



Committee of the Whole

**AS AMENDED BY COUNCIL ON AUGUST 12, 2010
AS FUTURE AMENDED BY COUNCIL ON SEPTEMBER 29, 2010**

REPORT 10-022

9:30 a.m.

Tuesday, August 10 and Wednesday, August 11, 2010

Council Chambers

Hamilton City Hall

71 Main Street West

Tuesday, August 10, 2010:

Present: Mayor F. Eisenberger
Councillors B. Bratina, B. Clark, C. Collins, S. Duvall, L. Ferguson,
T. Jackson, M. McCarthy, B. McHattie, S. Merulla, B. Morelli, M.
Pearson, D. Mitchell, R. Pasuta, R. Powers and T. Whitehead

Also Present: C. Murray, City Manager
R. Rossini, General Manager, Finance and Corporate Services
G. Davis, General Manager, Public Works
T. McCabe, General Manager, Planning and Economic Development
J. Priel, General Manager, Community Services
D. Cunliffe, Acting General Manager, Hamilton Emergency Services
R. Sabo, Assistant City Solicitor
D. Adames, Executive Director, Tourism
B. Janssen, Director, Strategic Services – Special Projects
J. Stephen, Director, Strategic Planning & Rapid Transit
A. Zudiema, Directive, Corporate Initiatives
T. Sergi, Director, Development Engineering
D. LaPointe-Kay, Director, Recreation
T. Chant-Sehl, Acting Manager, Hamilton Pan Am Initiative
A. Fletcher, Manager, Zoning By-law Reform
R. Caterini, City Clerk
M. Gallagher, Deputy Clerk
S. Paparella, Legislative Assistant, Office of the City Clerk

Wednesday, August 11, 2010:

Present: Mayor F. Eisenberger
Councillors B. Bratina, B. Clark, C. Collins, S. Duvall, L. Ferguson,
T. Jackson, M. McCarthy, B. McHattie, S. Merulla, B. Morelli, M.
Pearson, D. Mitchell, R. Pasuta, R. Powers and T. Whitehead

Also Present: C. Murray, City Manager
R. Rossini, General Manager, Finance and Corporate Services
G. Davis, General Manager, Public Works
T. McCabe, General Manager, Planning and Economic Development
J. Priel, General Manager, Community Services
D. Cunliffe, Acting General Manager, Hamilton Emergency Services
R. Sabo, Assistant City Solicitor
G. Moore, Director, Engineering Services, Public Works Dept.
J. Lee, Director, Customer Service, Access & Equity
D. Hull, Director of Transit
M. Zegarac, Director, Financial Planning & Policy
R. D'Angelo, Manager, Corporate Buildings & Technical Services
C. Elliott, Senior Financial Analyst
M. Carter, Access & Equity Coordinator
J. Kaye, Manager, Arts & Culture
M. Kirkopoulos, Acting Manager, Business Planning & Support Services
R. Caterini, City Clerk
S. Paparella, Legislative Assistant, Office of the City Clerk

COMMITTEE OF THE WHOLE PRESENTS REPORT 10-021 AND RESPECTFULLY RECOMMENDS:

1. Deputy Clerk Appointing By-law (CL10005) (City Wide) (Item 5.1)

That the Deputy Clerk appointing By-law, attached hereto as Appendix "A" to Report CL10005, be enacted.

2. 2009 Standard & Poor's Credit Rating (FCS10061) (City Wide) (Item 5.2)

That Report FCS10061, 2009 Standard & Poor's Credit Rating, be received

3. Intersection Control List (PW10001(e)) (City Wide) (Item 5.3)

That the By-law to provide traffic control, as follows, be enacted:

Intersection			Stop Direction		Class	Location / Comments / Petition	Ward
Street 1	Street 2	Existing	Requested				
(a)	Applewood Avenue	Passmore Street	N/B Yield	N/B Stop	A	N. of King, W. of Gray	9
(b)	Barnacle Crescent	Cranston Street	N/C	Southbound	A	W. of Kitty Murray, N. of Garner	12
(c)	Jessica Street	Onyx Dr./Onyx Ct.	N/C	Northbound	A	S. of Rymal, E. of Up. Wentworth	7

4. Monthly Status Report of Tenders and Requests for Proposals for May 8, 2010 to July 16, 2010 (FCS10017(d)) (City Wide) (Item 5.4)

That Report FCS10017(d), Monthly Status Report of Tenders and Requests for Proposals for May 8, 2010 to July 16, 2010, be received.

