



GENERAL ISSUES COMMITTEE

MINUTES 13-016

9:30 a.m.

Monday, August 12, 2013

Council Chambers

Hamilton City Hall

71 Main Street West

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

Absent with Regrets: Councillor B. Morelli – Sick Leave
Councillor R. Pasuta – Personal
Councillor T. Whitehead – City Business

THE FOLLOWING ITEMS WERE REPORTED TO COUNCIL FOR CONSIDERATION:

- 1. King Street West Business Improvement Area (BIA) Revised Board of Management (PED11036(b)) (Ward 2) (Item 5.1)**

(Merulla/Farr)

That Gilles Duchon and Michael Losak be appointed to the King Street West Business Improvement Area (BIA) Board of Management. **CARRIED**

- 2. Hamilton Downtown Multi-Residential Property Investment Program (HDMRPIP) – 149 Young Street (PED13120) (Ward 2) (Item 5.2)**

(McHattie/Farr)

- (a)** That a conditional loan commitment totaling \$356,000 for G. S. Maher Property Holdings Ltd. (Garnet Shawn Maher) the registered owner of the property at 149 Young Street, be authorized and approved under the Hamilton Downtown Multi-Residential Property Investment Program in accordance with the Program's terms and conditions;

- (b) That the Mayor and City Clerk be authorized and directed to execute a loan agreement together with any ancillary documentation required, to effect recommendation (a) of Report PED13120, in a form satisfactory to the City Solicitor;
- (c) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any loan amending agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Hamilton Downtown Multi-Residential Property Investment Program, as approved by City Council, are maintained. **CARRIED**

3. Hamilton Heritage Property Improvement Grant Program and GORE Building Improvement Grant Program – Amendments to Program Descriptions (PED13132) (Wards 1, 2, 3, 4, 6, 7, 9, 12, 13 and 15) (Item 5.3)

(Powers/Pearson)

- (a) That the proposed amendments to the Property Descriptions of the Hamilton Heritage Property Grant Program and the GORE Building Improvement Grant Programs, attached as Appendices "A" and "B" to Report PED13132, be presented to a Public Meeting of the Planning Committee;
- (b) That the proposed amendments be presented to the General Issues Committee for consideration/approval following the Public Meeting referenced in sub-section (a). **CARRIED as amended**

4. Declaration of Surplus Property and Sale of Vacant Land, 10-16 Patterson Street and 9-15 Clarence Street, Hamilton (PED13141) (Ward 1) (Item 5.4)

(Bratina/Farr)

- (a) That the property municipally known as 10-16 Patterson Street and 9-15 Clarence Street, comprising an area of approximately 2828 square metres (19,676 square feet) on the north limit of Clarence Street and the south limit of Patterson Street, identified as PIN 17149-0262(LT) and Roll Number 2518020125017900001, as shown on Appendix "A" attached to Report PED13141, 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, following, and subject to, completion and final approval of a City Initiated Zoning By-law Amendment that conforms to the applicable Official Plan and the "Medium Density Residential" policies of the Setting Sail Secondary Plan. **CARRIED**

5. Parking Revenue Shortfalls (PED13050(a)) (City Wide) (Outstanding Business Item – 2013 Budget Deliberations) (Item 5.5)

(Powers/Ferguson)

That Report PED13050(a) respecting "Parking Revenue Shortfalls" be received.

CARRIED

6. Criminal Conviction Record Checks for Applicants under Certain City Loan/Grant Programs (LS13028) (City Wide) (Item 5.6)

(Ferguson/Powers)

- (a) That the following proposed policy amendment to the City of Hamilton's Downtown and Community Renewal Loan/Grant Programs be approved, in principle:

"Without limiting the discretion as set out in paragraph XX herein, the City Council, whether or not an Applicant satisfies the requirements of the Program, may reject any application received from an applicant where the applicant's criminal conviction record raises concerns that the applicant, in undertaking the activity, operation or business for which the loan/grant is sought, will not conduct himself with honesty and integrity. For corporate applicants, it is the individuals behind the corporation (Officers/Directors/Shareholders) whose criminal conviction record will be considered.";

