



GENERAL ISSUES COMMITTEE REPORT 19-011

9:30 a.m.

Wednesday, June 5, 2019

Council Chambers

Hamilton City Hall

71 Main Street West

Present: Mayor F. Eisenberger, Deputy B. Johnson (Chair)
Councillors M. Wilson, J. Farr, N. Nann, S. Merulla, T. Jackson,
E. Pauls, J. P. Danko, B. Clark, M. Pearson, L. Ferguson,
A. VanderBeek, J. Partridge

Absent: Councillor C. Collins – Personal
Councillor T. Whitehead – Other City Business

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 19-011 AND RESPECTFULLY RECOMMENDS:

**1. International Association of Horticultural Producers Expo 2025 (PED19109)
(City Wide) (Item 7.2)**

That Report PED19109, respecting the International Association of Horticultural Producers Expo 2025, be received.

**2. Small Business Enterprise Centre - 2018 Activity Report (PED19114) (City
Wide) (Item 7.3)**

That Report PED19114, respecting the Small Business Enterprise Centre - 2018 Activity Report, be received.

3. Revised Locke Street Business Improvement Area (BIA) Board of Management (PED19111) (Ward 1) (Item 7.4)

That the following individuals be appointed to the Locke Street Business Improvement Area (BIA) Board of Management:

- (a) Erica Savoy
- (b) Sylvia Brade

4. Commonwealth Games 2030 (PED19108) (City Wide) (Item 9.1)

- (a) That the General Manager of Planning and Economic Development be authorized and directed to develop a Memorandum of Understanding with Hamilton 100 confirming their commitment to lead the 2030 Commonwealth Games Hosting Proposal (Part 1) detailing their financial commitment, the scope of work they are assuming, and resources required from the City of Hamilton to complete the work, in a form satisfactory to the City Solicitor, and report back to the General Issues Committee; and,
- (b) That staff be directed to review and analyze the Hamilton 100's Hosting Proposal (Part 1) and report back to General Issues Committee on November 6, 2019, in order to receive Council direction prior to the Commonwealth Games Canada submission deadline of November 22, 2019.
- (c) That staff, in consultation with Hamilton 100, through the Hosting Proposal, be directed to incorporate the legacy of affordable housing through the transition of the Athlete Village to affordable housing; and
- (d) That staff be directed to request that Hamilton 100 consider including the Mayor and/or a City Councillor to the Hamilton 100 Committee for the 2030 Commonwealth Games.

5. Downtown Entertainment Assets Operating Agreements (CM18013(a)) (City Wide) (Item 9.2)

- (a) That an extension of the existing Management Agreement between the City of Hamilton and Global Spectrum Facility Management, L.P. (Global Spectrum), which is consistent with the terms set out in Appendix "A" to Report 19-011, be approved;

- (b) That an extension of the existing Facility Operating Agreement between the City of Hamilton, the Hospitality Centre Corporation and Mercanti Banquet & Convention Centre Ltd. (Carmen's Group), which is consistent with the terms set out in set out in Appendix "B" to Report 19-011, be approved;
- (c) That the Mayor and the City Clerk be authorized and directed to execute any documents, with content acceptable to the City Manager and in a form acceptable to the City Solicitor, required to give effect to an extension to the Management Agreement between the City of Hamilton and Global Spectrum Facility Management, L.P. (Global Spectrum);
- (d) That the Mayor and the City Clerk be authorized and directed to execute any documents, with content acceptable to the City Manager and in a form acceptable to the City Solicitor, required to give effect to an extension to the Facility Operating Agreement between the City of Hamilton, the Hospitality Centre Corporation and Mercanti Banquet & Convention Centre Ltd. (Carmen's Group); and,
- (e) That staff be directed to include specific language regarding termination of the five-year extension, to the Downtown Entertainment Assets Operating Agreements, to address the potential redevelopment possibilities and not impede that process to the satisfaction of the City Solicitor.