5. Quarterly Status Report on the Use of Policy 10 – Emergency Purchasing Policy; and, Policy 11 – Negotiations for the 2nd Quarter 2010 (FCS10031(a)) (City Wide) (Item 5.5)

That Report FCS10031(a), Quarterly Status Report on the Use of Policy 10 – Emergency Purchasing Policy; and, Policy 11 – Negotiations for the 2nd Quarter 2010, be received.

6. City of Hamilton/Ministry of Transportation Dedicated Gas Tax Funding Agreement (FCS10063) (City Wide) (Item 5.6)

- (a) That the By-law attached as Appendix “A” to Report FCS10063 authorizing and directing the Mayor and City Treasurer to sign a Letter of Agreement between the City of Hamilton and the Province of Ontario with respect to funding under the Dedicated Gas Tax Funds for Public Transportation Program, be passed;
- (b) That, upon being passed, a certified copy of the By-law together with a signed Letter of Agreement be forwarded to the Ministry of Transportation.

7. FCM Green Municipal Fund Debenture (FCS09095(a)) (City Wide) (Item 5.7)

- (a) That the Mayor and City Treasurer be authorized and directed to issue a debenture, for the Hybrid Bus Purchase Project, in the following manner: to borrow, on the credit of the City of Hamilton, the principal sum of \$2,493,420 and to issue amortizing debentures upon the credit of the City of Hamilton, which amount shall be repaid in semi-annual instalments of combined (blended) principal and interest as set forth in Report FCS09095(a);
- (b) That the \$300,000 grant and \$2,493,420 loan proceeds be applied retroactively to the purchase of five replacement 40-foot Hybrid (Diesel/Electric) Conventional Transit Low Floor buses and seven replacement 60-foot Articulated Hybrid (Diesel/Electric) Conventional Transit Low Floor buses;
- (c) That the previously approved funding of the hybrid bus purchases in the amount of \$2,793,420 described in section (b) above, be reallocated to Transit Fleet Replacement Reserve – 110030;

- (d) That in the event a determination is made under subsection 275(1) of the *Municipal Act, 2001* (the “Act”) prohibiting Council from taking the actions described in subsection 275(3) of the Act at any time after the first day during the election for a new Council and before a new Council takes office following the election, the outgoing Council be authorized to pass a by-law or by-laws, as the case may be, for long-term borrowing through the issue of debentures (the “Debentures”) pursuant to the City of Hamilton’s Loan, Grant and Project Reporting Agreements with FCM (the “Agreements”) for any one or more of the capital works described in the Agreements, provided that:
- (i) the Debentures are in the maximum principal amount of \$2,493,420;
 - (ii) the term of years of the Debentures to be issued for any such capital work does not exceed the lesser of the useful life of that capital work and the respective term of years set out in the Agreements; and
 - (iii) the Debentures are issued with an annual interest rate that does not exceed 6% per annum; and
- (e) That, after the passage of a by-law or by-laws in accordance with recommendation (d):
- (i) any one or more of the Mayor and the City Treasurer be authorized to cause the Debentures to be issued;
 - (ii) the City Clerk and the City Treasurer be individually or jointly authorized to generally do all things and to execute all other documents and papers in the name of the City in order to carry out the issuance of the Debentures; and
 - (iii) the City Treasurer be authorized to affix the City’s municipal seal to any such documents and papers.