- (b) That staff be directed to submit the proposed amendment to the Information and Privacy Commissioner for comment prior to implementation. **CARRIED as amended**

7. Enbridge Pipelines Inc. 9B Reversal and Line 9 Capacity Expansion Project – Update (PED12160(b)/LS12022(b)) (City Wide) (Item 5.7)

(McHattie/Partridge)

That Report PED12160(b)/LS12022(b) respecting "Enbridge Pipelines Inc. 9B Reversal and Line 9 Capacity Expansion Project" be received. **CARRIED**

8. **Real Estate Matter regarding 64 Melrose Avenue North (PW13060) (Ward 3 with City Wide Implications (Item 12.4)**

(Ferguson/Jackson)

That Report PW13060 respecting the "Real Estate Matter regarding 64 Melrose Avenue North", be received and the contents remain confidential. **CARRIED**

9. **Extension of Service Contract for Management of the Hamilton Farmers' Market (CS12045(a)) (Ward 2) (Item 12.3)**

(Clark/Powers)

(a) That staff be directed to renew the current employment contract for management of the Hamilton Farmers' Market for a maximum additional six-month period to December 31, 2013;

(b) That Report CS12045(a) respecting the "Extension of Service Contract for Management of the Hamilton Farmers' Market" remain confidential and not be released as a public document as the information relates to identifiable individuals. **CARRIED**

10. **Proposed Mount Hope/Airport Gateway Community Improvement Initiatives and Project Area (PED11188(b)/PED12228) (Ward 11) (Item 7.1)**

(Johnson/Powers)

(a) That Urban Renewal staff be directed to prepare amendments to the Downtown and Community Renewal Community Improvement Plan and Project Area to implement community improvement initiatives as outlined in Report PED11188(b) in the Mount Hope/Airport Gateway area as delineated on Appendix "C" to Report PED11188(b);

(b) That such amendments be prepared for presentation to a Public Meeting of the Planning Committee. **CARRIED as amended**

11. **Report 13-005 of the Advisory Committee for Persons with Disabilities – June 11, 2013 (Item 8.1)**

(a) Built Environment Sub-Committee Report – June 4, 2013-08-07

(Farr/Partridge)

That staff be directed to investigate various funding options and the development of a charitable fund program to be used toward the installation of Accessible Pedestrian Signals to allow the City of Hamilton to meet the requirements of the Built environment Standard by the year 2025. **CARRIED**

12. Report 13-006 of the Advisory Committee for Persons with Disabilities – July 9, 2013 (Item 8.2)

(a) Quorum and Attendance at Meetings

(Farr/Partridge)

- (i) That Roger Cameron be removed from the membership of the Advisory Committee for Persons with Disabilities due to continued and on-going non-attendance;
- (ii) That a letter be sent to R. Cameron thanking him for his work with the Advisory Committee for Persons with Disabilities, and encouraging him to volunteer to serve on City Committees again in the future;
- (iii) That the vacant position on the Advisory Committee for Persons with Disabilities be referred to the Selection Committee for consideration. **CARRIED**

13. Report 13-001 of the Task Force on Cleanliness and Security in the Downtown Core – June 27, 2013 (Item 8.3)

(a) Correspondence from Michael Borrelli, Co-President of the Beasley Neighbourhood Association, respecting Cleanliness and Security in the Beasley Neighbourhood

(Farr/Pearson)

That the item of correspondence from Michael Borrelli, Co-President of the Beasley Neighbourhood Association, respecting “Cleanliness and Security in the Beasley Neighbourhood” be received. **CARRIED**

(b) Gore Park Demolition

(Farr/Pearson)

That the City’s Building Department be directed to work with Budget Environmental respecting shrouding and any other possible opportunities for dust mitigation during the demolition of 24 and 28 King Street East.