6. Funding for Site Operational Costs for Tesla Electric City Festival Partnered Event at Hamilton Museum of Steam and Technology (PED19110) (Ward 4) (Item 10.1)

That the site operational costs of \$13,390 for the development and implementation of the Tesla Electric City Festival at the Hamilton Museum of Steam and Technology (HMST), to be funded from the Economic Development Investment Fund (112221), be approved.

7. Downtown Office Vacancy and Employment Survey (PED19112) (Wards 1, 2 and 3) (Item 10.2)

That Report PED19112, respecting the Downtown Office Vacancy and Employment Survey, be received.

8. Capital Projects Work-in-Progress Review Sub-Committee Report 19-003, May 7, 2019 (Item 10.3)

Public Works - Capital Projects Status Report as of December 31, 2018 (FCS18077(b)) (City Wide) (Item 10.1)

- (a) That the Capital Projects Status Report, Public Works Tax Supported Projects, as of December 31, 2018, attached as Appendix “A” to Report FCS18077(b), be received; and,
- (b) That the Capital Projects Status Report, Public Works Rate Supported Projects, as of December 31, 2018, attached as Appendix “B” to Report FCS18077(b), be received.

9. Greater Bay Area Sub-Committee Report 19-001, May 10, 2019 (Item 10.4)

(a) Election of Co-Chairs (Item 1)

- (i) That Councillor L. Ferguson be appointed as the City of Hamilton Co-Chair to the Greater Bay Area Sub-Committee for the 2018-2022 term; and,
- (ii) That Councillor K. Galbraith be appointed as the City of Burlington Co-Chair to the Greater Bay Area Sub-Committee for the 2018-2022 term.

(b) Greater Bay Area Terms of Reference Review (Item 10.1)

That the composition of the Greater Bay Area Sub-Committee, as set out in the Greater Bay Area Sub-Committee Terms of Reference, be amended as follows:

- (i) Both Mayor’s from the City of Hamilton and City of Burlington;
- (ii) Two members of Burlington City Council; and,
- (iii) Two members of Hamilton City Council.

10. Business Improvement Area Advisory Committee Report 19-005, May 14, 2019 (Item 10.5)

International Village Business Improvement Area Expenditure Request (Item 11.1)

That the expenditure request from the International Village Business Improvement Area in the amount of \$11,102.39 for spending on promotion of the Business Improvement Area, banners and marketing initiatives, to be funded from the Shared Parking Revenue Program (Parking Revenue Account 815010-45559), be approved.

11. Navy League Licence Agreement - Barton Community Hub (PED19077) (Ward 2) (Item 10.6)

- (a) That a Licence Agreement between the City of Hamilton (Licensor) and the Navy League of Canada (Licensee) for the use of a portion of the Barton Community Hub, as shown in Appendix "A" attached to Report PED19077, based substantially on the terms and conditions outlined in Confidential Appendix "B" attached to Report PED19077, and such other terms and conditions deemed appropriate by the General Manager of Planning and Economic Development Department, be approved;
- (b) That the General Manager, Planning and Economic Development Department or designate, acting on behalf of the City as Licensor, be authorized to provide any consents, approvals and notices related to the subject Licence Agreement, as shown in Appendix "A" attached to Report, based substantially on the terms and conditions, outlined in Confidential Appendix "B" attached to Report PED19077;
- (c) That the City Solicitor be authorized and directed to revise, amend and waive terms of the License Agreement, between the City of Hamilton (Licensor) and the Navy League of Canada (Licensee) for the use of a portion of the Barton Community Hub, as she considers appropriate;
- (d) That the Real Estate and Legal fees of \$1,500, for the Licence Agreement between the City of Hamilton (Licensor) and the Navy League of Canada (Licensee) for the use of a portion of the Barton Community Hub, be funded from Account No. 55778-790016 and credited to Account No. 45408-812036;
- (e) That the Mayor and Clerk be authorized and directed to execute the Licence Agreement, between the City of Hamilton (Licensor) and the Navy League of Canada (Licensee) for the use of a portion of the Barton

Community Hub, and all other necessary associated documents, in a form satisfactory to the City Solicitor; and,

- (f) That Confidential Appendix “B” – Business Terms and Conditions to Report PED19077, respecting the Navy League Licence Agreement - Barton Community Hub, remain confidential until completion of the real estate transaction.