8. Treasurer’s Apportionment of Land Taxes for Various Properties in Hamilton, Flamborough and Stoney Creek (FCS10011(b)) (Wards 2, 7, 9, 14 and 15) (Item 5.8)

- (a) That the 2010 property taxes in the amount of \$5,306 for 11-13 Bruce St., Hamilton (Roll #2518 020 130 14770 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix A to report FCS10011(b);

- (b) That the 2010 property taxes in the amount of \$3,661 for 765 Rymal Rd. E., Hamilton (Roll #2518 070 741 08300 0000) be apportioned and split amongst the three newly created parcels as set out in Appendix A to report FCS10011(b);
- (c) That the 2010 property taxes in the amount of \$392 for 0 Eaglewood Dr., Hamilton (Roll #2518 070 742 05841 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix A to report FCS10011(b);
- (d) That the 2010 property taxes in the amount of \$1,323 for 54 Second Rd. W., Stoney Creek (Roll #2518 003 850 35400 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix A to report FCS10011(b);
- (e) That the 2010 property taxes in the amount of \$2,518 for 150 Orkney Rd., Flamborough (Roll #2518 301 140 30300 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix A to report FCS10011(b);
- (f) That the 2010 property taxes in the amount of \$3,380 for 239 10th Concession Rd. E., Flamborough (Roll #2518 303 930 19800 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix A to report FCS10011(b); and
- (g) That the 2010 property taxes in the amount of \$3,337 for 182 Parkside Dr, Flamborough (Roll #2518 303 390 25200 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix A to report FCS10011(b).

9. Affordable Transit Pass Program Update (CS10071) (City Wide) (Item 5.9)

- (a) That Report CS10071, Affordable Transit Pass Program Update, be received.
- (b) That the Affordable Transit Pass Program be referred to the 2011 Budget process for consideration; and, that any financial implications be included in the report.**

10. GTA West Research Study on the Health Benefits of Social Housing (CS10074) (City Wide) (Item 5.10)

That the General Manager of the Community Services Department, or designate, be authorized to execute Form 1, *Municipal Freedom of Information and Protection of Privacy Act* ss. 1 to 8, attached as Appendix A to Report CS10074, to participate with McMaster University, in the GTA West Research Study on the Health Benefits of Social Housing.

11. Municipal Act Regulation 284/09 and Public Sector Accounting Board (PSAB) Standards (FCS10056) (City Wide) (Item 5.11)

That Report FCS10056 "Municipal Act Regulation 284/09 and Public Sector Accounting Board (PSAB) Standards" be approved.

12. Whitechurch Road Municipal Drain (PW10076) (Ward 11) (Item 5.12)

- (a) That the Whitechurch Road Municipal Drain Report prepared by Spriet Associates dated May 3, 2010, attached as Appendix "A" to Report PW10076, be approved;
- (b) That the date of the Court of Revisions be scheduled;
- (c) That the appropriate Provisional By-law, attached as Appendix "B" to Report PW10076, be passed after two readings.

13. International Event Opportunities - Pan Am Games (CM09006(f)) (City Wide) (Item 7.1)

That Report CM09006(f) - International Event Opportunities - Pan Am Games, be received.

14. Initiation of Discussions with Hamilton Tiger Cats (Item 9.2)

- (a) That the City Manager be directed to negotiate with Hamilton Tiger Cat representatives for sustainable terms, for Tiger Cat use, of a West Harbour stadium and report back to Committee of the Whole for subsequent consideration.
- (b) That Host Co., the Provincial and Federal governments and representatives from the City of Hamilton, be included in the discussions.

15. Pan Am Velodrome Business Plan (CM10005) (City Wide) (Item 7.2)

- (a) That Council receive the draft report, entitled, "Business Plan for the Development of a Velodrome for the 2015 Pan American Games in the City of Hamilton", attached as Appendix "A" to Report CM10005; and,
- (b) That staff be authorized to meet with the 2015 Pan Am Games Host Corporation, Canadian Cycling Association, Ontario Cycling Association, National Cycling Centre Hamilton, the Hamilton Cycling Committee, the Ontario Ministry of Health Promotion, Own the Podium and Sport Canada to determine an appropriate action plan and legacy program for the facility and report back to Committee of the Whole.

