



GENERAL ISSUES COMMITTEE

MINUTES 12-035

9:30 a.m.

Wednesday, December 5, 2012

Council Chambers

Hamilton City Hall

71 Main Street West

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

Absent with Regrets: Councillor B. McHattie – Vacation

THE FOLLOWING ITEMS WERE REPORTED TO COUNCIL FOR CONSIDERATION:

- 1. Concession Street Business Improvement Area (BIA) Revised Board of Management (PED10250(b)) (Wards 6 and 7) (Item 5.1)**

(Pearson/Powers)

That Steve Vucko be appointed to the Concession Street Business Improvement Area (BIA) Board of Management. **CARRIED**

- 2. International Village Business Improvement Area (BIA) – Proposed Budget and Schedule of Payment for 2013 (PED12242) (Wards 2 and 3) (Item 5.2)**

(Pearson/Powers)

(a) That the 2013 Operating Budget for the International Village Business Improvement Area (BIA) (attached as Appendix "A" to Report PED12242), in the amount of \$140,000, be approved;

(b) That the levy portion of the Operating Budget for the International Village Business Improvement Area (BIA), in the amount of \$140,000, be approved;

- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2013 Budget as referenced in recommendation (b) above;
- (d) That the following schedule of payments for 2013 be approved:

January	\$70,000
June	\$70,000

Note: Assessment appeals may be deducted from the levy payments.

CARRIED

3. Downtown Hamilton Business Improvement Area (BIA) – Proposed Budget and Schedule of Payment for 2013 (PED12244) (Ward 2) (Item 5.3)

(Pearson/Powers)

- (a) That the 2013 Operating Budget for the Downtown Hamilton Business Improvement Area (BIA) (attached as Appendix “A” to Report PED12244), in the amount of \$364,800, be approved;
- (b) That the levy portion of the Operating Budget for the Downtown Hamilton Business Improvement Area (BIA), in the amount of \$275,000, be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2013 Budget as referenced in recommendation (b), above;
- (d) That the following schedule of payments for 2013 be approved:

January	\$68,750
April	\$68,750
July	\$68,750
October	\$68,750

Note: Assessment appeals may be deducted from the levy payments.

CARRIED

4. Infrastructure Ontario (IO) Surplus Land – Project 8874 – Located at 2 Zellens Road, described as Lot 8, Plan 836, in the Former Town of Dundas, now City of Hamilton (PED12236) (Ward 13) (Item 5.4)

(Pearson/Powers)

- (a) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to advise Infrastructure Ontario that the City of Hamilton has **no** interest in acquiring their land located at 2 Zellens Road, described as Lot 8, Plan 836, in the former Town of Dundas, now City of Hamilton, as shown on Appendix “A” attached to Report PED12236;
- (b) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to advise Infrastructure Ontario of the City of Hamilton’s requirements to the development of the site identified in Appendix “B”, attached to Report PED12236. **CARRIED**

5. Declaration of Surplus Property and Sale of Vacant Land – 2791 King Street East, Hamilton (PED12243) (Ward 5) (Item 5.5)

(Pearson/Powers)

- (a) That the property municipally known as 2791 King Street East, legally described as part of Lot 28, Concession 3, former Township of Saltfleet, being composed of part of Part 1 on Plan 62R-17856, comprising an area of approximately 650 square metres (6,996 square feet) on the north limit of King Street East and the west limit of Owen Place, identified as PIN 17299-0102(LT) and Roll No. 251805044207090, as shown on Appendix “A” attached to Report PED12243, 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. **CARRIED**

6. **License Renewal between City of Hamilton and Binbrook Agricultural Society (BAS), 2600 Highway 56, Binbrook Memorial Hall (PED12237) (Ward 11) (Item 5.6)**

(Pearson/Powers)