12. Hamilton Future Fund Board of Governors Report 19-001, May 28, 2019 (Item 10.8)

(a) Appointment of Chair and Vice-Chair

- (i) That T. Weisz be appointed as Chair of the Hamilton Future Fund Board of Governors for the 2018-2022 Term of Council; and,
- (ii) That Councillor J. Partridge be appointed as Vice-Chair of the Hamilton Future Fund Board of Governors for the 2018-2022 Term of Council.

(b) Treasurer's Investment Report 2018 Fiscal Year by Aon (FCS19019) (City Wide) (Referred from Audit, Finance and Administration Committee - May 2, 2019) (Item 7.1)

That Report FCS19019, respecting the Treasurer's Investment Report 2018 Fiscal Year by Aon, be received.

(c) Hamilton Future Fund Reserve Status and Project Funding as of December 31, 2018 (FCS19044) (Item 7.2)

That Report FCS19044, respecting Hamilton Future Fund Reserve Status and Project Funding, as of December 31, 2018, be received.

(d) Deliberations on the Grant Applications received for the November 1, 2018 - January 14, 2019 Opening of the Hamilton Future Fund (Item 10.1)

- (i) That staff be directed to invite the following grant applicants and appropriate City staff to a future meeting of the Hamilton Future Fund Board of Governors to make a presentation:

- (1) 91st Highlanders Athletic Association (Item 10.1.a)
 - (2) Ancaster Tennis Club (Item 10.1.d)
- (ii) That staff be directed to invite the following grant applicants to a future meeting of the Hamilton Future Fund Board of Governors to make a presentation:
- (1) Beach Canal Lighthouse Group (Item 10.1.f)
 - (2) Hamilton Malayalee Samajam (Item 10.1.q)
 - (3) North Hamilton Community Health Centre (Item 10.1.ab)
- (iii) That the following Hamilton Future Fund grant applications be denied:
- (1) Ancaster Agricultural Society (Item 10.1.b)
 - (2) Ancaster Soccer Club (Item 10.1.c)
 - (3) Bay Area Restoration Council (Item 10.1.e)
 - (4) Beautiful Alleys (Item 10.1.g)
 - (5) Big Brothers Big Sisters of Halton and Hamilton (Item 10.1.h)
 - (6) Binbrook Agricultural Society (Item 10.1.i)
 - (7) City School by Mohawk (Item 10.1.j)
 - (8) Croatian Sports and Community Centre of Hamilton (Item 10.1.k)
 - (9) Eva Rothwell Centre (Item 10.1.l)
 - (10) Habitat for Humanity Hamilton (Item 10.1.m)
 - (11) Hamilton Chamber of Commerce (Item 10.1.n)
 - (12) Hamilton Jr. Bulldogs (Item 10.1.p)
 - (13) Hamilton Music Collective (Item 10.1.r)
 - (14) Hamilton Naturalists' Club (Item 10.1.s)
 - (15) Hamilton Philharmonic Orchestra (Item 10.1.t)
 - (16) Hamilton Public Library (Item 10.1.u)
 - (17) I Am Aware (Item 10.1.v)
 - (18) March of Dimes Canada (Item 10.1.x)
 - (19) Mathstronauts (Item 10.1.z)
 - (20) North End Breezes (Item 10.1.aa)
 - (21) St. Matthew's House (Item 10.1.ac)
 - (22) The Apostolic Holiness Church (Item 10.1.ad)
 - (23) The Salvation Army Lawson Ministries Hamilton (Item 10.1.ae)
 - (24) Wellwood (Item 10.1.af)
 - (25) YMCA (Item 10.1.ag)
 - (26) YWCA (Item 10.1.ah)

- (iv) That the grant application from the Hamilton Conservation Foundation (Item 10.1.o) for the construction of a Canal Park Viewing Platform in the amount of \$100,000, be approved;
- (v) That the grant application from Living Rock (Item 10.1.w) for kitchen improvements in the amount of \$34,182, be approved; and,
- (vi) That the grant application from Margaret's Place Hospice (Item 10.1.y) for the construction of the main dining/lounge common area in a residential hospice in the amount of \$250,000 be approved.

