



## GENERAL ISSUES COMMITTEE

### REPORT 13-017

9:30 a.m.

Thursday, September 5, 2013

11:30 a.m.

Monday, September 9, 2013

Council Chambers

Hamilton City Hall

71 Main Street West

**September 5, 2013**

**Present:**

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

**Absent with Regrets:** Councillors R. Powers, S. Duvall – City Business (FCM)

**September 9, 2013**

**Present:**

Deputy Mayor J. Farr (Chair)  
 Councillors B. Clark, S. Duvall, L. Ferguson, T. Jackson,  
 B. McHattie, S. Merulla, J. Partridge, M. Pearson, R. Powers,  
 T. Whitehead

**Absent with Regrets:** Mayor R. Bratina – City Business  
 Councillors C. Collins, B. Johnson – City Business  
 Councillor R. Pasuta – Vacation  
 Councillor B. Morelli – Personal

### THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 13-017 AND RESPECTFULLY RECOMMENDS:

**1. Lease Agreement – Stabling the Police Mounted Unit at Ancaster  
 Fairgrounds (PSB13-073) (Item 5.1)**

- (a) That a Lease Agreement be entered into between the City of Hamilton (Tenant) and Ancaster Agricultural Society (Landlord) for the purposes of providing a location for the Hamilton Police Service Mounted Unit at the Ancaster Fairgrounds, 630 Trinity Road South, Ancaster, subject to the following terms and conditions:

**Area:** Approximately 4,800 square feet of ground level space, known as the Education Building, to be used as stables. Approximately 200 square feet of space in Merritt Hall to be used as administrative offices. The use of the riding arena when available for police horse training.

**Term:** A period commencing on September 1, 2013 and expiring August 30, 2021. The lease may be terminated by the Tenant at any time with no penalty after the first two (2) years of the term by providing six months notice.

**Rental Rate:** \$6,000 per annum plus H.S.T. The payments will be made from the Mounted Unit Rent Account No. 55358-376451.

- (b) That the Mayor and City Clerk be authorized and directed to execute the lease Agreement and any and all ancillary documents in a form satisfactory to the City Solicitor.

**2. Locke Street Business Improvement Area (B.I.A.) Expansion of Boundaries (PED13134) (Ward 1) (Item 5.2)**

- (a) That the Locke Street Business Improvement Area (BIA) boundaries be expanded as identified in Appendix "A" to Report PED13134;
- (b) That the City Clerk's Division be authorized and directed to circularize the existing and proposed expansion area with the notice of intent to amend the designating by-law in accordance with Sections 209, 210, 212 and 213 of the Municipal Act;
- (c) That the City Solicitor be authorized and directed to prepare the necessary amending by-law;
- (d) That the Urban Renewal Section be authorized and directed to prepare the housekeeping amendments to By-law 11-272 (the Downtown and Community Renewal Community Improvement Project Area By-law) to reflect the changes.

**3. Hamilton Tax Increment Grant Program (HTIGP) – 149 Young Street – HTIGP 13/08 (PED13138) (Ward 2) (Item 5.3)**

- (a) That the Hamilton Tax Increment Grant Program (HTIGP) application submitted by G. S. Maher Property Holdings Ltd. (Garnet Shawn Maher), owner of the property at 149 Young Street, for a HTIGP grant estimated at \$51,849.22 over a maximum of a five-year period and based upon the incremental tax increase attributable to the redevelopment of 149 Young Street, be authorized and approved in accordance with the terms and conditions of the Program;
- (b) That the Mayor and City Clerk be authorized and directed to execute the Grant Agreement, attached as Appendix “A” to Report PED13138, in a form satisfactory to the City Solicitor.

**4. Request for Extension of Building Covenants from The Green Method Inc. (Gaston Minetti and Maria Gordillo), Owners of 958, 962, 970 and 974 Beach Boulevard, Hamilton (PED13149) (Ward 5) (Item 5.4)**

- (a) That a request to extend building covenants imposed by the City upon The Green Method Inc. (Gaston Minetti and Maria Gordillo), owner(s) of 958, 962, 970 and 974 Beach Boulevard, regarding four building lots described as Parts 3, 4, 5, 6, 9, 10, 11 and 12 on Plan 62R-17405, and shown on Appendix “A” attached to Report PED13149, be approved;
- (b) That the date(s) for commencement of construction be extended from July 19, 2013 to July 19, 2014 and that the date for completion of construction be extended from July 19, 2014 to July 19, 2015;
- (c) That the Mayor and Clerk be authorized and directed to execute all necessary documents in a form satisfactory to the City Solicitor.