16. Equity and Inclusion Policy (FCS10026) (City Wide) (Item 7.4)

- (a) That the Equity & Inclusion Policy attached as Appendix A to report FCS10026 be approved;
- (b) That the “Equity & Inclusion Policy Statement of Commitment to Meet the Needs of the Under-served Communities” attached as Appendix B to report FCS10026 be approved;
- (c) That the Race Relations Policy (1981) be repealed and replaced with the revised Racial Equity Policy, attached as Appendix C to report FCS10026;
- (d) That the value of “Equity” be added to the City’s values as stated in the City’s Strategic Plan dated December, 2007; and
- (e) That the Access & Equity Office report back on the implementation, monitoring and evaluation of the Policy in 2 years.

17. Transit Operational Review and Service Improvement Plan (PW10077) (City Wide) (Item 7.5)

- (a) That recommendations (a), (b) and (c) of Report PW10077, as follows, be referred to the 2011 budget deliberations for consideration:
 - (i) That within the 2011 Operating budget deliberations, consideration be given to the following: \$3 million in Provincial Gas Tax (PGT) currently used to fund replacement buses be permanently committed to the Transit Operating Budget to fund service level improvements and that a permanent commitment of \$3 million from the Corporate Federal Gas Tax (FGT) reserve be approved to fund replacement buses:
 - (1) That Appendix “A” attached to Report PW10077 respecting the \$3 million Transit Improvement Strategy be approved and that the service level improvements be implemented over a three-year period 2011-2013;
 - (ii) That the allocation of \$3.7 million in Federal Gas Tax for the replacement of lost Ontario Bus Replacement Program (OBRP) funding be referred to the 2011 Capital budget process for the consideration of Council;
 - (iii) That the long-term transit investment plan contained in the IBI report, attached a Appendix A to Report PW10077, be referred to future budget submissions for consideration;

- (b) That the Operational Review report of the Hamilton Street Railway prepared by IBI Consulting, dated March 2010 (attached as Appendix A to Report PW10077), be received.
- (c) That staff be directed to petition the Provincial Government on behalf of Council to abandon the current PGT formula for the allocation of PGT funds, and going forward, freeze the annual allocation to municipalities at 2010 levels;
- (d) That the subject matter be identified as completed and removed from the Committee of the Whole Outstanding Business List.

18. Hamilton Future Fund Board of Governors Report 10-001 (Item 8.1(a))

That the Hamilton Future Fund Board of Governors Report 10-001, be received.

19. Dundas Arts Community Foundations Grant Request for \$2.45 Million (FCS10070(a) (City Wide) (8.1(b)))

- (a) That the Dundas Arts Community Foundation's (DACF) grant request in the amount of \$2.45 million, be approved for the Dundas Valley School of Art renovation / restoration project to be funded from the Unallocated Capital Reserve 108020 in the amount of \$2.45 million;
- (b) That the grant be of a matching nature, reflecting a commitment equal to the Federal Government's funding commitment, to be purposed as per the statement of work, as evidenced by the Federal Government's "Infrastructure Stimulus Funding Agreement" attached as Appendix "C" to Report FCS10070(a);
- (c) That the General Manager, Finance and Corporate Services and the City Solicitor be authorized to negotiate the terms of the agreement for execution by the Mayor and City Clerk.