(e) Citizen Resignation from the Hamilton Future Fund Board of Governors (Item 11.1)

- (a) That the resignation of Marie Scime from the Hamilton Future Fund Board of Governors, be received; and,
- (b) That the Selection Committee be requested to fill the citizen appointee vacancy on the Hamilton Future Fund Board of Governors.

13. New Hope Community Bikes (Item 12.1)

That funding for the New Hope Community Bikes Program in the amount of \$6,000, to be funded from the Ward 4 Area Rating Discretionary project (#3301909400), to help offer safe cycling education, provide access to affordable transportation, and foster a rich and inclusive cycling community, be approved.

14. Rogers Hometown Hockey Tour Event (Item 12.2)

WHEREAS, hockey, and festivals contribute to a vibrant city;

WHEREAS, Rogers Hometown Hockey is a four-day, free, public festival designed to bring families and the community together over a love of hockey and will include community hockey clinics, live music, local talent and performers, NHL alumni and hockey themed sponsor activities;

WHEREAS, it has been requested that the City of Hamilton confirm its interest and desire to host the Rogers Hometown Hockey Event to be held in Ancaster during the 2019-2020 hockey season; and,

WHEREAS, the Rogers Hometown Hockey Event will provide an opportunity to showcase Hamilton nationally as Hamilton's hosted Rogers Hometown Hockey Tour will be featured during an hour-long televised broadcast on Sportsnet;

THEREFORE, BE IT RESOLVED:

- (a) That the City of Hamilton confirm its interest in hosting the Rogers Hometown Hockey Event in the 2019-2020 hockey season;
- (b) That the Mayor and City Clerk be authorized and directed to execute a Letter of Intent, a Letter of Agreement and all other ancillary documents necessary to host the Rogers Hometown Hockey Event in the 2019-2020 hockey season, in a form satisfactory to the City Solicitor with content approved by the General Manager, Planning and Economic Development;
- (c) That, if selected, Tourism and Culture staff, in collaboration with Recreation staff, be directed to establish a Local Organizing Committee comprised of City staff and community stakeholders to oversee the planning and implementation of the Rogers Hometown Hockey event;
- (d) That, if selected, funding in the amount of \$60,000, to host the Rogers Hometown Hockey Event in the 2019-2020 hockey season, to be funded through Reserve Account 112231- Conventions, Sports Events Grant Reserves, be approved; and,
- (e) That, if selected, staff be directed to report through the 2020 budget process (GIC) on a sustainable funding strategy, not reliant on reserves, for in-year Convention and Sports Events.

15. Parking at Geoff Walker Real Estate during the 2019 Golf Canada Tournament (Item 12.3)

WHEREAS, the Canadian Open is underway and will be completed on Sunday, June 9, 2019;

WHEREAS, the City has made a contribution to Golf Canada with the very reason being City economic prosperity; and,

WHEREAS, Geoff Walker Real Estate has a parking lot at 280 Wilson Street E., Ancaster, for approximately 20 cars;

THEREFORE, BE IT RESOLVED:

That Geoff Walker Real Estate be permitted to park cars at their lot at 280 Wilson Street E. Ancaster for the duration of the 2019 Golf Canada tournament.