**5. Bi-directional Bike Lane Pilot Project – South Side of Cannon Street, from Sherman Avenue to Bay Street (Item 9.2)**

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 Yes We Cannon 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 three-year pilot project preferably, but not excluded to, 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 are 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 Wards 1, 2 and 3 area rating capital reserves, along with appropriate sources to be identified by Public Works;
- (d) That staff report back to the General Issues Committee following completion of the pilot project;
- (e) That staff report back to the next appropriate meeting of the General Issues Committee with details of the costs and design.

**6. Request for Information (RFI) – Auchmar Estate (PED13151) (Ward 8)  
(Item 8.1)**

That staff be directed to proceed with a non-binding Request for Proposal (RFP) for the potential private use and/or sale of the Auchmar Estate.

**7. Declaration of Surplus and Sale of 241 Stuart Street, Hamilton, to Canadian National Railway Company (PW13067/PED13158) (Wards 1 and 2) (Item 8.2)**

- (a) That the subject land known as 241 Stuart Street, an irregular shaped 6.6 acre vacant industrial site situated adjacent to the Stuart Street Rail Yard and described as Parts 1 to 17 on Plan 62R-8505 and forming PIN 17580-0105 (LT) and Roll No. 251802012558450, as shown on Appendix "A" attached to Report PW13067/PED13158, be declared surplus to the requirements of the City of Hamilton in accordance with Procedural By-law for the Sale of Land, being By-law 04-299;
- (b) That an Offer to Purchase to be executed by Canadian National Railway Company, for the lands described in Recommendation (a), be approved and completed for the sale price of \$1,320,000 to be credited to Project Account No. 4030941910 (Street Snow Disposal);
- (c) That the deposit cheque in the amount of \$50,000, be held by the General Manager of Finance pending acceptance of this transaction;
- (d) That the sale price of \$1,320,000 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);
- (e) That the sum of \$20,000 from the sale proceeds be credited to Account No. 45408-3560150200 to recover expenses including Real Estate administration, appraisal fees and legal expenses;
- (f) That the City acquire/retain an easement across the lands to be sold to Canadian National Railway Company designated as Part 2 on Plan 62R-14660 for maintenance, repair and replacement of an existing 1200 mm combined sanitary/storm sewer;
- (g) That the City acquire/retain an easement across the lands to be sold to Canadian National Railway Company, yet to be designated on a reference plan, traversing the southerly portion of the property and being 6 to 8 metres in width, to form part of a multi-use trail connection between Bay Street North and Dundurn Park, as identified in the Setting Sail Secondary;

- (h) That as a condition of the land sale, the City stipulate and the Purchaser (Canadian National Railway Company) agrees to undertake, to construct an earth berm along the north side of the trail easement within two years of closing, to create a buffer between rail yard operations and the proposed multi-use trail and other land uses to the south, as envisioned by policies in the Setting Sail Secondary Plan;
- (i) That as a condition of the land sale, the Purchaser (Canadian National Railway Company), shall agree and acknowledge that the 150 metre setback from the Stuart Street Rail Yard, applicable to residential and other sensitive land uses, shall be measured from the existing limits of the rail yard, and in this respect, the Purchaser shall not interpret the area of the subject property as part of the rail yard (Class III Industrial Facilities);
- (j) That the City grant Canadian National Railway Company an Authority to Enter to conduct inspections, surveys and tests, and after all conditions are satisfied or waived and the purchase agreement is firm, to place, construct or erect any railway structure or infrastructure necessary as part of Canadian National Railway Company expansion project;
- (k) That the Mayor and City Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 268 of the Municipal Act, incorporating the following:
  - (i) That as required by Section 3 (a) of By-Law 04-299, the subject lands be declared surplus by inclusion in this Report to City Council;
  - (ii) An external appraisal of the fair market value of the real property intended to be sold was completed on July 3, 2013, and the sale price equates to the appraised value estimate; and,
  - (iii) That in accordance with the approved method of providing notice in the City of Hamilton By-Law No. 04-299 "Procedural By-Law for the Sale of Land", Section 12 (a) (5), notice to the public of the proposed sale of land, is given by inclusion of the land sale in a report of a Committee recommending to City Council the sale of the land.