- (a) That an existing License Agreement between the City and the Binbrook Agricultural Society (BAS) for the premises commonly known as the Binbrook Memorial Hall, identified as Parcel "A" on Appendix "A" attached to Report PED12237, be renewed for a period of ten (10) years from January 1, 2013 to December 31, 2023, with an option to renew for a further term of ten (10) years;
- (b) That a portion of the Binbrook Lion's Park, held by the City, identified as Parcel "B" on Appendix "A" attached to Report PED12237, be licensed to the Binbrook Agricultural Society for a period of three (3) days per annum for the purpose of facilitating the annual Binbrook Agricultural Fair through the years 2013 to 2023, with the option to renew for a further term of ten (10) years;
- (c) That the premises identified as Parcel "C" on Appendix "A", attached to Report PED12237, be licensed to the Binbrook Agricultural Society for periodic parking for a term of ten (10) years from January 1, 2013 to December 31, 2023, with an option to renew for a further term of ten (10) years;
- (d) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to complete the License Agreement for the subject lands, in accordance with the terms set out in Report PED12237 and with By-law 04-299;
- (e) That the Mayor, General Manager of Finance and Corporate Services and City Clerk be authorized and directed to execute the License in a form satisfactory to the City Solicitor. **CARRIED**

7. **Vision 2020 Sustainability Indicators Report 2012 (CM12019) (City Wide) (Item 5.7)**

(Pearson/Powers)

That Report CM12019 respecting Vision 2020 Sustainability Indicators Report 2012 be received. **CARRIED**

8. Capital Projects' Status and Closing Report as of September 30, 2012 (FCS12074(a)) (City Wide) (Item 5.8)

(Pearson/Powers)

- (a) That the September 30th, 2012, Capital Projects' Status and Projects' Closing Report and the attached Appendices A, B, C, D, and E to Report FCS12074(a) for the Tax Levy and the Rate Supported capital projects be received;
- (b) That the General Manager of Finance & Corporate Services be directed to close the completed capital projects listed in Appendix B to Report FCS12074(a) in accordance with the Capital Closing Policy and that the net transfers be applied as listed below and as detailed by project in Appendix B to Report FCS12074(a):

Summary of Net Transfers

<u>Dedicated Reserves/Projects</u>	\$ To\From)
Rate Reserves	7,060,000
Unallocated Capital Levy Reserve	273,054
Net Transfers	<u>7,333,054</u>
	CARRIED

9. Update on Immigration Initiatives within the City of Hamilton (CS12037/C12018/PED12223) (City Wide) (Item 5.9)

(Pearson/Powers)

That Report CS12037/C12018/PED12223 respecting Update on Immigration Initiatives within the City of Hamilton be received. **CARRIED**

10. Water, Wastewater and Stormwater Rate Structure Review Report (Outstanding Business List Item) (FCS11025(c)) (City Wide) (Item 7.1)

(Partridge/Ferguson)

- (a) That the "Rate Structure Review Recommended Scope of Work" as outlined in Appendix "B" to Report FCS11025(c) be approved with staff to report back to Committee with a recommended rate structure by June 2013;
- (b) That a proposed Water/Wastewater User Service Fee and Charges Policy be developed with staff to report back to the Audit, Finance and Administration Committee by June 2013. **CARRIED**

**11. Tourism and Culture Division Restructuring (PED12241) (City Wide)
(Item 7.2)**

(Clark/Jackson)

- (a) That one FTE from the Community Services Department be transferred to the Tourism and Culture Division, Planning and Economic Development Department;
- (b) That one FTE from the Economic Development Division be transferred to the Tourism and Culture Division, Planning and Economic Development Department;
- (c) That the confidential Appendix B to Report PED12241 respecting the 2012 Tourism and Culture Organizational Restructuring remain confidential as the subject pertains to personal matters about identifiable individuals. **CARRIED**

**12. Community Economic Development (CED) Strategy (PED12189) (City Wide)
(Item 8.1)**

(Collins/Clark)

- (a) That a Community Economic Development (CED) Strategy be investigated and developed through a consultation process with stakeholders (i.e. Hamilton Roundtable for Poverty Reduction, organizations involved in social enterprise, etc.) from the community, and that the CED strategy be subject to the review and approval by City Council;
- (b) That, in order to test a Community Economic Development (CED) Strategy, a three-year pilot project be formulated in a geographically defined neighbourhood, chosen by Council, and that staff from the City Manager's Office, Planning and Economic Development, Community Services and Corporate Services Departments be involved on an "as needed" basis to ensure successful development of this special project. **CARRIED as amended**

13. Donation of Gandhi Statue (PED12240) (City Wide) (Outstanding Business List Item) (Item 8.2)

(Clark/Farr)

- (a) That the Mahatma Gandhi Statue, gifted by the Government of India to the City of Hamilton, be located on the grounds of City Hall, as shown in Appendix "A" to Report PED12240;
- (b) That the costs of installing the Mahatma Gandhi Statue be funded from Capital Project ID 7101058710 – Monuments. **CARRIED**

