



General Issues Committee

REPORT 11-004

1:00 p.m.

Monday, January 24, 2011

9:30 a.m.

Thursday, January 27, 2011

Council Chambers

Hamilton City Hall

71 Main Street West

January 24, 2011

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

Also Present: C. Murray, City Manager
R. Rossini, General Manager, Finance and Corporate Services
G. Davis, General Manager, Public Works
M. Hazell, A/General Manager, Economic Development & Planning
J. A. Priel, General Manager, Social and Community Services
P. Barkwell, City Solicitor
C. Biggs, Co-ordinator, Committee Services/Council/Budgets

January 27, 2011

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B. Johnson, B. McHattie, S. Merulla, B. Morelli, J. Partridge,
R. Pasuta, M. Pearson, R. Powers, T. Whitehead

Also Present: C. Murray, City Manager
R. Rossini, General Manager, Finance and Corporate Services
B. Goodger, A/General Manager, Public Works
M. Hazell, A/General Manager, Economic Development & Planning
J. A. Priel, General Manager, Social and Community Services
P. Barkwell, City Solicitor
R. Caterini, City Clerk
C. Biggs, Co-ordinator, Committee Services/Council/Budgets

Council – January 31, 2011

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 11-004 AND RESPECTFULLY RECOMMENDS:

- 1. International Event Opportunities/2015 Pan Am Games Update (CM09006(I)) (City Wide)**
 - (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by Council on February 24, 2010, respecting the location of a Pan Am Stadium only, at the West Harbour site, be rescinded;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 Manager or his designate be authorized to inform Toronto 2015 that the Ivor Wynne site is selected as the location for the new Pan Am Stadium;
 - (d) That the City of Hamilton confirm its commitment to fund 44% of the costs of the Pan Am Stadium as outlined on Page 11 of the "Capital Funding Analysis" presentation provided by staff on January 27, 2011;
 - (e) That the appropriate staff from the Mayor's Office, and Councillors L. Ferguson and B. Morelli be appointed as Council's liaison with the staff and stakeholders involved during the construction process;
 - (f) 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.

FOR THE INFORMATION OF COUNCIL:

January 24, 2011

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk advised that correspondence has been received from Valerie Sturrock respecting the stewardship of the City of Hamilton.

On a motion (Pearson/Johnson) the agenda be approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

None

(c) COMMUNICATIONS**(i) Correspondence from Valerie Sturrock respecting the Stewardship of the City of Hamilton**

On a motion (Powers/McHattie) the correspondence from Valerie Sturrock respecting the Stewardship of the City of Hamilton and the Pan Am Games was received.

(d) DELEGATION REQUESTS (Item 4)

On a motion (Merulla/Whitehead) the delegation request from Larry Pattison Jr. on behalf of Save Ivor Wynne Stadium, was approved.

On a motion (Merulla/Morelli) the Rules of Order were waived to allow Mr. Pattison to address the Committee.

(e) PUBLIC HEARINGS/DELEGATIONS (Item 6)

Larry Pattison Jr. addressed the Committee to convey his belief that funding can be achieved to renovate Ivor Wynne Stadium.

On a motion (Jackson/Merulla) the presentation was received.

(f) STAFF PRESENTATIONS**(i) International Event Opportunities/2015 Pan Am Games Update (CM09006(I)) (City Wide)**

Chris Murray acknowledged efforts of staff to get material and information prepared for meeting.