**8. Report 13-002 of the Business Improvement Area Advisory Committee – August 20, 2013 (Item 8.3)**

**(i) Policing and Road Closures**

That staff be requested to report back to the October meeting of the Business Improvement Area Advisory Committee respecting road closure requirements, taking into consideration the concerns expressed by Committee members.

**(ii) Insurance Coverage for Business Improvement Areas**

That staff be directed to investigate the possibility of insurance coverage for the Business Improvement Areas through the City's insurance policy and report back to the Advisory Committee.

**9. Memorandum of Agreement - City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct - Update (CM13006(b)) (Ward 3) (Item 7.1(a))**

That Report CM13006(b) respecting "Memorandum of Agreement - City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct – Update" be received.

**10. Memorandum of Agreement - City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct - Update (CM13006(b)) (Ward 3) (Item 7.1(b))**

(a) That the Mayor be directed to confirm in writing to the Hamilton Wentworth District School Board that the City will contribute up to \$17 million towards 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;

(b) That \$9.45 million of the City's total contribution of \$17 million referred to in sub-section (a) above be funded as follows:

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

(iii)	Ward 3 Capital Reserve	\$ .5 million
(iv)	Proceeds received in 2013 from the 2010 Ontario Municipal Partnership Fund (OMPF) Reconciliation	\$2.85 million
(v)	Council's Strategic Reserve	<u>\$ 1.5 million</u>
		<u>\$9.45 million</u>

- (c) That the remaining financing of the City's contribution in the amount of \$7.55 million be funded from the "Hamilton Future Fund A";
- (d) That in conjunction with the construction of the joint secondary school/community centre project the City identifies and redevelops outdoor recreation space in the Stadium Precinct Area suitable for the replacement of Brian Timmis field and the playing fields displaced by the construction of the secondary school/community centre.

**11. Amending Agreement to Original Agreement between the Hamilton-Wentworth Catholic District School Board and the Corporation of the City of Stoney Creek dated July 18, 2000 for the Use of Premises at the Cardinal Newman High School for the Purpose of Operating the Saltfleet Library (Item 10.1)**

That the Amending Agreement surrendering the second floor portion of the Saltfleet Library to the Hamilton-Wentworth Catholic District School Board in exchange for the payment of \$530,000 be approved.

**12. Chedoke Twin Pad Arena (LS13026) (City Wide) (Item 12.2)**

- (a) That the City Solicitor be directed to take reasonable steps against outside legal counsel to recover costs incurred on the motion and appeal of the dismissal for delay with respect to the Chedoke Twin Pad Arena;
- (b) That the contents of Report LS13026 respecting "Chedoke Twin Pad Arena" remain confidential.

**13. Occupational Health and Safety Act Charges- April 9, 2013 (LS13029) (City Wide) (Item 12.3)**

That the contents of Report LS13029 respecting "Occupational Health and Safety Act Charges- April 9, 2013" remain confidential.



**FOR THE INFORMATION OF COUNCIL:**

**(a) CHANGES TO THE AGENDA (Item 1)**

**September 5, 2013**

The Clerk advised of the following changes:

**ADDED DELEGATION REQUEST**

**For Today's Meeting**

- 4.8 Request from John McGreal to speak to Items 7.1(a) and (b) on the Agenda respecting Memorandum of Agreement – City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct
- 4.9 Request from Larry Pattison on behalf of Friends of Jimmy Thompson Memorial Pool to present signatures and comments from Change.org petition respecting the future of Jimmy Thompson Pool

**OUTSTANDING BUSINESS LIST**

11.1 Items to be transferred to another Standing Committee:

- (b) Item U: Expansion of Community Improvement Initiatives – Piers 5, 20, 7 and 8

This item is to remain on the Outstanding Business List of the General Issues Committee with the due date to be revised from September 5, 2013 to December 4, 2013.

The agenda for the September 5, 2013 meeting of the General Issues Committee was approved as amended.