14. **Lease Extension for Public Health Services – 35 King Street East/1 Hughson Street North – Park Place Real Estate Limited Partnership (PED12013) (Ward 2) (Item 8.4)**

(Pearson/Jackson)

- (a) That a lease extension with Park Place Real Estate Limited Partnership for the premises occupied by Public Health Services in the Right House, municipally known as 35 King Street East/1 Hughson Street North, Hamilton, be approved with the following conditions:
- (i) **Extended Term:** From March 31, 2013 to June 30, 2014;
 - (ii) **Property:** 35 King Street East/1 Hughson Street North, Hamilton, comprising Suites 202 and 204 on the second floor (storage space) and 32,713 square feet of office space distributed across floors 3, 4 and 6;
 - (iii) **Rental Rate:** The City shall continue to pay rent based on \$19.50 per square foot plus H.S.T. for the area occupied as office space. The second floor storage space will also remain at the current rent which is \$6.00 per square foot plus H.S.T.;
 - (iv) **Operating Costs:** The City shall be responsible for its share of the actual operating costs over the 2007 Base Year;
- (b) That all rent and operating costs be funded from Account No. 791403-55358;
- (c) That Legal Services be authorized to prepare a by-law under Section 110 of the Municipal Act to designate the leased space as a Municipal Capital Facility, thereby exempting the City from payment of realty taxes; and,
- (d) That the Mayor, General Manager of Finance and Corporate Services and City Clerk be authorized and directed to execute the Lease in a form satisfactory to the City Solicitor. **CARRIED**

15. **Hamilton Waterfront Trust Update – GST Audit and Operating Losses (FCS12092) (City Wide) (Outstanding Business List Item) (Item 8.5)**

(Clark/Collins)

That Report FCS12092 respecting Hamilton Waterfront Trust Update – GST Audit and Operating Losses be received. **CARRIED**

16. **Red Hill Business Park Transit Service (PW12100/PED12249) (Ward 11)
(Item 8.6)**

(Jackson/Partridge)

- (a) That the General Manager of Public Works be authorized to modify the existing TransCab service supplied to Canada Bread and Countrywide Recycling, such that service is provided through a dedicated shuttle vehicle, effective December 1, 2012 until June 2013, at an unbudgeted cost of \$127,000, to be funded from the Tax Stabilization Reserve;
- (b) That a Service Enhancement Request be submitted for Council's consideration within the 2013 budget deliberations, recommending replacement of the dedicated shuttle vehicle service to Canada Bread and Countrywide Recycling effective June 2013, with an extension of fixed route bus service serving the entire Red Hill Business Park. **CARRIED**

17. **Report 12-002 of the Open for Business Sub-Committee – November 28, 2012 (Item 8.7)**

(a) “Open for Business” Sub-Committee - Report of Preliminary Findings and “Open for Business” Action Plan (PED12164(a)) (City Wide)

(Pearson/Jackson)

- (i) That items listed as “*Actions Items*”, as outlined in Appendix “A” to Report PED12164(a) entitled “*Open for Business Action Plan*”, hereto attached, be endorsed.
- (ii) That staff be directed to include all “*Action Items*”, as outlined in Appendix “A” to Report PED12164(a), (hereto attached) into the 2013 Planning and Economic Development Departmental Business Plan and/or the respective 2013 Divisional Work Plans, with identified deadlines and staff leads;
- (iii) That staff formalize the Staff Working Group, to act as a resource for the “*Open for Business*” Sub-Committee, as referred to in Item 1.15 of the “*Open for Business Action Plan*” ;
- (iv) That Items 8.4, 9.1, and 9.3 of the “*Open for Business Action Plan*”, which focus specifically on the “*Open for Business*” issues of the City of Hamilton website, be referred to the Corporate Web Strategy team;
- (v) That Item 12.1 of the “*Open for Business Action Plan*”, regarding recommended new fees for Planning Applications and Engineering Services, be referred to the Planning Committee for consideration;

- (vi) That the “General Scope of Committee Work and Deliverables”, as detailed in the “*Open for Business*” Sub-Committee Terms of Reference, attached as Appendix “B” to Report PED12164(a) (hereto attached), as approved on December 15, 2011, be deemed complete;
- (vii) That the “*Open for Business*” Sub-Committee continue in support of the approved mandate and objectives, with meetings to be arranged on a bi-annual basis, or at the call of the Committee chair. **CARRIED**