16. Development Charges Deferral Agreement 122E with 1778235 Ontario Inc. – Status Litigation Update (LS19015/FCS19049) (City Wide) (Item 14.1)

- (a) That Report LS19015/FCS19049, respecting the Development Charges Deferral Agreement 122E with 1778235 Ontario Inc. – Status Litigation Update, be received; and,
- (b) That Report LS19015/FCS19049, respecting the Development Charges Deferral Agreement 122E with 1778235 Ontario Inc. – Status Litigation Update, remain confidential.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

1. DISCUSSION ITEMS (Item 10)

10.7 Downtown Entertainment Assets Operating Agreements (CM18013(a)) (City Wide)

A presentation has been added to this report; therefore, the matter has been moved to Item 9.2.

10.8 Hamilton Future Fund Board of Governors Report 19-001, May 28, 2019

2. NOTICES OF MOTION (Item 12)

12.1 New Hope Community Bikes

12.2 Rogers Hometown Hockey Tour Event

3. PRIVATE & CONFIDENTIAL (Item 14)

- 14.1 Development Charges Deferral Agreement 122E with 1778235 Ontario Inc. – Status Litigation Update (LS19015/FCS19049) (City Wide)

Pursuant to Section 8.1, Sub-sections (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (f) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

The agenda for the June 5, 2019 General Issues Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

Councillor J. Farr declared a possible interest to Item 9.2, respecting Report CM18013(a) – Downtown Entertainment Assets Operating Agreements, as he is an announcer at the Hamilton Honey Badgers games.

(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETINGS (Item 4)

(i) May 15, 2019 (Item 4.1)

The Minutes of the May 15, 2019 meeting of the General Issues Committee were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

The following delegation requests were approved, as follows:

- (i) Erica May, HCA Dance Theatre, to inform the Committee of the HCA Dance Theatre and the Future of Dance in Hamilton (For the June 19th GIC) (Item 6.1)**

The delegation request, submitted by Erica May, HCA Dance Theatre, to inform the Committee of the HCA Dance Theatre and the future of dance

in Hamilton, was approved to appear before the General Issues Committee on June 19, 2019.

- (ii) Andrew Douglas and Becky Katz, Centre [3] for Artistic and Social Practice, to share information regarding the impact of Centre [3] on Hamilton and the Fundraising Campaign for a Community Arts Project (For the June 19th GIC) (Item 6.2)**

The delegation request, submitted by Andrew Douglas and Becky Katz, Centre [3] for Artistic and Social Practice, to share information regarding the impact of Centre [3] on Hamilton and the fundraising campaign for a community arts project, was approved to appear before the General Issues Committee on June 19, 2019.

(e) CONSENT ITEMS (Item 7)

- (i) Business Improvement Area Advisory Committee Minutes 19-004, April 9, 2019 (Item 7.1)**

The Minutes of April 9, 2019 meeting of the Business Improvement Area Advisory Committee were received.

(f) STAFF PRESENTATIONS (Item 9)

- (i) Commonwealth Games 2030 (PED19108) (City Wide) (Item 9.1)**

Carrie Brooks-Joiner, Acting Director of Tourism & Culture, addressed Committee and provided a PowerPoint presentation respecting Report PED19108 - Commonwealth Games 2030.

The presentation, respecting Report PED19108 - Commonwealth Games 2030 was received.

Report PED19108, respecting Commonwealth Games 2030, was amended by adding a new sub-section (c), to read as follows:

- (c) That staff, in consultation with Hamilton 100, through the Hosting Proposal, be directed to incorporate the legacy of affordable housing through the transition of the Athlete Village to affordable housing.**

Report PED19108, respecting Commonwealth Games 2030, was further amended by adding a new sub-section (d), to read as follows:

- (d) That staff be directed to request that Hamilton 100 consider including the Mayor and/or a City Councillor to the Hamilton 100 Committee for the 2030 Commonwealth Games.

Sub-section (a) to Report PED19108, respecting Commonwealth Games 2030, was amended by deleting the words “and execute” and by adding the words “report back to the General Issues Committee”, to read as follows:

- (a) That the General Manager of Planning and Economic Development be authorized and directed to develop ~~and execute~~ a Memorandum of Understanding with Hamilton 100 confirming their commitment to lead the 2030 Commonwealth Games Hosting Proposal (Part 1) detailing their financial commitment, the scope of work they are assuming, and resources required from the City of Hamilton to complete the work, in a form satisfactory to the City Solicitor, and report back to the General Issues Committee;

For further disposition of this matter, please refer to Item 4.