**September 9, 2013**

The Clerk advised of the following changes:

**ADDED NOTICE OF MOTION**

- 10.1 Amending Agreement to Original Agreement between the Hamilton-Wentworth Catholic District School Board and the Corporation of the City of Stoney Creek dated July 18, 2000 for the Use of Premises at the Cardinal Newman High School for the Purpose of Operating the Saltfleet Library

The agenda for the September 9, 2013 meeting of the General Issues Committee was approved as amended.

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

**None**

**(c) APPROVAL OF PREVIOUS MINUTES (Item 3.1)**

The Minutes of the General Issues Committee Meeting held on August 12, 2013, were approved as presented.

**(d) DELEGATION REQUESTS**

**(i) For Future Meeting**

The following delegation requests were approved:

- (i) Request from Jackie Stell-Buckingham, Director of Events, Project Director for the 2015 ISU World Synchronized Skating Championships, to attend the November 6, 2013 meeting of the General Issues Committee to provide an overview of plans for the 2015 ISU Championships to be hosted at Copps Coliseum, Hamilton
- (ii) Request from Patrick Deane, McMaster University, to attend the October 16, 2013 meeting of the General Issues Committee to provide an update of McMaster's activities, its work related to community engagement and development in the City

**(ii) For Today's Meeting**

The delegation requests from the following were approved, and the rules of order were suspended in order to allow the delegations to appear before the Committee at this meeting:

- (i) Request from Tim Progosh, Canadian Comedy Experience/ Canadian Comedy Foundation, respecting their 5-year strategy which includes bringing the Canadian Comedy Awards Festival and the permanent home of the Canadian Comedy Hall of Fame to Hamilton (Item 4.3)
- (ii) Request from Joe Accardi, The Green Smoothie Bar, respecting making Cannon Street a complete street (Item 4.4)

- (iii) Request from Matt Patricelli, on behalf of Young Entrepreneurs and Professionals – Hamilton Chamber of Commerce, to provide the Commerce's young professional viewpoint of "Complete Streets" and their impact the City's economic and social community (Item 4.5)
- (iv) Request from Denise O'Connor to speak with respect to Motion for bike lanes on Cannon Street (Item 9.2) (Item 4.6)
- (v) Request from Justin Jones, on behalf of "Yes We Cannon", to present petition and to speak in support of bike lanes on Cannon Street (Item 4.7)
- (vi) Request from John McGreal to speak to Items 7.1(a) and (b) on the Agenda respecting Memorandum of Agreement – City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct ) (Item 4.8)
- (vii) Request from Larry Pattison on behalf of Friends of Jimmy Thompson Memorial Pool to present signatures and comments from Change.org petition respecting the future of Jimmy Thompson Pool (Item 4.9)

**(e) CONSENT AGENDA**

- (i) Request for Extension of Building Covenants from The Green Method Inc. (Gaston Minetti and Maria Gordillo), Owners of 958, 962, 970 and 974 Beach Boulevard, Hamilton (PED13149) (Ward 5) (Item 5.4)**

Sub-section (b) was amended by deleting the second "July 19, 2013", and replacing it with "July 19, 2014" in lieu thereof, to read as follows:

"That the date(s) for commencement of construction be extended from July 19, 2013 to July 19, 2014 and that the date for completion of construction be extended from July 19, 2014 to July 19, 2015.

The Amendment CARRIED and the Main Motion, as amended, CARRIED.

See Item 4 for the disposition of this item.

**(f) PUBLIC HEARINGS/DELEGATIONS**

- (i) John D. Hall, Co-ordinator, Hamilton Harbour Remedial Action Plan, and Chris McLaughlin, Executive Director, Bay Area Restoration Council, to provide an update (Item 6.1)**

John Hall, Co-ordinator, Hamilton Harbour Remedial Action Plan, and Chris McLaughlin, Executive Director, Bay Area Restoration Council, appeared before the Committee to provide an update with respect to the work of the Bay Area Implementation Team on the Remedial Action Plan.

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.

Staff was requested to bring a report back to the appropriate standing committee which establishes a plan of action relative to ways that the City can better promote and market the local waterways, in consultation with the Bay Area Restoration Council and other stakeholders.

The presentation from John D. Hall, Co-ordinator, Hamilton Harbour Remedial Action Plan, and Chris McLaughlin, Executive Director, Bay Area Restoration Council, respecting the work of the Bay Area Implementation Team was received.