(b) Business Licensing Fee Review (PD01104(g)) (City Wide)

(Pearson/Jackson)

That Item 2 of Report 12-004 of the Open for Business Sub-Committee respecting Business Licensing Fee Review be referred to the January 15, 2013 meeting of the Planning Committee to obtain clarification on the fees and fee structure, and to address concerns expressed at the December 4 meeting of the Planning Committee. **CARRIED**

18. Gaming Facility Proposal Sub-Committee Report 12-004 – November 30, 2012 (Item 8.8)

(a) Public Education Forum

(Whitehead/Duvall)

That in the absence of a virtual town hall meeting not being possible at the City Hall, that one additional public education forum be held on Hamilton Mountain. **CARRIED as amended**

(b) Correspondence received from Matt Jelly on behalf of the Central Neighbourhood Association expressing opposition to a gaming facility being placed in the Central neighbourhood and/or the downtown core

(Farr/Clark)

That the correspondence from Matt Jelly, on behalf of the Central Neighbourhood Association, expressing opposition to a gaming facility being placed in the Central neighbourhood and/or the downtown core, attached hereto as Appendix “A”, be received. **CARRIED**

19. Landscape Maintenance for Grounds and Public Parks surrounding National Historic Sites under the City's Stewardship (Item 9.1)

(Farr/Collins)

Whereas the grounds and public parks surrounding the national historic sites under the City's stewardship (Dundurn, Battlefield, Whitehern and Steam Museum) include important heritage landscapes much appreciated by Hamiltonians and visitors;

And Whereas several of these landscapes have been restored to their historical appearance and maintenance manuals have been developed to guide their preservation;

And Whereas the Parks and Cemetery Division and the Forestry and Horticulture Division of Public Works maintain the grounds to a high standard; however, resources are lacking to preserve the grounds to the highest levels of historical accuracy in all instances.

Therefore Be It Resolved:

That a request for a \$50,000 increase to the Tourism and Culture Division operating budget for the purposes of ensuring that these landscapes remain as showpieces and visitor attractions for Hamilton be referred to the 2013 budget deliberations.

CARRIED

20. Declaration of Surplus Property – 50 Main Street East, Hamilton (Old Court House) (Ward 2) (Item 9.2)

(Collins/Farr)

- (a) That Real Estate staff initiate proceedings to declare 50 Main Street East (Old Courthouse) as surplus;
- (b) That in the event the property is declared surplus, that McMaster University, current and long-time tenant at 50 Main Street East, be given first right of refusal to purchase this surplus property at fair market value;
- (c) That in the event the property is declared surplus and McMaster University does not exercise its first right of refusal, staff be authorized and directed to negotiate the sale of the subject lands;
- (d) That in the event of the sale of 50 Main Street East, that the proceeds of the transaction be deposited into the Unallocated Capital Reserve and earmarked as a possible funding source for the purchase of surplus School Board properties or replacement accommodations for Provincial Offences Administration offices;

- (e) That in the event of the sale of 50 Main Street East, Corporate Facilities staff report back to the General Issues Committee on the feasibility of closing the following Work-in-Progress (WIP) accounts:
 - (i) Facility Upgrade – Courthouse – 50 Main Street East
Account No. 3541041019
Balance as at August 31, 2012: \$261,185.96
 - (ii) Courthouse Parking Improvements – 50 Main Street East
Account No. 3540941932
Balance as at August 31, 2012: \$411,642.01
 - (iii) Old Courthouse Facility Upgrade
Account No. 3540741733
Balance as at August 31, 2012: \$161,865.86
 - (iv) McMaster Facility Capital Replacement Reserve
Account No. 108039
Balance: \$231,787 (2012 Projected) **CARRIED as amended**

**21. City v. Metcalfe Mansfield Corp. et al (FCS09066(d)/LS09006(d) (City Wide)
(Item 12.2)**

(Pearson/Jackson)

That Report FCS09066(d)/LS09006(d) respecting City v. Metcalfe Mansfield Corp. et al be received and that the contents remain confidential. **CARRIED**

**22. Land Acquisition – 90 Pritchard Road, Hamilton (PW12093/PED12246) (Ward 6)
(Item 12.3)**

(Jackson/Johnson)