CARRIED

14. **Report 13-001 of the Facility Naming Sub-Committee – July 18, 2013
(Item 8.4)**

(a) **Renaming of Skyway Park to Reg Wheeler Park (PW13052) (Ward 5)**

(Pearson/Partridge)

That the request to rename the park site commonly known as Skyway Park to Reg Wheeler Park, located at 189 Beach Boulevard, be approved as the request meets the approval of the City of Hamilton Municipal Property and Building Naming Policy. **CARRIED**

(b) **Renaming of Red Hill Bowl to Jack MacDonald Park (PW13051)
(Ward 4)**

(Pearson/Partridge)

That the request to rename the park site commonly known as Red Hill Bowl to Jack MacDonald Park, located at 1570 Lucerne Avenue, be denied at this time as this request does not meet the approval of the MacDonald family. **CARRIED**

15. **Transportation of Dangerous Goods by Railway – Emergency Directive
(Item 9.3)**

(Merulla/Collins)

Whereas the Lac-Mégantic derailment of July 6, 2013 illustrated the devastating and horrific impact that can result from lax safety standards; and

Whereas the Lac-Mégantic tragedy was due in no small part to a train carrying dangerous materials being left unattended; and

Whereas Transportation Canada has since issued an emergency directive requiring that any train carrying dangerous goods requires a minimum of two crew members and no such train shall be left unattended; and

Whereas the emergency directive is set to expire in December, 2013 at which time Transportation Canada has indicated a desire that railways will have developed new permanent rules to reflect the directives;

Therefore Be It Resolved:

- (a) That the City of Hamilton fully support Transport Canada's introduction of the emergency directive placing greater safety measures in place around the rail transportation of dangerous goods;

- (b) That the Federal Government be requested to make this emergency directive binding on all dangerous goods transported via railway through the passage of supporting legislation or regulations prior to the expiration of the emergency directive;
 - (c) That a copy of this resolution be sent to the Federal Minister of Transportation, the Federation of Canadian Municipalities, the Association of Municipalities of Ontario and to all local M.P.'s and M.P.P.'s.
- CARRIED as amended**

16. Funding Request for Waterdown Memorial Hall – Minister Ted McMeekin (Item 9.5)

(Partridge/Johnson)

Whereas the Waterdown Memorial Hall located at 317 Dundas Street East in Waterdown is one of only seven war memorial buildings erected in Canada after World War 1 and, as with the creation of most war memorials, was the result of a larger community fundraising effort; and

Whereas the building itself can be seen as “an expression of the community’s feeling towards those war heroes who lost their lives so we could have freedom”, and plays a significant role as the heart of the Waterdown community; and

Whereas, it has been determined that the 1922 Waterdown Memorial Hall possesses cultural heritage value due to its association with the themes of Canadian military commemoration and the home-front wartime efforts and it is also a good example of the Edwardian Classicist style of architecture and a landmark in the Waterdown community; and

Whereas the total amount needed to restore the heritage features, plus a new glass enclosed entrance and elevator upgrade to allow accessibility is estimated at \$1.4 million, and the City has committed \$600,000 as part of the 2013 capital fund (Community Hall retrofits – 7101341701) for Phase 1 of the multi-phase project to renovate the Waterdown Memorial Hall; and

Whereas efficiencies and cost effectiveness can be gained by bundling work into a single phase project with building the elevator enclosure at the same time.

Therefore Be It Resolved:

That the Council of the City of Hamilton request that the Province of Ontario, through Minister Ted McMeekin’s office, provide Two Hundred and Fifty Thousand Dollars (\$250,000) toward the Waterdown Memorial Hall Restoration Project, thereby contributing to the community spirit as a partner to this historic memorial building.

CARRIED

17. Asphalt Pathway Replacement at T. B. McQuesten Community Park

(Duvall/Jackson)

- (a) That a portion of the asphalt pathway (approximately 1250 square metres) be replaced at T. B. McQuesten Community Park;
- (b) That the associated costs of approximately \$40,000 for replacing the asphalt pathway at T. B. McQuesten Community Park be funded from the Ward 7 Area Rating Special Capital Reinvestment Reserve #108057.