- (ii) Graham McNally and Philip Toms, Tactical Urbanism Hamilton, respecting what Tactical Urbanism is and how it can benefit the City (Item 6.2)**

Graham McNally and Philip Toms appeared before the Committee to speak about what Tactical Urbanism is and the work being done, in concert with City staff, and what Tactical Urbanism tries to achieve and its key components.

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.

The presentation from Graham McNally and Philip Toms, Tactical Urbanism Hamilton, respecting what Tactical Urbanism is and how it can benefit the City was received.

- (iii) **Tim Progosh, Canadian Comedy Experience/Canadian Comedy Foundation, respecting their 5-year strategy which includes bringing the Canadian Comedy Awards Festival and the permanent home of the Canadian Comedy Hall of Fame to Hamilton (Item 4.3/6.3)**

Tim Progosh, CEO of Comedy Holdings, and Scott Greenwood, Chief Creative Officer of Comedy Holdings, The Canadian Comedy Experience/Canadian Comedy Hall of Fame, appeared before the Committee to speak to the establishment of a Canadian Comedy Hall of Fame in Hamilton.

A presentation outline and Executive Summary were submitted to the Clerk for the public record and can be viewed on the City of Hamilton website.

The Committee was shown a video of Canadian-born comedians/entertainers expressing their support for the establishment of a Canadian Comedy Hall of Fame in Hamilton. Each member of the Committee was also provided with a USB key of the video.

The presentation from Tim Progosh and Scott Greenwood, Canadian Comedy Experience/Canadian Comedy Foundation, respecting their 5-year strategy which includes bringing the Canadian Comedy Awards Festival and the permanent home of the Canadian Comedy Hall of Fame to Hamilton was received.

The opportunities presented by the Canadian Comedy Experience/Canadian Comedy Foundation around Hamilton's role in bringing the Canadian Comedy Awards Festival to Hamilton in 2014 and establishing Hamilton as the permanent home of the Canadian Comedy Hall of Fame was referred to the City Manager for a report back to the General Issues Committee.

The Motion to Refer **CARRIED** on the following recorded vote:

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

**(ii) Joe Accardi, The Green Smoothie Bar, respecting making Cannon Street a “Complete Street” (Item 4.4/6.4)**

Joe Accardi, The Green Smoothie Bar, appeared before the Committee to talk about “Complete Streets” and the impact on what this means for Cannon Street.

Mr. Accardi requested that the Committee consider the psychology behind “Complete Streets”, and that changing the street is more than it appears. “Complete Streets” will allow residents to feel their neighbourhood, allow people to walk to businesses on James Street North and increase pedestrian traffic.

The presentation from Joe Accardi respecting making Cannon Street a “Complete Street” was received.

**(iii) Matt Patricelli, on behalf of Young Entrepreneurs and Professionals – Hamilton Chamber of Commerce, to provide the Commerce’s young professional viewpoint of “Complete Streets” and their impact the City’s economic and social community (Item 4.5/6.5)**

Derrick Doyle, Chair of the Young Entrepreneurs and Professionals (YEP) – Hamilton Chamber of Commerce, appeared before the Committee to speak to the huge financial impact and the economic and social benefits of “Complete Streets”, and to express YEP’s support of the “Yes We Cannon” project.

A copy of Mr. Doyle’s comments was submitted to the Clerk for the public record.

The presentation from Derek Doyle, on behalf of Young Entrepreneurs and Professionals – Hamilton Chamber of Commerce, respecting “Complete Streets” was received.

**(iv) Denise O’Connor to speak with respect to Motion for bike lanes on Cannon Street (Item 9.2) (Item 4.6/6.6)**

Denise O’Connor appeared before the Committee to speak in favour of the bi-directional bike lanes on Cannon Street and to support “Complete Streets”, and commented that Councillor Farr’s motion will improve the age-friendliness of the neighbourhoods along Cannon Street, provide an active transportation corridor and will help the children in the neighbourhoods get to school safely, maybe even on bikes, and encouraging families to be more active.

A copy of Ms. O’Connor’s comments was submitted to the Clerk for the public record.

The presentation from Denise O'Connor respecting bi-direction bike lanes and "Complete Streets" was received.

(v) **Justin Jones, on behalf of "Yes We Cannon", to present petition and to speak in support of bike lanes on Cannon Street (Item 4.7/6.7)**

Justin Jones, Leshia Knopf, Kevin Makins and David Stephens, representing "Yes We Cannon", appeared before the Committee to speak in support of bi-directional bike lanes on Cannon Street.