- (a) That an Option to Purchase executed by Christine Dwyer and scheduled to close on February 19, 2013, to purchase lands legally described as Part of Lot 1, Concession 7, in the Former Township of Barton, now in the City of Hamilton, as in Instrument Number HL 107382, being all of PIN 16933-0012(LT), known municipally as 90 Pritchard Road, Hamilton, shown on Appendix “A” attached to report (PW12093/PED12245), be approved and completed at the purchase price of \$301,000;
- (b) That the financial details remain confidential until the completion of the transaction and that the balance of Report (PW12093/PED12245) not be released as a public document, following approval by City Council;

- (c) That the budget for the purchase of the property listed in Recommendation a) and all associated costs, totaling \$384,000 be funded from the City's Capital Project account No. 44006566660 and 44008566660;
- (d) That, as consideration, the amount of \$2, paid to the owners pursuant to the agreement, be deducted from the purchase price;
- (e) That the completion of this Option to Purchase is conditional upon the City being permitted a period of 60 days from the date of acceptance of the Option to Purchase, to enter on the property for the purpose of carrying out environmental inspections, investigations and testing pursuant to the Authority to Enter provided by the owner to the City. Following these investigations, should the City not be satisfied with these findings, the City may terminate this agreement;
- (f) That the Mayor and Clerk be authorized and directed to execute and necessary documents, in a form satisfactory to the City Solicitor;
- (g) That the related maintenance costs for 90 Pritchard Road be expensed within the existing 2012 Maintenance and Operating Budget and noted as an unfunded expenditure for 2012 and further that the full years operating expense of \$1,820 be included as an operating pressure to the 2013 Operations and Maintenance budget submission. **CARRIED**

**23. City of Hamilton Interest in Bishop Ryan School Board Lands (Ward 5)
(Item 12.4)**

(Collins/Jackson)

- (a) That Real Estate staff be authorized and directed to submit a bona fide offer to the Hamilton-Wentworth District Catholic School Board to purchase an area of approximately 3 acres of land at the Bishop Ryan Secondary School municipally known as 50 Albright Road, Hamilton, at fair market value;
- (b) That the Mayor and City Clerk be authorized and directed to execute all necessary documents in a form satisfactory to the Acting City Solicitor;
- (c) That the General Manager of Corporate Services be requested to report back to the General Issues Committee with a funding source for this purchase.

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

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

ADDED DISCUSSION ITEM

- (i) Red Hill Business Park Transit Service (PW12100/PED12249) (Ward 11)
(Added Item 8.6)
- (ii) Report 12-002 of the Open for Business Sub-Committee – November 28, 2012 (Added Item 8.7)
- (iii) Report 12-004 of the Gaming Facility Proposal Sub-Committee – November 30, 2012 (Added Item 8.8)

ADDED MOTIONS

- (iv) Declaration of Surplus Property – 50 Main Street East, Hamilton (Old Court House) (Added Item 9.2)

(Merulla/Farr)

That the agenda be approved, as amended.

CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

None

(c) APPROVAL OF PREVIOUS MINUTES

(Pasuta/Bratina)

- (i) That the Clerk's Minutes of the September 13, 2012 General Issues Committee meeting be approved, as presented. **CARRIED**

(Powers/Johnson)

- (ii) That the October 29, 2012 Minutes of the General Issues Committee meeting be approved, as presented. **CARRIED**

(d) DELEGATION REQUESTS

(Powers/Johnson)

That the delegation request from Ryan Moran, Hamilton HIVE, respecting policy directions from 2nd Annual HIVE X Young Professional Conference, be approved. **CARRIED**

(e) PUBLIC DELEGATIONS/HEARINGS

(i) Nic Schulz, Director of Outreach, Social and Environmentally Responsible Aggregates/Aggregate Forum of Ontario (SERA/AFO) (Item 6.1)

Nic Schulz, Director of Outreach, Cornerstone Standards Council, appeared before the Committee to make the City aware of this organization and its functions. With the assistance of a power point presentation, Mr. Schulz spoke to the following:

- Why certification? Why now?
- Outcomes of resource sector conflicts
- CSC Aggregate Standards – what it can mean for municipalities
- Why draft standards
- Consultation
- How to be heard – providing input
- CSC Merger of SERA and AFO
- Background to CSC Merger
- CSC's Board of Directors
- CSC's Standards Development Panel
- Contacts

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

(Partridge/Pasuta)

That the presentation from Nic Schulz, Director of Outreach, Cornerstone Standards Council, respecting their organization and function, be received. **CARRIED**

(ii) Craig Foye, Hamilton Community Legal Clinic, (Item 6.2)

Craig Foye, Staff Lawyer, Hamilton Community Legal Clinic, appeared before the Committee to express the clinic's support for the staff recommendation respecting a community economic development strategy pilot project and to express the clinic's recommendation that the City include "pro-poor" or poverty reduction economic development strategies in the City Economic Development Strategy.