CARRIED

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk advised of the following changes:

ADDED DELEGATION REQUESTS

For Future Meeting

- 4.2 Delegation Request from Graham MacNally and Philip Toms, Tactical Urbanism Hamilton, “to provide background information on what Tactical Urbanism is and how it can benefit the City of Hamilton”

For Today’s Meeting

- 4.3 Delegation Request from Lynda Lukasik, Environment Hamilton, respecting Particulate Matter Reduction By-law (Item 9.2 of this Agenda)

ADDED CONSENT ITEM

- 5.7 Enbridge Pipelines Inc. 9B Reversal and Line 9 Capacity Expansion Project – Update (PED12160(b)/LS12022(b)) (City Wide)

PRESENTATIONS

- 7.1 Proposed Mount Hope/Airport Gateway Community Improvement Initiatives and Project Area (PED11188(b)/~~PED12228~~) (Ward 11)

Typographical error – PED12228 in the subject line is to be deleted

ADDED NOTICE OF MOTION

- 10.1 Asphalt Pathway Replacement at T. B. McQuesten Community Park
(Ward 7)
- 10.2 Financing of the Pan Am Stadium Precinct (Ward 3)

PRIVATE & CONFIDENTIAL

- 12.4 Real Estate Matter regarding 64 Melrose Avenue North (PW13060)
(Ward 3 with City Wide Implications)
Reason for Private & Confidential is to be deleted and replaced with the following in lieu thereof:

Pursuant to Sub-sections 8.1(c) and (f) of the City's Procedural By-law and Section 239.2 of the Municipal Act as the subject matter pertains to: (c) a proposed or pending acquisition or disposition of land by the municipality or local board; and (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

(Pearson/Powers)

That the agenda, be approved as amended.

CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

Item 9.4 Bill 73 – Fair and Open Tendering Act

Councillor B. Johnson declared an interest in this item as she has a family member who is a member of the Carpenters' Union.

(c) APPROVAL OF PREVIOUS MINUTES (Item 3.1)

(Pearson/Powers)

That the Minutes of the General Issues Committee Meetings held on July 8 and July 11, 2013, be approved as presented.

CARRIED

(d) DELEGATION REQUESTS

(Pearson/Powers)

That the following delegation requests be approved:

- (i) John D. Hall, RAP Co-ordinator, Hamilton Harbour Remedial Action Plan, to provide an update on the Remedial Action Plan and the Bay Area Restoration Council

(Powers/McHattie)

- (ii) Graham MacNally and Philip Toms, Tactical Urbanism Hamilton, to provide background information on what Tactical Urbanism is and how it can benefit the City of Hamilton **CARRIED**

(Johnson/Partridge)

That the delegation request from Lynda Lukasik, Environment Hamilton, to appear before the Committee respecting Particulate Matter Reduction By-law (Item 9.2 of this agenda) be approved and that the rules of order be suspended in order to allow for Ms. Lukasik to appear before the Committee at today's meeting. **CARRIED**

(e) CONSENT AGENDA

- (i) **Hamilton Heritage Property Improvement Grant Program and GORE Building Improvement Grant Program – Amendments to Program Descriptions (PED13132) (Wards 1, 2, 3, 4, 6, 7, 9, 12, 13 and 15) (Item 5.3)**

(Powers/Pearson)

That sub-sections (a), (b) and (c) of Report PED13132 be deleted in their entirety and replaced with the following in lieu thereof:

- (a) That the proposed amendments to the Property Descriptions of the Hamilton Heritage Property Grant Program and the GORE Building Improvement Grant Programs, attached as Appendices "A" and "B" to Report PED13132, be presented to a Public Meeting of the Planning Committee;
- (b) That the proposed amendments be presented to the General Issues Committee for consideration/approval following the Public Meeting referenced in sub-section (a). **Amendment CARRIED**
Motion as amended CARRIED

- (ii) **Criminal Conviction Record Checks for Applicants under Certain City Loan/Grant Programs (LS13028) (City Wide) (Item 5.6)**

(Clark/McHattie)

That sub-section (a) be amended by adding the words, "in principle", following the word, "approved". **Amendment CARRIED**
Motion as amended CARRIED