The Committee was provided with a presentation which can be accessed on the "Yes We Cannon" website at [http://prezi.com/v4o6\\_xfibggt/yes-we-cannon-council-presentation/](http://prezi.com/v4o6_xfibggt/yes-we-cannon-council-presentation/).

The Committee was also distributed with a "Cannon Street Fact Sheet – Why Bike Lanes?" demonstrating the benefit of bike lanes. A copy of this material was also submitted to the Clerk for the public record.

The presentation from the "Yes We Cannon" delegation in support of bi-directional bike lanes on Cannon Street was received.

**9.2 Bi-directional Bike Lane Pilot Project – South Side of Cannon Street, from Sherman Avenue to Bay Street (Item 9.2)**

The recommendations contained in Motion 9.2 were amended as follows:

- (a) That sub-section (a) be amended as follows:
  - (a)(i) by including "three-year" prior to the word, "pilot",
- (b) That the following be added as Sub-section (d):
  - (d) That staff report back to the General Issues Committee following completion of the pilot project.

The Amendment CARRIED and the Main Motion, as amended, CARRIED.

THE recommendations contained in Motion 9.2 were further amended as follows:

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

- (e) That staff report back to the next appropriate meeting of the General Issues Committee with details of the costs and design.

The Amendment CARRIED and the Main Motion, as further amended, CARRIED.

The recommendations contained in Motion 9.2 were further amended as follows:

- (a) That sub-section (a), as amended, be further amended by adding the words, "preferably, but not excluded to" following the word, "project";
- (b) That sub-section (c) be amended by including the words, "Wards 1, 2 and 3" preceding the words, "area rating".

The Amendment CARRIED.

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

Yeas:	Clark, Pearson, Johnson, Pasuta, Partridge, Farr, Whitehead, Jackson, Collins, Merulla, Morelli, McHattie
Total Yeas:	12
Nays:	0
Absent:	Bratina, Ferguson, Powers, Duvall
Total Absent:	4

See Item 5 for the disposition of this item.

- (v) **John McGreal to speak to Items 7.1(a) and (b) on the Agenda respecting Memorandum of Agreement – City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct (Item 4.8/6.8)**

John McGreal appeared before the Committee as a concerned taxpayer for governments' prudent use of public monies and spoke to why partnering with the Hamilton-Wentworth District School Board is not a good fit for green spaces, Scott park Arena, etc.

A copy of Mr. McGreal's comments was submitted to the Clerk for the public record.

The presentation from John McGreal respecting Memorandum of Agreement – City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct was received.



- (vi) **Larry Pattison on behalf of Friends of Jimmy Thompson Memorial Pool to present signatures and comments from Change.org petition respecting the future of Jimmy Thompson Pool (Item 4.9/6.9)**

Larry Pattison appeared before the Committee on behalf of Friends of Jimmy Thompson Memorial Pool to speak specifically about the Jimmy Thompson Memorial Pool and its historical and heritage significance, and to encourage the decision makers to broaden discussions regarding the future of this nationally symbolic facility, and to preserve at least one facility on the Scott Park grounds.

The presentation from Larry Pattison on behalf of Friends of Jimmy Thompson Memorial Pool respecting Jimmy Thompson Pool was received.

(g) **PRESENTATIONS**

- (i) **Memorandum of Agreement – City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct (Items 7.1(a) and (b))**

Chris Murray, City Manager, Paul Johnson, Director of Neighbourhood Development Strategies, and Chris Herstek, Director of District Recreation Operations, appeared before the Committee and presented a PowerPoint presentation which spoke to the following:

- Chronology of events
- Today's Updates
- City/School Board Liaison Committee Meeting held on August 29, 2013 at the School Board offices
- Joint Project at Scott Park
- New High School – Background
- Vision for the New North School
- Partnership Synergies
- New Recreation Centre and Seniors Centre
- New Recreation Facilities
- Recreation Program Opportunities
- Partnership History
- Working Together
- Examples of Other Joint Projects (Erin Mills-Mississauga; HABER Recreation Centre – Burlington)
- Key Learnings – Joint Projects
- Jimmy Thompson Pool
- Funding

- Memorandum of Agreement
- Next Steps

John Malloy, Director of Education, and representatives of the Hamilton-Wentworth District School Board were in attendance to respond to questions of the Committee.