A copy of Mr. Foye's comments was submitted to the Clerk for the public record and is available for viewing on the City of Hamilton website.

(Bratina/Whitehead)

That the presentation from Craig Foye, Staff Lawyer, Hamilton Community Legal Clinic, respecting Pro-Poor and Community Economic Development Strategies, be received. **CARRIED**

(iii) Christine Gibson respecting Accountability and Transparency (Item 6.3)

Christine Gibson appeared before the Committee respecting the Accountability and Transparency (A&T) Committee and more specifically, the Committee's review of legislation to create a lobbyist registry. Her comments included, but were not limited to, the following:

- A&T appears to have stopped meeting
- When the Committee met in October 2011, it was recommended that the City's Legal staff meet with the City of Toronto and the Integrity Commissioner of Ontario to gather information and feedback respecting the initiation of a mandatory lobbyist registry
- When will A&T meet again to discuss this issue
- In the interim, it would seem prudent for Councillors to keep track of meetings with representatives of various business groups and provide information to the public e.g., all residents have a right to know when Councillors are meeting with representatives of large companies such as Enbridge
- Why would anyone want relations with corporate partners to be cloaked in secrecy
- Options for Councillors when requested to meet include refuse to meet, create a lobbyist registry or continue to meet with business representatives without knowledge to constituents.

Councillor Ferguson advised that the next meeting of the Accountability & Transparency Committee is scheduled for January 22, 2013. If there is a failure to obtain quorum, the alternative date is January 29, 2013.

(Clark/Johnson)

That the presentation from Christine Gibson respecting the Accountability & Transparency Committee, be received. **CARRIED**

(iv) Madeleine Levy respecting Commemoration and Recognition of Raoul Wallenberg in the City of Hamilton (Item 6.4)

Madeleine Levy, Co-Chair, introduced the delegation from the Hamilton Jewish Federation Holocaust Education Committee which included Dr. Nadia Rosa, Co-Chair, Lanie Goldberg, Lois Freeman and Ernie Mason.

With the assistance of a power point presentation, Madeleine Levy, Dr. Nadia Rosa and Ernie Mason spoke to the heroism and humanitarian acts of Raoul Wallenberg and requested the Committee's consideration to honour this humanitarian legacy in the City with special recognition befitting Canada's first honorary citizen.

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

(Johnson/Ferguson)

That the presentation from Madeleine Levy, Dr. Nadia Rosa and Ernie Mason respecting the commemoration of Raoul Wallenberg, be received.

CARRIED

(Merulla/Pearson)

That the commemoration and recognition of Raoul Wallenberg in the City be referred to staff for a report to the Facility Naming Sub-Committee for consideration and report back to the General Issues Committee

CARRIED

(f) PRESENTATIONS

(i) Water, Wastewater and Stormwater Rate Structure Review Report (Outstanding Business List Item) (FCS11025(c)) (City Wide) (Item 7.1)

Rob Rossini introduced the report and provided background information.

With the assistance of a power point presentation, John Savoia, Senior Policy Advisor, Current Budgets, provided an overview which spoke to the following:

- Rate Structure Review Timeline
- Guiding Principles
- Hamilton Current Structure
- Hamilton Rate Budgeting
- Assessment of Hamilton Structure
- Detailed Analysis Scope Recommendations
- Lifeline Rate Pricing
- Detailed Analysis Scope Alternatives
- Next Steps
- Recommendations

A copy of the power point presentation is available for viewing on the City of Hamilton website.

(Pearson/Partridge)

That the presentation respecting the Water, Wastewater and Stormwater Rate Structure Review Report, be received.

CARRIED

(Pearson/Jackson)

That a sub-section (c) be added to read as follows:

- (c) That the Item respecting Water, Wastewater and Stormwater Rate Structure Review be removed from the General Issues Committee's Outstanding Business List. **Amendment CARRIED**
Main Motion as Amended CARRIED

(Pearson/Partridge)

That Committee recess and reconvene at 12:50 p.m.