20. Proposed new Multi-Use Facility on the Flamborough Town Hall Site (PW10074) (Ward 15) (Item 8.2)

- (a) That the City of Hamilton enter into an agreement with the Hamilton Public Library Board to construct a new multi-use facility on the site of the former Flamborough Town Hall (163 Dundas Street East) combining the services of the Hamilton Public Library Board, all relevant City of Hamilton services and any community partners that are deemed appropriate by the City of Hamilton in a single facility, subject to funding arrangements of operating and capital costs;

- (b) That the City owned lands municipally known as 163 Dundas Street East Flamborough, (the former Flamborough Town Hall) be declared surplus to the requirements of the City of Hamilton in accordance with the “Procedural By-Law for the Sale of Land”, being By-law No. 04-299;
- (c) That the Director of Energy, Fleet, Facilities and Traffic or his designate be authorized and directed to make the necessary application for the demolition of the Flamborough Town Hall at 163 Dundas Street East in Flamborough;
- (d) That the General Manager of Public Works or his designate be authorized and directed to negotiate and draft a construction agency agreement with the Hamilton Public Library Board, for the design and construction of the new multi-use facility on the site of the former Flamborough Town Hall (163 Dundas Street East), in a form satisfactory to the City Solicitor;
- (e) That the General Manager of Public Works or his designate be authorized and directed to negotiate all necessary agreements with the Hamilton Public Library Board for the operation of the multi-use facility on the site of the former Flamborough Town Hall (163 Dundas Street East), including, but not limited to a land lease for a 25-year renewable term for the nominal amount of one dollar per year, and an operating and maintenance agreement, in a form satisfactory to the City Solicitor;
- (f) That the Mayor and City Clerk be authorized and directed to execute all necessary documents respecting the design and construction, and the use and operation of the multi-use facility on the site of the former Flamborough Town Hall (163 Dundas Street East), in a form satisfactory to the City Solicitor;
- (g) That staff be authorized and directed to exercise the City’s *Right of Termination* in the following:
 - (i) License Agreement between the City of Hamilton and the Flamborough Chamber of Commerce, who currently occupies 694.40 square feet.
 - (ii) License Agreement between the City of Hamilton and Hamilton Police Services, who currently occupies 605.41 square feet.
 - (iii) License Agreement between the City of Hamilton and Ministry of Health, who currently occupies 248.13 square feet
- (h) That the City-owned property located at 25 Mill Street North, Waterdown (Waterdown Branch Library) be declared surplus to the requirements of the City of Hamilton in accordance with the “Procedural By-Law for the Sale of Land”, being By-law No. 04-299;

- (i) That the proceeds from the sale of 25 Mill Street North, Waterdown be directed to the Unallocated Capital Reserve #108020 to be used for the Municipal Service Centre portion (1,000 sq. ft.) of the proposed multi-use facility at 163 Dundas Street East;
- (j) That all associated costs to relocate the Municipal Service Centre to 7 Innovation Drive (Hamilton Incubator for Technology) during the construction period plus the costs to furnish and outfit the new centre at 163 Dundas Street East be funded from the Unallocated Capital Reserve (#108020); not to exceed the net proceeds of the sale of 25 Mill Street North;
- (k) That staff from the Community Service Department (Recreation) submit for the 2011–2020 Capital Budget process a detailed Capital project for a Senior Centre for Council's consideration.
- (l) That staff be directed to enter into discussions with the Flamborough Chamber of Commerce to discuss the accommodations required to locate the Chamber offices at the Flamborough Library Site, **and that financial terms represent the full costs of accommodating the Chamber.**

Item 21 was amended by Council on September 29, 2010 as follows:

21. Warren Park – Leash Free Park Assessment (PW10079) (Ward 13) (Item 8.3)

- (a) That Warren Park's designation as a Leash Free Park - Free Running Area be revoked ~~upon the commencement of usage of the new leash free zone as noted in section (b) and further~~ **effective November 1, 2010.**
- ~~(b) That Delottinville Park be designated as the replacement Leash Free Park – Dog Park in Ward 13 at an estimated cost of \$50,000 to be funded from the Leash Free Park Reserve;~~
- (b) That the By-law to Amend the Leash Free Zone Provisions of City of Hamilton By-law 01-169,,being a By-law Respecting the Control and Licensing of Dogs and Kennels, ~~(attached to Report PW10079 as Appendix "A")~~, be passed.
- (c) That the General Manager of Public Works be directed to work with the Hamilton Conservation Authority to potentially rehabilitate and naturalize parts of Warren Park;
- (d) That the Outstanding Business Item referring to the Designation of Warren Park as a Leash-Free Park be identified as completed and removed from the Public Works Committee Outstanding Business List.