The presentation respecting “Memorandum of Agreement – City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct ” was received.

Councillor B. Clark put the following motion forward:

- (a) That the construction of a seniors’ recreation/community centre in the lower city, and specifically in the Pan Am Stadium Precinct, be approved;
- (b) That staff be directed to bring a report back to the General Issues Committee with details of funding sources and options.

The motion was withdrawn by the mover as there was no seconder.

Report CM13006(a) respecting “Memorandum of Agreement – City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct – Update” was lifted from the table.

Sub-section (b) of Report CM13006(a) respecting “Memorandum of Agreement – City of Hamilton and Hamilton-Wentworth District School Board for a New Secondary School and Community Centre in the Pan Am Stadium Precinct – Update” was deleted in its entirety and replaced with the following sub-sections (b) and (c) in lieu thereof, and the balance of the sections re-numbered accordingly:

- (b) That \$9.45 million of the City’s total contribution of \$17 million referred to in sub-section (a) be funded as follows:
  - (i) Capital Project for the Central City Seniors and Community Centre \$ 1.2 million
  - (ii) Future Development Charges \$ 3.4 million
  - (iii) Ward 3 Capital Reserve \$ .5 million

(iv)	Proceeds received in 2013 from the 2010 Ontario Municipal Partnership Fund (OMPF) Reconciliation	\$2.85 million
(v)	Council's Strategic Reserve	<u>\$ 1.5 million</u>
		<u>\$9.45 million</u>

- (c) That the remaining financing of the City's contribution in the amount of \$7.55 million be funded from the "Hamilton Future Fund A".

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

Yeas: Farr, Morelli, Merulla, Collins, Jackson, Whitehead  
Total Yeas: 6  
Nays: Bratina, Johnson, Pearson, Clark  
Total Nays: 4  
Absent: McHattie, Duvall, Partridge, Pasuta, Powers, Ferguson  
Total Absent: 6

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

Yeas: Farr, Morelli, Merulla, Collins, Jackson, Whitehead  
Total Yeas: 6  
Nays: Bratina, Johnson, Pearson, Clark  
Total Nays: 4  
Absent: McHattie, Duvall, Partridge, Pasuta, Powers, Ferguson  
Total Absent: 6

See Item 10 for the disposition of this item.

**(h) DISCUSSION ITEMS**

**(i) Request for Information (RFI) – Auchmar Estate (PED13151) (Ward 8) (Item 8.1)**

The recommendation contained in Report PED13151 was amended by adding the words, "non-binding" preceding the words, "Request for Proposal".

The Amendment **CARRIED** and the Main Motion, as amended, **CARRIED**.

See Item 6 for the disposition of this item.

(i) **MOTIONS**

- (i) **Bi-directional Bike Lane Pilot Project – South Side of Cannon Street, from Sherman Avenue to Bay Street (Item 9.2)**

See Item 5 for the disposition of this item.

- (ii) **Financing of Pan Am Stadium Precinct (Ward 3) (Item 9.1)**

See Item 10 for the disposition of this item.

(j) **NOTICES OF MOTION (September 9, 2013)**

Councillor M. Pearson introduced the following Notice of Motion:

- (i) **Amending Agreement to Original Agreement between the Hamilton-Wentworth Catholic District School Board and the Corporation of The City of Stoney Creek, dated July 18th, 2000, for the Use of Premises at the Cardinal Newman High School for the Purpose of Operating the Saltfleet Library**

Whereas the Saltfleet Branch of the Hamilton Public Library has operated in leased space in Cardinal Newman Secondary School since 2000, comprising of 11,882 square feet on the First Floor and 3,600 feet on the Second Floor; and,

Whereas on June 19, 2013, the Hamilton Public Library Board approved that the Chief Librarian was authorized to enter into an agreement with the Hamilton-Wentworth Catholic District School to surrender the Second Floor space; and,

Whereas in consultation with City of Hamilton staff, the Chief Librarian reached an agreement with the Hamilton-Wentworth Catholic District School Board.

Therefore Be It Resolved:

That the Amending Agreement surrendering the second floor portion of the Saltfleet Library to the Hamilton-Wentworth Catholic District School Board in exchange for the payment of \$530,000 be approved.