CARRIED

(ii) Tourism and Culture Division Restructuring (PED12241) (City Wide) (Item 7.2)

Tim McCabe, General Manager of Planning & Economic Development, provided introduction and background on the staff report, the responsible management approach to the design of the reorganization, consultation techniques used and FTE and budget impacts.

The purpose of the presentation is to inform the Committee of the reorganization prior to the City Manager's final approval; the recommendations all relate to Council's new complement control policy.

With the assistance of a power point, Anna Bradford, Director of Tourism, provided a presentation on the Tourism and Culture Division reorganization, and addressed the following issues:

- Transforming Hamilton through Culture
- Culture's Role
- Objectives: Seize Opportunities; Develop Synergies; Effectiveness
- Four New Sections/New Alignment: Cultural Planning & marketing; Creative Industries; Tourism & Visitor Services; Heritage Resource Management
- Alignment – Economic Development Strategy
- Outcomes

A copy of the power point presentation is available for viewing on the City of Hamilton website.

(Pearson/Johnson)

That the presentation respecting the Tourism and Culture Division Restructuring, be received. **CARRIED**

(g) DISCUSSION ITEMS

**(i) Community Economic Development (CED) Strategy (PED12189)
(City Wide) (Item 8.1)**

(Collins/Clark)

That sub-section (b) be amended by deleting the words, “and implemented” following the word, “formulated”. **Amendment CARRIED
Motion as amended CARRIED**

**(ii) Feasibility Study and Business Case for the Development of a
Tourism Gateway Centre and Declaration of Surplus Property and
Sale of Land – 1400 Baseline Road, Stoney Creek (PED12228) (Ward
11) (Item 8.3)**

(Johnson/Pearson)

That Report PED12228 respecting Feasibility Study and Business Case for the Development of a Tourism Gateway Centre and Declaration of Surplus Property and Sale of Land – 1400 Baseline Road, Stoney Creek be **tabled** to allow the opportunity for further discussions with staff. **CARRIED**

**(Iii) Lease Extension for Public Health Services – 35 King Street East/1
Hughson Street North – Park Place Real Estate Limited Partnership
(PED12013) (Ward 2)**

(Pearson/Clark)

That Report PED12013 respecting Lease Extension for Public Health Services – 35 King Street East/1 Hughson Street North – Park Place Real Estate Limited Partnership be lifted from the table. **CARRIED**

**(iv) Gaming Facility Proposal Sub-Committee Report 12-004 – November
30, 2012 (Item 8.8)**

(aa) Casino Conditions

(Clark/Whitehead)

That the following conditions respecting the casino be forwarded to the Gaming Facility Proposal Sub-Committee for consideration:

- If the casino is located in Hamilton proper and not in Flamborough, concerned about providing parking for the casino
- Casino should be responsible to provide 24/7 first response on casino property; want to ensure that with thousands of people on the premises on an on-going basis, that there is quick response
- Capital funds for a centre of excellence for Substance and Gambling Addiction in Hamilton

- Given size of casino structures, require LEED certification on any new facility that is built; will have significant impact on the community
- Suggest direction to City Manager to meet with City Managers of other possible host communities and ascertain exactly what each of those municipalities is wanting as a standard for a fee and come to an agreement together **CARRIED**

Deputy Mayor Morelli advised Committee members that any additional conditions be forwarded to the Clerk of the Gaming Facility Proposal Sub-Committee.

(bb) Public Education Forum

(Whitehead/Duvall)

That Item 1 of Gaming Facility Proposal Sub-Committee Report 12-004 respecting Public Education Forum be amended by adding the words, “in the absence of a virtual town hall meeting being possible at the City Hall public education forum” following the word, “that”.

Amendment CARRIED

Motion as amended CARRIED

(h) MOTIONS

(i) Declaration of Surplus Property – 50 Main Street East, Hamilton (Old Court House) (Item 9.2)

(Collins/Farr)

That sub-section (c) be amended by adding the words, “or replacement accommodations for Provincial Offences Administration offices” following the word, “properties”.