(f) PUBLIC HEARINGS/DELEGATIONS

**(i) John C. Munro/Hamilton International Airport – Annual Report
(Item 6.1)**

Frank Scremin, Director of Operations, John C. Munro/Hamilton International Airport appeared before the Committee and provided a PowerPoint presentation which addressed the following:

- Strategic Focus
- 5-year Objectives
 - Passenger Service Retention and Development
 - Cargo Service Retention and Development
 - Non-Aeronautical Revenue Development
 - Operational Excellence
 - Infrastructure Development
- Financial Performance
- Capital Investments
 - Capital Investments in 2012 = \$3 million
 - Projected 2013 Capital Investment = \$3.5 million
- Activity Highlights: Passenger, Cargo and General Aviation
- Customer Service: 2012 and 2013 Initiatives
- Giving Back
 - \$209 million direct benefit to the City
 - 2,876 jobs created
 - \$195,000 donations and gifts in kind
- Airport Operations
 - Noise
 - Environmental
 - Safety
- Airport Operations
- PFOS Update
 - Phase/Report complete and submitted to MOE
 - MOE Review
 - Transport Canada Involvement
- Funding Initiatives
 - Cargo facility
- Lease Agreement Status
 - Lease Term
 - Extension Term
 - Critical for Future Investment

A copy of the PowerPoint presentation was submitted to the Clerk for the public record and is available for viewing on the City of Hamilton website.

(Pearson/Partridge)

That the presentation from Frank Scremin, Director of Operations, respecting the Annual Report of John C. Munro/Hamilton International Airport be received. **CARRIED**

(ii) Lynda Lukasik, Environment Hamilton, respecting the Particulate Matter Reduction By-law (Item 9.2 of this Agenda) (Item 4.3/6.2)

Lynda Lukasik appeared before the Committee to speak in support of the motion being put forward by Councillor B. McHattie respecting Particulate Matter Reduction By-law (Item 9.2).

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

(Pearson/Powers)

That the presentation from Lynda Lukasik, Environment Hamilton, respecting Particulate Matter Reduction By-law be received. **CARRIED**

(g) PRESENTATIONS

(i) Proposed Mount Hope/Airport Gateway Community Improvement Initiatives and Project Area (PED11188(b))

Hazel Milsome, Co-ordinator, Urban Renewal Incentives, provided a PowerPoint presentation with respect to the "Proposed Mount Hope/Airport Gateway Community Improvement Initiatives and Project Area, and spoke to the following:

- What is a Community Improvement Plan
- Existing Plans, Programs and Project Areas
- Community Improvement Project Areas (CIPA)
- Study Background
- Policy Basis
- Mount Hope Secondary Plan
- Topographical Maps of the Proposed Project Area Boundary and the Study Area Boundary
- Reasons to Designate a CIPA
- Proposed CIPA
- Proposed Programs
- Next Steps

A copy of the PowerPoint presentation was submitted to the Clerk for the public record and can be viewed on the City of Hamilton website.

(Johnson/Pearson)

That the presentation respecting “Proposed Mount Hope/Airport Gateway Community Improvement Initiatives and Project Area” be received.

CARRIED

(h) MOTIONS

(i) Reduction in Greenhouse Gas and Energy (Item 9.1)

(McHattie/Farr)

Whereas Hamilton is recognized as a leader across Canada in climate change and energy conservation actions (i.e., top milestone on Federation of Canadian Municipalities’ Partners in Climate Change Program, and numerous awards and grants for the work done in the Office of Energy Initiatives); and

Whereas Hamilton had earlier established greenhouse gas (GHG) and energy use reduction targets; and

Whereas greenhouse gas and energy reduction efforts are closely linked; and

Whereas those targets are close to being met, ahead of the 2020 schedule; and

Whereas despite efforts by Hamilton and others, greenhouse gases, mainly in the form of carbon dioxide levels, continue to increase in the atmosphere, recently overtopping the dangerous 400ppm threshold.

Therefore Be It Resolved:

That staff report back on revised science-based greenhouse gas and energy reduction corporate targets for the City of Hamilton by December 2013.