The Rules of Order WERE waived to allow the introduction of a motion respecting Amending Agreement to Original Agreement between the Hamilton Wentworth Catholic District School Board and the Corporation of The City of Stoney Creek, dated July 18th, 2000, for the use of premises at the Cardinal Newman High School for the purpose of operating the Saltfleet Library.

See Item 13 for the disposition of this item.

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

**(i) Outstanding Business Items List**

- (aa) The due dates for the following items on the Outstanding Business List were revised as follows:

Item G: Removal of Fill from Toxic Contaminated Site at Hamilton Airport

Due Date: September 5, 2013

Revised Due Date: November 6, 2013

Item U: Expansion of Community Improvement Initiatives – Piers 5, 20, 7 and 8

Due Date: September 5, 2013

Revised Due Date: December 4, 2013

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

Item U: Expansion of Community Improvement Area for Mount Hope/Hamilton International Airport Gate-way Area (GIC - August 12, 2013)

Item S: Proposed Use Concept Plan – Auchmar Estates (GIC – September 5, 2013)

**(l) PRIVATE & CONFIDENTIAL (September 9, 2013)**

**(i) Closed Session Minutes – August 12, 2013 (Item 12.1)**

The Minutes of the Closed Session Meetings of the General Issues Committee held on August 12, 2013, were approved and will remain confidential and restricted from public disclosure.

The Committee moved into closed Session at 12:07 p.m. pursuant to Sub-sections (e) and (f) of the City of Hamilton Procedural By-law and Section 239.2 of the Municipal Act as the subject matters pertain to:

- (e) litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board; and
- (f) the receiving advice that is subject to solicitor-client privilege, including communications necessary for that purpose respecting Chedoke Twin Pad Arena (LS13026)

and

- (e) litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board respecting Occupational Health and Safety Act Charge – April 9, 2013 (LS13029).

The Committee reconvened in Open Session at 1:07 p.m.

**(ii) Chedoke Twin Pad Arena (LS13026) (Item 12.2)**

See Item 12 for the disposition of this item.

The Motion **CARRIED** on the following recorded vote:

Yeas:	Clark, Pearson, Ferguson, Partridge, Farr, Whitehead, Duvall, Jackson, Merulla
Total Yeas:	9
Nays:	Powers
Total Nays:	1
Absent:	Bratina, McHattie, Morelli, Collins, Pasuta, Johnson
Total Absent:	6

**(iii) Occupational Health and Safety Act Charge – April 9, 2013 (LS13029) (Item 12.3)**

See Item 13 for the disposition of this item.

The Motion **CARRIED** on the following recorded vote:

Yeas:	Clark, Pearson, Powers, Partridge, Farr, Whitehead, Duvall, Jackson, Merulla
Total Yeas:	9
Nays:	Ferguson
Total Nays:	1
Absent:	Bratina, McHattie, Morelli, Collins, Pasuta, Johnson
Total Absent:	6

**(I) PROCEDURAL MATTERS**

- (i) **Tim Progosh, Canadian Comedy Experience/Canadian Comedy Foundation, respecting their 5-year strategy which includes bringing the Canadian Comedy Awards Festival and the permanent home of the Canadian Comedy Hall of Fame to Hamilton (Item 4.3/6.3)**

The five-minute time limit allowed for presentations as per the City's Procedural By-law was waived for the above-noted delegation.

(ii) **Bi-directional Bike Lane Pilot Project – South Side of Cannon Street, from Sherman Avenue to Bay Street (Item 9.2)**

Item 9.2 respecting the above-noted matter was moved up on the agenda to be dealt with following the delegations who presented on this issue.

(iii) The Committee reconvened at 2:50 p.m. following a break.

(iv) **Loss of Quorum**

Due to loss of quorum, the meeting recessed at 7:01 p.m.

The General Issues Committee reconvened at 11:30 a.m. on Monday, September 9, 2013 to consider the items listed under the Private and Confidential Section of the September 5, 2013 General Issues Committee agenda.

(m) **ADJOURNMENT**

There being no further business, the Committee adjourned at 1:11 p.m. on Monday, September 9, 2013. **CARRIED.**

Respectfully submitted

Councillor J. Farr  
Deputy Mayor

Carolyn Biggs  
Legislative Co-ordinator  
Office of the City Clerk