- Provided 2015 Pan Am Games Update, including the Council Direction of January 12, 2011 – Motion 7.4; status with Toronto 2015 (Hostco); Ivor Wynne Block – aerial photograph; concept drawing; risk issue – planning/public works/servicing requirements;
- Broader Community Objectives – loss of Brian Timmis Stadium; Scott Park Precinct; neighbourhood development opportunities; Hamilton Roundtable for Poverty Reduction (Urban renewal; access to green space and recreational facilities); involve neighbourhood in resident-led planning process
- Stadium concepts – Option “B” – 15,000 seats, Pan Am Stadium, plus Base CFL requirements; Option “C” – 15,000 seats, Pan Am Stadium, plus Base CFL Requirements plus Ti-cat needs

- Hamilton Tiger-Cats – constant dialogue and partnership has taken place between the City and the Hamilton Tiger-Cats; Tiger-Cats have been directly involved in meetings and discussions involving the stadium site, function program, precinct master plan, request for

Rob Rossini provided the financial update including:

- Capital funding analysis – proposed Pan Am Stadium – Ivor Wynne/Brian Timmis Site: Revised estimate for Scenarios A, B, C; D and E; other funding requirements i.e., Scott Park Precinct re-development; West Harbour land; velodrome permanent facility, Scenarios A to E
- Memorandum of Understanding Highlights: Seating; Tiger-Cat Contributions, including: Suite Revenues, Club Seat Revenues, Naming Rights Revenues and Advertising Revenues; Lease Extension; Professional Soccer Franchise; Grey Cup Games
- Stadium Operating Cost Estimates – Page 21 of 26 – 2 columns should read, “2011 Draft Budget” and “Proposed Stadium Draft”
- Tiger-Cat Revenues/Rent
- Financial Benefits
- Issues and Risks

Mayor Bratina recognized the time and effort put forward by all of the staff into the gathering of information preparation of the report before the Committee, adding that he got the sense that staff knew that they were engaged in a historic event for the City. He acknowledged the full responsibility of public service and asked Council to applaud staff, under the leadership of Chris Murray, City Manager.

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

On a motion (Ferguson/Merulla) the following was put forward:

- (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 Manager or his designate be authorized to inform Toronto 2015 that the Ivor Wynne site is selected as the location for the new Pan Am Stadium, (15,000 seat plus Base CFL) at a funding limit of \$45 million is the City's contribution.

On a motion (Morelli/Merulla) the following sub-section was put forward, to be added as sub-section (d):

- (d) 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.

The Amendment **CARRIED**.

On a motion (McHattie/Farr), the following amendment was put forward:

- (e) That should funding not be available for the selected location for the Pan Am/Ivor Wynne Stadium, that Toronto 2015 continue to consider the City of Hamilton submission for the 5,000 seat scaleable stadium.

The Amendment was **DEFEATED** on the following standing recorded vote:

Yeas: Duvall, Farr, McHattie, Ferguson
Total Yeas: 4
Nays: Bratina, Collins, Whitehead, Jackson, Merulla, Moreli, Clark, Pearson, Johnson, Powers, Pasuta, Partridge
Total Nays: 12

On a motion (Powers/Merulla) the question was called.

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

Yeas: Bratina, Collins, Whitehead, Duvall, Jackson, Merulla, Morelli, Farr, McHattie, Ferguson
Total Yeas: 10
Nays: Clark, Pearson, Johnson, Powers, Pasuta, Partridge
Total Nays: 6

On a motion (Powers/Johnson) the Committee recessed at 5:35 p.m.

January 27, 2011

The Committee reconvened at 9:55 a.m.

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk advised that the Committee was distributed with a Memorandum from the City Clerk outlining the disposition of issues before the Committee for consideration.

On a motion (Pearson/Johnson) the agenda was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 2)

None

(c) PRESENTATIONS

Chris Murray advised the Committee that part of the presentation will address questions which were asked by members at the meeting on Monday, January 24. The presentation will also address specifically the status of the project with respect to the overall budget and where contributions are coming from, as well as the status of discussions with the Tiger-Cats relative to the Memorandum of Understanding. Mr. Murray strongly suggested that discussions respecting the MOU be held in closed session.

Mr. Murray's presentation included:

- Council direction of January 12, 2011
- Aerial photograph of the Ivor Wynne Block
- Concept drawing of the Ivor Wynne Block
- Issues to be resolved
- Request for the Provincial government, including funding beyond the City's contribution and Ministerial Zoning Order related to stadium height.