CARRIED

(ii) Particulate Matter Reduction By-law (Item 9.2)

(McHattie/Merulla)

Whereas Hamilton has one of the more challenged airsheds in Ontario with multiple emitters of air pollution; and

Whereas one of the most dangerous forms of air pollution is fine particulate (i.e., PM2.5 microns in size), causing significant respiratory health issues for Hamiltonians; and

Whereas the Town of Oakville has enacted a Particulate Matter Reduction By-law with the full sanction of the Ontario Ministry of the Environment.

Therefore Be It Resolved:

That Municipal Law Enforcement staff report back on Oakville's Particulate Matter Reduction By-law, with assistance from Legal Services and other departments as required, and how it could be adapted for a similar By-law in Hamilton. **CARRIED**

(iii) Transportation of Dangerous Goods by Railway – Emergency Directive (Item 9.3)

(Powers/Merulla)

That sub-section (c) be amended to include the Federation of Canadian Municipalities and the Association of Municipalities of Ontario.

**Amendment CARRIED
Motion as amended CARRIED**

(iv) Bill 73 – Fair and Open Tendering Act (Item 9.4)

(Partridge/Ferguson)

Whereas on September 12, 2005, the Ontario Labour Relations Board (the "OLRB") certified the United Brotherhood of Carpenters and Joiners of America, Local 18 (the "Carpenters Union"), as the bargaining agent for all construction carpentry work performed by or for the City of Hamilton (the "City") meaning that all such work be performed by contractors that are signatory to the Carpenters Union Collective Agreement; and

Whereas this certification has had significant financial consequences to the City and has adversely affected the City's ability to tender bids in an efficient manner; and

Whereas the OLRB treats municipalities as businesses for the purpose of its interpretation of the construction industry provisions in the *Ontario Labour Relations Act, 1995* (the "Act") notwithstanding that municipalities are not businesses and have a different purpose and mandate from commercial enterprises; and

Whereas an amendment of the *Ontario Labour Relations Act, 1995* (the "Act"), to specifically exempt certain public sector employers (such as municipalities) from the construction industry provisions of the Act would ensure that municipalities are able to tender construction work in a fair and open competitive environment that would maximize value for construction expenditures; and

Whereas Bill 73, the *Fair and Open Tendering Act*, which was tabled and received First Reading at Queen's Park on May 16, 2013, amends the Act to exempt certain public sector employers (such as municipalities) from the construction industry provisions of the Act and terminates existing collective agreements involving those public sector employers that were entered into for the purposes of those provisions of the Act; and

Whereas the effect of Bill 73 on the City, if it is passed, will be to bring to an end the City's existing obligations to the Carpenters Union such that the City's construction carpentry work will no longer be required to be performed by contractors who are a signatory to the Carpenters Union Collective Agreement. This would in turn allow all contractors the opportunity to participate in a fair and open competition for the City's construction projects.

Therefore Be It Resolved:

That the City of Hamilton fully supports any and all efforts to pass Bill 73, *the Fair and Open Tendering Act*, so that any collective bargaining obligations to the United Brotherhood of Carpenters and Joiners of America, Local 18 as it relates to the City of Hamilton construction projects would no longer apply;

(Partridge/Ferguson)

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

- (b) That a copy of this motion be forwarded to Mayor Hazel McCallion, Chair of the Large Urban Mayors' Caucus of Ontario (LUMCO), with a request that the motion be circulated to the members of LUMCO, and to the Honourable Yasir Naqvi, Minister of Labour, Michael Harris, M.P.P. for Kitchener-Conestoga, the Association of Municipalities of Ontario and the local M.P.P.'s for their information. **Amendment CARRIED**

(Powers/Partridge)

That sub-section (b) be amended to include that a copy of the motion be forwarded to the Mayors and Regional Chairs of Ontario (MARCO)

Amendment CARRIED

(Merulla/Collins)

That the above-noted motion, as amended, be deferred to the August 16, 2013 meeting of Council in order to allow staff to provide additional information with respect to how this legislation aligns with Council's previous decisions. **CARRIED**