Amendment CARRIED

(Farr/Collins)

That the following be added as sub-section (b) and the balance of the sections re-numbered accordingly:

- (b) That in the event the property is declared surplus, that McMaster University, current and long-time tenant at 50 Main Street East, be given first right of refusal in the purchase of this surplus property at fair market value;

Amendment CARRIED

(Farr/Collins)

That sub-section (c) (formerly (b)) be deleted in its entirety and replaced with the following in lieu thereof:

- (c) That in the event the property is declared surplus and McMaster University does not exercise its first right of refusal, staff be authorized and directed to negotiate the sale of the subject lands;

Amendment CARRIED

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

Yeas: Clark, Pearson, Johnson, Pasuta, Partridge, Morelli,
Whitehead, Jackson, Collins, Merulla, Farr
Total Yeas: 11
Nays: Whitehead
Total Nays: 1
Absent: Bratina, McHattie, Ferguson, Powers
Total Absent: 4

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

(i) Outstanding Business Items List

(Jackson/Clark)

- (aa) That the revised due dates for the following items on the Outstanding Business List be approved:

Planning

Item A: Canadian Ballet Youth Ensemble
Due Date: November 21, 2012
Revised Due Date: February 6, 2013

Item C: Removal of Fill from Toxic Contaminated Site at John
C. Munro/Hamilton International Airport
Due Date: November 21, 2012
Revised Due Date: April 17, 2013

Item D: Hamilton LEEDing the Way
Due Date: November 7, 2012
Revised Due Date: January 14, 2013

Item E: City of Hamilton Events Strategy
Due Date: December 5, 2012
Revised Due Date: January 14, 2013

Item K: Economic Development Advisory Committee
Due Date: Q1 2014
Revised Due Date: Q1 2015

CARRIED

(Jackson/Clark)

- (bb) That the following item be removed from the Outstanding Business List:

Corporate Services

Item B: Water and Wastewater Rate Structure Review

Item H: Hamilton Waterfront Trust

Planning

Item F: Lease Extension for Public Health Services – 35 King Street East/1 Hughson Street North **CARRIED**

(j) PRIVATE & CONFIDENTIAL

(i) Closed Session Minutes – October 17, 2012 (Item 12.1)

(Johnson/Partridge)

- (a) That the Minutes of the Closed Session Meeting of the General Issues Committee held on October 17, 2012 be approved;
- (b) That these Minutes remain confidential and restricted from public disclosure in accordance with the exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act.

CARRIED

(Jackson/Whitehead)

That the Committee move into closed session at 2:04 p.m. pursuant to sub-section (b) of the City's Procedural By-law and Section 239.1(b) of the Municipal Act as the subject matter pertains to personal matters about an identifiable individual, including municipal or local board employees respecting, Tourism and Culture Division Restructuring – Appendix "B" to Report PED12241. **CARRIED**

The Committee reconvened in Open Session at 2:25 p.m.

(ii) Tourism and Culture Division Restructuring – Appendix "B" to Report PED12241 (Item 7.1/Item 12.5)

See Item 11 for the disposition of this item.

(Jackson/Partridge)

That the Committee move into closed session at 3:31 pursuant to sub-sections (c), (e) and (f) of the City's Procedural By-law and Sections 239.1(c), (e) and (f) 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) advice that is subject to solicitor-client privilege, including communications necessary for that purpose,

respecting

12.2 City v Metcalfe Mansfield Corp. et al (FCS09066(d)/LS09006(d)) (City Wide)

- (c) a proposed or pending acquisition or disposition of land by the municipality or local board,

respecting:

12.3 Land Acquisition – 90 Pritchard Road, Hamilton (PW12093/ PED12245) (Ward 6)

12.4 City of Hamilton Interest in Bishop Ryan School Board Lands (Ward 5) – Verbal Update (No Copy) **CARRIED**

The Committee reconvened in Open Session at 3:48 p.m.

(iii) City v Metcalfe Mansfield Corp. et al (FCS09066(d)/LS09006(d)) (City Wide) (Item 12.2)

See Item 21 for the disposition of this item.

(iv) Land Acquisition – 90 Pritchard Road, Hamilton (PW12093/ PED12245) (Ward 6) (Item 12.3)

See Item 22 for the disposition of this item.

(v) City of Hamilton Interest in Bishop Ryan School Board Lands (Item 12.4)

See Item 23 for the disposition of this item.

(I) ADJOURNMENT

There being no further business, the Committee adjourned at 3:50 p.m.

Respectfully submitted
Councillor B. Morelli
Deputy Mayor

Carolyn Biggs
Legislative Co-ordinator
Office of the City Clerk