(ii) Downtown Entertainment Assets Operating Agreements (CM18013(a)) (City Wide) (Item 9.2)

John Hertel, Director, Strategic Partnerships & Communications; and, Ryan McHugh, Senior Development Consultant, addressed Committee and provided a PowerPoint presentation respecting Report CM18013(a) - Downtown Entertainment Assets Operating Agreements.

The presentation, respecting Report CM18013(a) - Downtown Entertainment Assets Operating Agreements, was received.

Consideration of Report CM19013(a), respecting the Downtown Entertainment Assets Operating Agreements, was DEFERRED until after the Closed Session portion of the meeting, in order to allow for discussion of Private & Confidential Appendices “G” and “H” to that report.

Report CM19013(a), respecting the Downtown Entertainment Assets Operating Agreements, was amended by adding a new sub-section (e), to read as follows:

- (e) That staff be directed to include specific language regarding termination of the five-year extension, to the Downtown Entertainment Assets Operating Agreements, to address the potential redevelopment possibilities and not impede that process to the satisfaction of the City Solicitor.

(g) DISCUSSION ITEMS (Item 10)

(i) Navy League Licence Agreement - Barton Community Hub (PED19077) (Ward 2) (Item 10.6)

Report PED19077, respecting the Navy League Licence Agreement for the Barton Community Hub, was LIFTED from the TABLE.

(h) NOTICES OF MOTION (Item 12)

Councillor S. Merulla introduced a Notice of Motion respecting New Hope Community Bikes.

(i) New Hope Community Bikes (Item 12.1)

The Rules of Order were waived to allow for the introduction of a Motion respecting New Hope Community Bikes.

For disposition of this matter, please refer to Item 13.

Councillor L. Ferguson introduced a Notice of Motion respecting Rogers Hometown Hockey Tour Event.

(ii) Rogers Hometown Hockey Tour Event (Item 12.2)

The Rules of Order were waived to allow for the introduction of a Motion respecting the Rogers Hometown Hockey Tour Event.

For disposition of this matter, please refer to Item 14.

Councillor L. Ferguson introduced a Notice of Motion respecting Parking at Geoff Walker Real Estate during the 2019 Golf Canada Tournament.

(iii) Parking at Geoff Walker Real Estate during the 2019 Golf Canada Tournament (Item 12.3)

The Rules of Order were waived to allow for the introduction of a Motion respecting parking at Geoff Walker Real Estate during the 2019 Golf Canada Tournament.

For disposition of this matter, please refer to Item 15.

(i) GENERAL INFORMATION / OTHER BUSINESS (Item 13)

(a) Amendments to the Outstanding Business List (Item 13.1)

The following amendments to the General Issues Committee's Outstanding Business List, were approved:

(i) Items to be removed:

- (1) International Association of Horticultural Producers Expo 2025 (Addressed as Item 7.2 on today's agenda – Report PED19109)**
- (2) Commonwealth Games 2030 (Addressed as Item 10.1 on today's agenda – Report PED19108)**
- (3) Independent Special Investigation of the City's Internal Processes, Managerial Systems and Procedures regarding Friction Management in Relation to the Red Hill Valley Parkway (No longer required, as Council will be moving forward with a judicial Inquiry)**
- (4) Downtown Entertainment Assets – Proposals (Addressed as Item 10.8 on today's agenda - Report CM18013(a))**

(ii) Proposed New Due Dates:

- (1) Update on Request for Information – Downtown Parking Structure
Current Due Date: May 15, 2019
Proposed New Due Date: December 4, 2019**

- (2) Revenue Enhancement Opportunities at the John C. Munro International Airport
Current Due Date: June 5, 2019
Proposed New Due Date: December 4, 2019
- (3) Third Party Review - Sports, Entertainment and Convention Venues Review
Current Due Date: June 19, 2019
Proposed New Due Date: August 12, 2019

(j) PRIVATE & CONFIDENTIAL (Item 14)

Committee moved into Closed Session respecting Item 14.1 and Appendices “G” and “H” to Item 9.2, pursuant to Section 8.1, Sub-sections (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (f) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

(k) ADJOURNMENT (Item 13)

There being no further business, the General Issues Committee adjourned at 1:48 p.m.