- (v) **Pre-Paid Fare System for all City of Hamilton Taxi Cab Trips between 10:00 p.m. and 5:00 a.m. (Item 10.3)**

(Merulla/Collins)

That staff be directed to evaluate the feasibility of implementing a compulsory pre-paid fare system for all City of Hamilton taxi cab trips between 10:00 p.m. and 5:00 a.m. and report back to the Planning Committee. **CARRIED**

(i) **NOTICES OF MOTION**

Deputy Mayor S. Duvall relinquished the Chair in order to introduce the following Notice of Motion:

- (i) **Asphalt Pathway Replacement at T. B. McQuesten Community Park (Ward 7) (Item 10.1)**

- (aa) That a portion of the asphalt pathway (approximately 1250 square metres) be replaced at T. B. McQuesten Community Park;
- (bb) That the associated costs of approximately \$40,000 for replacing the asphalt pathway at T. B. McQuesten Community Park be funded from the Ward 7 Area Rating Special Capital Reinvestment Reserve Account No. 108057.

(Duvall/Jackson)

That the rules of order be suspended in order to allow for the introduction of a motion respecting "Asphalt Pathway Replacement at T. B. McQuesten Community Park". **CARRIED**

See Item 17 for the disposition of this item.

Councillor S. Merulla introduced the following Notice of Motion:

- (ii) **Financing of the Pan Am Stadium Precinct (Ward 3) (Item 10.2)**

Whereas the City and the Hamilton Wentworth School Board have entered into a Memorandum of Agreement wherein the City will contribute up to \$17 million toward the construction of a joint secondary school/community centre on the land bounded by Cannon Street East, King Street East, Balsam Avenue North and Melrose Avenue North; and

Whereas financing of \$9.45 million is available from the following sources:

- | | |
|-----------------------------------------------------------------------|----------------|
| (a) Capital Project for the Central City Seniors and Community Centre | \$1.2 million |
| (b) Future Development Charges | \$3.4 million; |

- (c) Ward 3 Capital Reserve \$500,000;
- (d) Proceeds received in 2013 from the 2010 Ontario Municipal Partnership Fund (OMPF) Reconciliation \$2.85 million;
- (e) Council's Strategic Reserve \$1.5 million;

Whereas the remaining financing for the City's share of the project is \$7.55 million; and

Whereas construction of the joint secondary school/community centre is expected to be completed for the start of the school year in September 2016; and

Whereas the balance in "Hamilton Future Fund A" is forecasted to be \$33,258,000 as at December 31, 2016, exclusive of the proceeds from the sale of West Harbour Lands.

Therefore Be It Resolved:

That the remaining financing of the City's share for the construction of a joint secondary school/community centre project in the amount of \$7.55 million be funded from the "Hamilton Future Fund A".

Councillor S. Merulla introduced the following Notice of Motion:

(iii) Pre-Paid Fare System for all City of Hamilton Taxi Cab Trips between 10:00 p.m. and 5:00 a.m.

That staff be directed to evaluate the feasibility of implementing a compulsory pre-paid fare system for all City of Hamilton taxi cab trips between 10:00 p.m. and 5:00 a.m. and report back to the Planning Committee.

(Merulla/Collins)

That the rules of order be suspended in order to allow for the introduction of a motion respecting Pre-Paid Fare System for all City of Hamilton Taxi Cab Trips between 10:00 p.m. and 5:00 a.m. **CARRIED**

See Information Item (h)(v) for the disposition of this item.

Councillor J. Farr introduced the following Notice of Motion:

(iv) Bi-directional Bike Lane Pilot Project – South Side of Cannon Street, from Sherman Avenue to Bay Street

Whereas Councillors B. McHattie (Ward 1), J. Farr (Ward 2) and B. Morelli (Ward 3) had earlier established the One-Way to Two-Way Street Study Group through Council motion, and;

Whereas community workshops/walk-about have since occurred on both Cannon Street and Queen Street to evaluate current traffic conditions and consider options and alternatives, and;