Mr. Murray advised the Committee that he would not have a definitive dollar contribution figure from the upper levels of government until after the weekend.

Rob Rossini presented new financial information since the January 24 Committee meeting as a result of discussions with TO2015, including:

- Clarification of cost
- Capital funding analysis – proposed Pan Am Stadium, Ivor Wynne/Brian Timmis site: revised estimates
- Other funding requirements
- Ti-Cat proposal changes
- New City "community reserve"
- Stadium operating cost estimates
- Timing of process
- Financial benefits
- Issues and risks.

On a motion (Partridge/Power) the presentation was received.

On a motion (Powers/Partridge) the Committee moved In Camera at 12:50 p.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 receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose respecting the draft Memorandum of Understanding (MOU) between the Hamilton Tiger-Cats and the City of Hamilton.

Prior to voting on the motion, Councillor Clark asked for clarification from staff that it was necessary for the Committee to move into closed session as there is new information to be presented. The City Solicitor advised that he needed to provide legal advice of the consequences of the language being proposed by the Tiger-Cats in the MOU and to provide instructions. The MOU will become a public document once it has been approved and executed.

On a motion (Clark/Powers) the Committee reconvened in Open Session at 4:10 p.m.

Direction was provided to staff in camera.

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

On a motion (Ferguson/Merulla) sub-section (c) respecting International Event Opportunities/2015 Pan Am Games Update (CM09006(I)) (City Wide), approved by the General Issues Committee on January 24, 2011 and which reads as follows, was reconsidered:

- (c) That the City Manager or his designate be authorized to inform Toronto 2015 that the Ivor Wynne site is selected as the location for the new Pan Am Stadium, (15,000 seat plus Base CFL) at a funding limit of \$45 million is the City's contribution.

On a motion (Ferguson/Merulla) sub-section (c) was amended by deleting all of the words following Stadium, to read as follows:

- (c) That the City Manager or his designate be authorized to inform Toronto 2015 that the Ivor Wynne site is selected as the location for the new Pan Am Stadium.

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

Yeas:	Bratina, Collins, Whitehead, Duvall, Jackson, Merulla, Morelli, Farr, McHattie, Pearson, Ferguson, Powers, Partridge
Total Yeas:	13
Nays:	Clark, Johnson
Total Nays:	2
Absent:	Pasuta
Total Absent:	1

On a motion (Ferguson/Merulla) the following was added as sub-section (d) and the balance of the sections re-numbered accordingly:

- (d) That the City of Hamilton confirm its commitment to fund 44% of the costs of the Pan Am Stadium as outlined on Page 11 of the "Capital Funding Analysis" presentation provided by staff on January 27, 2011.

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

Yeas: Bratina, Collins, Whitehead, Jackson, Merulla, Morelli, Farr, McHattie,
Ferguson, Powers, Partridge
Total Yeas: 11
Nays: Clark, Pearson, Johnson
Total Nays: 3
Absent: Pasuta, Duvall
Total Absent: 2

On a motion (Jackson/Whitehead) the following was added as sub-section (e) and the balance of the sections re-numbered accordingly:

- (e) That the appropriate staff from the Mayor's Office, and Councillors L. Ferguson and B. Morelli be appointed as Council's liaison with the staff and stakeholders involved during the construction process.

The Amendment **CARRIED**.

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

Yeas: Bratina, Collins, Whitehead, Jackson, Merulla, Morelli, Farr, McHattie,
Ferguson, Partridge
Total Yeas: 10
Nays: Clark, Pearson, Johnson, Powers
Total Nays: 4
Absent: Pasuta, Duvall
Total Absent: 2

There being no further business, the Committee adjourned at 4:55 p.m.

Respectfully submitted

Councillor C. Collins, Deputy Mayor
General Issues Committee

Carolyn Biggs, Co-ordinator
Committee Services/Council/Budgets
January 24 and 27, 2011