at HCCI, namely the unforeseen departure of their CEO, a 1.5 year delay in program development has occurred;

And Whereas, there are many critical civic inclusion needs in Hamilton at this time, with a real need to ensure that the various organizations active in this field work together on a collaborative manner.

Therefore Be It Resolved:

- (a) That an additional amount of \$25,000 for the Hamilton Centre for Civic Inclusion (HCCI) be referred to the 2013 budget deliberations;
- (b) That HCCI funding in the amount of \$50,000 be referred to the 2014 budget process;
- (c) That staff report back to the Emergency and Community Services Committee on a collaborative plan, following a review of activities by HCCI, the City of Hamilton's Access and Equity Office, the City of Hamilton's Anti-Racism Committee, and other organization involved in civic inclusion activities.

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

**(i) Outstanding Business Items List**

**(Johnson/Jackson)**

That the revised due dates for the following items on the Outstanding Business List be approved:

**Planning**

Item D: Hamilton LEEDing the Way  
Due Date: January 14, 2013  
Revised Due Date: February 6, 2013

Item E: City of Hamilton Events Strategy  
Due Date: January 14, 2013  
Revised Due Date: February 20, 2013

**Public Works**

Item E: SCUBE Subwatershed Study  
Due Date: January 14, 2013  
Revised Due Date: March 20, 2013

**(m) PRIVATE & CONFIDENTIAL**

**(i) Closed Session Minutes – November 27 and December 5, 2012  
(Items 12.1 and 12.2)**

**(Farr/Johnson)**

(a) That the Minutes of the Closed Session Meetings of the General Issues Committee held on November 27 and December 5, 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**

**(Jackson/Partidge)**

That the Committee move into Closed Session pursuant to sub-sections (b), (c), (d), (e) and (f) of the City's Procedural By-law and Section 239.1(b), (c), (d), (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;
- (c) a proposed or pending acquisition or disposition of land by the municipality or local board;
- (d) labour relations or employee negotiations;
- (e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
- (f) advice that is subject to solicitor-client privilege,, including communications necessary for that purpose,

respecting:

- 12.3 Ratification of Agreement between the City of Hamilton and the Hamilton Ontario Water Employees Association (HOWEA) (No Copy)
- 12.5 City Defense of Notices of Arbitration and Statements of Claim concerning 8, 12, 14 Tiffany Street, Hamilton (LS13002) (Ward 2)
- 12.6 City of Hamilton ats Yale Properties (LS12004(b)) (City Wide)
- 12.8 Our Voice. Our Hamilton. – Update (City Wide) (No Copy)
- 12.9 Personal Matters about an Identifiable Individual, including municipal or local board employees. **CARRIED**

The Committee reconvened in Open Session at 6:30 p.m.

**12.3 Ratification of Agreement between the City of Hamilton and the Hamilton Ontario Water Employees Association (HOWEA) (No Copy)**

See Item 29 for the disposition of this item.

**12.5 City Defense of Notices of Arbitration and Statements of Claim concerning 8, 12, 14 Tiffany Street, Hamilton (LS13002) (Ward 2)**

See Item 30 for the disposition of this item.

**12.6 City of Hamilton ats Yale Properties (LS12004(b)) (City Wide)**

See Item 31 for the disposition of this item.

**12.8 Our Voice. Our Hamilton – Update (City Wide) (No Copy)**

Direction provided to staff in closed session.

The following is the Standing Recorded Vote with respect to the direction provided to staff in Closed Session:

Yeas: Pearson, Bratina, Powers, Ferguson, Jackson, Whitehead,  
Duvall, Farr, McHattie  
Total Yeas: 9  
Nays: Partridge, Collins, Merulla, Morelli  
Total Nays: 4  
Absent: Clark, Johnson, Pasuta

**12.9 Personal Matters respecting an Identifiable Individual**

No action to report.

**(n) ADJOURNMENT**

There being no further business, the Committee adjourned at 6:38 p.m.

Respectfully submitted

Councillor M. Pearson  
Deputy Mayor

Carolyn Biggs  
Legislative Co-ordinator  
Office of the City Clerk