Whereas there is support from the study group along with increasing public support for the implementation of a "complete street" treatment of Cannon Street, which includes, but not limited to a Cannon Contra-flow blueprint from the Jamesville Neighbourhood Action Plan, the NE07 Ward 2 Participatory Budgeting Initiative and the YesWeCannon on-line campaign, and;

Whereas the City of Hamilton's Cycling Master Plan – Shifting Gears, has identified a plan for the implementation of a "Road Diet" configuration for cycling Infrastructure on Cannon Street, and;

Whereas planning on the implementation of Complete Street approaches has been recently identified through the Social Planning and Research Council's draft Complete Streets Policy, and the joint Chamber of Commerce/HIVE/City of Hamilton Sustainable Mobility workshop featuring Gil Penalosa from 8-80 Cities, and;

Whereas in cities like New York, Chicago, Vancouver and Toronto, similar pilot projects have served to test the efficacy of complete street approaches; and

Whereas Cannon street may provide for a direct multi-model link to the Pan-Am Precinct.

Therefore be it resolved:

- (a) That a bi-directional bike lane be installed as a pilot project on the south side of Cannon Street from Sherman Avenue to Bay Street,
- (b) That through the design phase, staff contemplate various methods that include, but not limited to bollards, paint, knock down sticks, along with a preference toward planters erected to delineate a contra-flow bike lane from the auto traffic lanes;
- (c) That the implementation of a bi-directional bike lane pilot project on Cannon Street be funded from the from the area rating capital reserves, along with appropriate sources to be identified by Public Works.

(j) GENERAL INFORMATION/OTHER BUSINESS (Item 11.1)

(i) Outstanding Business Items List

(Pearson/Collins)

- (aa) That the due date for the following item on the Outstanding Business List be revised as follows:

Item V: Waterfront and Shoreline
Due Date: August 12, 2013
Revised Due Date: October 2, 2013

Item T: Advertising along RHVP and LINC
Due Date: September 5, 2013
Revised Due Date: November 20, 2013

CARRIED

(Collins/Pearson)

- (bb) That the following items be deemed complete and removed from the Outstanding Business List:

Item A: Realignment of Staffing (2011 Budget
Outstanding Business List)
(Item 11, GIC Report 12-004 (FCS12011(a))
CM: February 22, 2012)

Item D: Parking Meter Rates (2013 Budget
Outstanding Business List)
(Item 5.5)

CARRIED

(k) PRIVATE & CONFIDENTIAL

(i) Closed Session Minutes – July 8 and July 11, 2013 (Items 12.1 and 12.2)

(Powers/Pearson)

- (a) That the Minutes of the Closed Session Meetings of the General Issues Committee held on July 8 and July 11, 2013, be approved;

- (b) That these Minutes remain confidential and restricted from public disclosure.

CARRIED

(Ferguson/Jackson)

That the Committee move into closed session at 12:34 p.m. pursuant to sub-sections 8.1(b), (c) and (f) of the City's Procedural By-law and Section 239.2 of the Municipal Act as the subject matter pertains to:

- (b) personal matters about an identifiable individual(s), including City Employees respecting Extension of Service Contract for Management of the Hamilton Farmers' Market (Item 12.3)

and

- (c) a proposed or pending acquisition or disposition of land by the municipality or local board; and,
- (f) the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose,

respecting real estate matter regarding 64 Melrose Avenue North (Item 12.4).

CARRIED

The Committee reconvened in Open Session at 2:43 p.m.

**12.4 Real Estate Matter regarding 64 Melrose Avenue North (PW13060)
(Ward 3 with City Wide Implications)**

See Item 8 for the disposition of this item.

**12.3 Extension of Service Contract for Management of the Hamilton
Farmers' Market (CS12045(a)) (Ward 2)**

See Item 9 for the disposition of this item.

(I) PROCEDURAL MATTERS

The Committee recessed at 12:00 noon and reconvened at 12:30 p.m., at which time a motion was approved to move into Closed Session.

(m) ADJOURNMENT

(Pearson/Partridge)

There being no further business, the Committee adjourned at 3:58 p.m.

CARRIED

Respectfully submitted

Councillor S. Duvall
Deputy Mayor