Respectfully submitted,

B. Johnson, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk

Overview of Proposed Global Spectrum Agreement

Facilities Managed:

FirstOntario Centre (formerly Copps Coliseum),
FirstOntario Concert Hall and Studio (Formerly Hamilton Place).

Term:

Proposed Guaranteed Term:	5 years + a 6-month transition period commencing July 1, 2019 and expiring December 31 st 2025. Note: the 6-month transition period would be under the financial terms of the existing deal and the new terms outlined within would come into effect in January 1, 2020.
Additional Renewal Options:	None

One Time Capital Contributions:

From Global Spectrum:	\$500,000 contribution made to the City of Hamilton upon signing an extension.
From Compass Group Canada	A \$550,000 investment in an upgrade to the FirstOntario Centre and FirstOntario Concert Hall's concession infrastructure on the following schedule: Guaranteed Term: Year 1 - \$500,000 Year 3 - \$50,000

Financial Terms:

Net Contribution from City	<ol style="list-style-type: none"> 1) The City will continue to subsidize the first \$1.4M in operating losses; 2) Global Spectrum will receive a Guaranteed Management Fee of \$350,000; <p>In the event that the annual net operating losses are less than \$1.4M,</p>
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	<p>the benefits would be realized as follows:</p> <ol style="list-style-type: none"> 1) The City receives the initial \$350,000; 2) The next \$400,000 would be split 50% to the City, 50% to Global Spectrum as “incentive income”; 3) Global Spectrum contributes half of any “incentive income”, up to an annual maximum of \$200,000 per year, into a reserve account that would be drawn on in the event of future losses. This would include losses that may arise as a result of LRT construction, and/or the critical failure of major capital components in the facilities that they manage (such as the FirstOntario Centre’s brine line). 4) Any further subsidy reduction/profit would be split 60% to the City, 40% to Global Spectrum. <p>Note: based on the average of 2016, '17, and '18 performance results, the City would have received an incremental \$156K per year in additional revenues (subsidy reduction)</p>
<p>Capital vs. Operating Costs</p>	<p>The City is responsible for all Capital costs while Global Spectrum is responsible for all Operating Costs.</p>
<p>Utilities</p>	<p>Any utility costs above the 2011 Actual utility cost of \$1.2M will continue to be paid by Global Spectrum.</p>

Overview of Proposed Carmen’s Group Agreement

Facilities Managed:

Hamilton Convention Centre

Term:

Proposed Guaranteed Term:	5 years + a 6 month transition period commencing July 1, 2019 and expiring December 31 st 2025.
Renewal Option:	None

Capital Contributions:

From Carmen’s Group:	<p>A \$500,000 contribution made to capital upgrades in the Hamilton Convention Centre on the following schedule:</p> <p>Guaranteed Term: Year 1 - \$300,000 Year 2 - \$50,000 Year 3 - \$50,000 Year 4 - \$50,000 Year 5 - \$50,000</p>
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Financial Terms:

Guaranteed Term 1:

Year	Capital Investment	Operating Subsidy	Utility Guarantee*
2019	\$0	\$0	\$0
2020	\$300,000	-\$100,000	\$25,000
2021	\$50,000	\$0	\$40,000
2022	\$50,000	\$0	\$50,000

2023	\$50,000	\$0	\$65,000
2024	\$50,000	\$0	\$82,500
Totals	\$500,000	-\$100,000	\$262,500

*In the event that Carmen’s Revenues meet or exceed the \$4,000,000 threshold, a utility fee equal to 2% of sales will be provided to the City (less the utility guarantee).