



## **SPECIAL CITY COUNCIL MINUTES**

**Wednesday, January 31, 2011**

**7:00 p.m.**

**Council Chambers**

**Hamilton City Hall**

**71 Main Street West**

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**Present:** Mayor R. Bratina

Councillors B. Clark, C. Collins, J. Farr, T. Jackson,  
B. Johnson, B. McHattie, S. Merulla, B. Morelli, J. Partridge,  
M. Pearson, R. Powers, T. Whitehead, S. Duvall

**Absent with Regrets:** Councillor L. Ferguson – Vacation  
Councillor R. Pasuta – Bereavement

Mayor Bratina called the meeting to order, and extended condolences on behalf of Council to Councillor Pasuta and Elaine on the passing of Phyllis Smith, Elaine's mother.

<b>APPROVAL OF THE AGENDA</b>
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The Clerk advised of the following changes to the agenda:

### **ADDED COMMUNICATIONS**

- 1.1 Correspondence from the Honourable Sophia Aggelonitis, M.P.P., respecting Provincial funding to renovate Ivor Wynne Stadium for the 2015 Pan Am Games

Recommendation: Be received.

- 1.2 Submission from John McGreal respecting Pan Am Legacy

Recommendation: Be received.

**(Pearson/Whitehead)**

That the Agenda for the City Council meeting being held on January 26, 2011, be approved, as amended. **CARRIED**

<b>DECLARATIONS OF INTEREST</b>
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None

<b>COMMUNICATIONS</b>
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**(Collins/Merulla)**

That Council Communications 1.1 and 1.2 be approved, as follows:

- 1.1 Correspondence from the Honourable Sophia Aggelonitis, M.P.P., respecting Provincial funding to renovate Ivor Wynne Stadium for the 2015 Pan Am Games

Recommendation: (Powers/Whitehead) Be received.

**CARRIED**

- 1.2 Submission from John McGreal respecting Pan Am Legacy

Recommendation: (Pearson/Whitehead) Be received.

**CARRIED**

**(Clark/Johnson)**

That Council move into Committee of the Whole for consideration of the Standing Committee Reports. **CARRIED**

<b>GENERAL ISSUES COMMITTEE REPORT 11-004</b>
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Chris Murray made opening comments and provided the framework for the discussions required by the Committee. In a power point presentation, the following issues were outlined:

- Matters to finalize and report back – provincial capital contribution; stadium construction timetable and costs; stadium information and plan; improvements to Ti-cats proposal; Memorandum of Understanding (MOU) in camera
- Request from the Province – funding beyond the City's contribution; stadium funding gap closed; Ministerial Zoning Order related to stadium height
- Stadium construction timetable – discussions with TO2015 and IO;
- MOU status – MOU ready, subject to Council approval; needs in camera review by Committee today

**PRIVATE AND CONFIDENTIAL****International Event Opportunities/2015 Pan Am Games Update (CM09006(I)) (City Wide)****(Powers/Partridge)**

That Council move into Closed Session at 10:45 a.m. pursuant to Sub-sections 8.1(c) and (f) of the City's Procedural By-law and the Municipal Act as the subject matter deals with a proposed or pending disposition or acquisition of land for City purposes and for the of receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose respecting the draft Memorandum of Understanding between the Hamilton Tiger-Cats and the City of Hamilton. **CARRIED**

**(Powers/Partridge)**

That Council reconvene in Open Session at 1:10 p.m. **CARRIED**

Rob Rossini continued with the presentation, addressing the following issues:

- Existing Ivor Wynne Stadium/Tiger-Cats area
- New Stadium – Field of Play; Seating; Tiger-Cats area
- Stadium to support amateur sport and community use
- New Stadium – Pan Am and other uses
- Capital Funding and costs
- Capital Funding Analysis – Proposed Pan Am Stadium/Ivor Wynne/Brian Timmis Site: Revised Estimates
- Other funding requirements
- Ti-cats proposal improvements
- New City “Ivor Wynne Community Fund”
- Stadium operating cost estimates
- 2011 net stadium operating costs
- 2014 Ti-Cats revenues and costs
- Financial Benefits
- Issues and risks
- Timing of Process

**(Powers/Partridge)**

That the staff presentation be received. **CARRIED**

**GENERAL ISSUES COMMITTEE REPORT 11-004****(Bratina/Merulla)**

That Item 1 of General Issues Committee Report 11-004 respecting International Event Opportunities/2015 Pan Am Games Update be deleted in its entirety and replaced with the following in lieu thereof:

**1. International Event Opportunities/2015 Pan Am Games Update (CM09006(I))  
(City Wide)**

**(Bratina/Merulla)**

- (a) That Report CM09006(I) respecting International Event Opportunities/ 2015 Pan Am Games Update, be received;
- (b) That Item 1 of Committee of the Whole Report 10-008, approved by Council on February 24, 2010, respecting the location of a Pan Am Stadium only, at the West Harbour site, be rescinded;
- (c) That the City of Hamilton confirm its commitment to fund 44% of the costs of the base Pan Am Stadium, without CFL requirements, as outlined on Page 11 of the "Capital Funding Analysis" presentation provided by staff on January 27<sup>th</sup>, 2011;
- (d) That the new Pan Am Stadium project at the Ivor Wynne site be approved and funded as follows:
  - (i) \$45 million from the previously approved Pan Am capital budget;
  - (ii) \$9 million will be from long-term debenture financing supported by Naming Rights revenues guaranteed by the Hamilton Tiger-Cats Football club;
  - (iii) Up to \$6.5 million from 2012 to 2014 capital budget allocations and that staff is directed to find alternative sources of financing such as asset sales to mitigate this amount;
- (e) That the Memorandum of Understanding between the City of Hamilton and the Hamilton Tiger-Cats Football Club (2007) Corp. attached as Appendix A, be approved, and that the Mayor and City Clerk be directed to sign and execute it on behalf of the City;
- (f) That the Mayor and Clerk be directed to sign and execute all necessary ancillary agreements, in a form satisfactory to the City Solicitor, with the Hamilton Tiger-Cats Football Club (2007), the Province of Ontario, TO2015 and Infrastructure Ontario for the construction of the Pan Am stadium project at the Ivor Wynne site;
- (g) That the City Manager be directed to submit to TO2015, by February 1<sup>st</sup>, 2011, the City of Hamilton's proposal and all necessary related documents for the Pan Am Stadium project at the Ivor Wynne site;

- (h) That \$2.4 million be approved for a facility to replace Brian Timmis Stadium and that the project be financed from the funds set aside in sub-sections (c) and (d) above and further, that staff be directed to commence the site selection and design process immediately and report back to Council;
- (i) That the West Harbour land acquisition costs and related expenses (i.e., legal costs, environmental studies, traffic and parking studies, planning reports, etc.) totalling \$10.05 million be funded as follows:
  - (i) \$10 million from the previously approved Pan Am capital budget and that any net revenues from the sale of these lands up to \$10 million be returned to the Hamilton Future Fund;
  - (ii) \$50,000 from the Unallocated Capital Reserve Fund.
- (j) That staff be directed to report back with a strategy which would address and respond to the social needs of the community in the Scott Park Precinct.

**(Whitehead/Jackson)**

That Item 1 of General Issues Committee Report 11-004 respecting International Event Opportunities/2015 Pan Am Games Update be amended by adding the words, "with no impact on the tax levy" following the word, "financing" in sub-section (d)(iii), to read as follows:

- (d)(iii) Up to \$6.5 million from 2012 to 2014 capital budget allocations and that staff is directed to find alternative sources of financing, with no impact on the tax levy, such as net sales to mitigate this amount.;

**Amendment CARRIED**

**(Morelli/Merulla)**

That sub-section (h) of Item 1 of General Issues Committee Report 11-004 respecting International Event Opportunities/2015 Pan Am Games Update be deleted in its entirety and replaced with the following in lieu thereof:

- (h)(i) That \$2.4 million be approved for a facility to replace Brian Timmis Stadium, and that it be financed from the funds set aside in sub-sections (c) and (d) above;
- (h)(ii) That staff be directed to commence the site selection and design process immediately and report back to Council;
- (h)(iii) That if the location is outside of Ward 3, that the required funding and/or parkland be made available to replace the loss of the Brian Timmis facility and parkland.

**Amendment CARRIED**

Councillor S. Duvall requested that he be recorded as opposed to sub-section (e).

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

Yeas: Bratina, Collins, Whitehead, Duvall, Jackson, Merulla, MOrelli, Farr, McHattie, Clark, Pearson, Johnson, Powers, Partridge  
Total Yeas: 14  
Nays: 0  
Absent: Ferguson, Pasuta  
Total Absent: 2

**(McHattie/Farr)**

That the following be added as Item 2 to General Issues Committee Report 11-004:

**2. Location of a Community Sportsfield**

That staff be directed to report back on the feasibility of placing a community sportsfield at the West Harbour location, another north end location, or other location options; such review to include costs, investigating the needs of the City's outdoor amateur sports facility needs, and ensuring consultation with area residents to ensure their interests are included.

The Motion **CARRIED** on the following Standing Recorded Vote:

Yeas: Bratina, Collins, Whitehead, Duvall, Jackson, Merulla, Morelli, Farr, McHattie, Clark, Pearson, Johnson, Powers, Partridge  
Total Yeas: 14  
Nays: 0  
Absent: Ferguson, Pasuta  
Total Absent: 2

**(Clark/Powers)**

That the following be added as Item 3 to General Issues Committee Report 11-004:

**3. Request for Funding for Velodrome**

That the City Manager be directed to begin discussions with the Federal Government, specifically Minister Gary Lunn, Minister of State (Sport), with the Mayor's assistance, requesting the additional \$22.5 million for support of the City's permanent velodrome. **CARRIED**

Councillor S. Merulla requested that he be recorded as opposed.

**(Bratina/Partridge)**

That the FOURTH Report of the General Issues Committee be adopted, as amended, and the information section received. **CARRIED**

**(Collins/Merulla)**

That the Committee of the Whole rise and report. **CARRIED**

**MOTIONS**

None.

**NOTICES OF MOTION**

None

**BY-LAWS**

**(Collins/Merulla)**

That Bill Nos. 011-044 attached hereto, be passed, that the Corporate seal be affixed thereto, and that the By-law be signed by the Mayor and the City Clerk and read as follows:

**By-law No.**

**11-044** To Confirm the Proceedings of City Council

**(Johnson/Pearson)**

There being no further business, the City Council meeting adjourned at 3:27 p.m.

**CARRIED**

Respectfully submitted,

Mayor R. Bratina

R. Caterini  
City Clerk  
January 31, 2011