- (e) That a review of Chegwin and Little John Parks be initiated, as required in By-law 01-169 (a By-law respecting the Control and Licensing of Dogs and Kennels).

22. Governance Review Sub-Committee Report 10-003 (Item 8.5)

(i) Amendments to City of Hamilton Procedural By-law 10-053 (Item 1)

- (a) That the following amendments to City of Hamilton Procedural By-law 10-053, be approved:

- (i) That the name of the Audit and Administration Committee be changed to the "Audit, Finance and Administration Committee";
- (ii) That the name of the Committee of the Whole be changed to the "General Issues Committee";

~~(iii) That the Economic Development and Planning Committee be changed to the "Planning Committee";~~ ***This item was referred back to the Governance Review Sub-committee.***

- (iv) That the role of the Chair of the General Issues Committee be rotated amongst the Deputy Mayors;
- (v) That the definition of Deputy Mayor be amended to read as follows:

"Deputy Mayor" means a Member of Council who is appointed from amongst Council on a scheduled basis:

- (a) to assist the Mayor; and
- (b) to act from time to time in the place of the Mayor, exercising:
 - (i) all the rights, powers and authority of the Mayor when the Mayor is absent from the City or the office of Mayor is vacant; and,
 - (ii) subject to paragraph (i), those rights, powers and authority of the Mayor that:
 - 1. the Mayor is unable to exercise for the time being due to illness, incapacity or other reason, including acting in the place of the Mayor at any Council or Committee meeting when the Mayor is absent; or,

2. the Mayor refuses to exercise.”

- (vi) That Section 3.9 – Order of Business for Council, be amended to read as follows:

“3.9 Order of Business

The general Order of Business for the regular meetings of Council, unless changed by Council in the course of the meeting, shall be as follows:

- (a) Approval of Agenda
- (b) Declarations of Interest
- (c) Ceremonial Activities
- (d) Approval of Minutes of Previous Meeting
- (e) Communications
- (f) Committee Reports
- (g) Motions

- (h) Notices of Motion
- (i) Statements by Members (non-debatable)
- (j) Private and Confidential
- (k) By-laws and Confirming By-law
- (l) Adjournment”

- (vii) That Section 3.11(14) – Motion to Refer, be amended by adding the following as sub-section (d):

“(d) When a motion to refer a question to Council is defeated by a Standing Committee, the Chair of the Standing Committee shall call the question on the matter.”

- (viii) That Section 3.11(17) – Motion to Reconsider, be amended to read as follows:

“(a) At any regular Council Meeting, after a matter has been decided by Council, a Member of Council who voted in the majority, may present a Notice of Motion to reconsider the matter. The Chair may ask the Member of Council to confirm that he or she voted with the majority on the issue in question. Such Notice of Motion shall be referred to the next available meeting of Council and shall be included on the agenda under "Motions".

- (b) No decided matter shall be reconsidered more than once during the term of Council.

- (c) A motion to reconsider a decided matter shall require the approval of at least two-thirds of Council present.
- (d) Actions of Council that cannot be reversed or suspended cannot be reconsidered.
- (e) No motion to reconsider may, itself, be the subject of a motion to reconsider.
- (f) Debate on a motion to reconsider shall be confined to reasons for or against the reconsideration.
- (g) Sub-sections (a) to (f) do not apply when a motion pertains to a decision of a previous Council."

- (ix) That Section 5.4 – Quorum, be deleted and replaced with the following in lieu thereof:

The quorum for all Standing Committees shall be a half of the membership rounded up to the nearest whole number."

- (x) That Section 5.5(2) – Regular Meeting Times of Standing Committees, be deleted and replaced with the following in lieu thereof:

"In addition to regular meetings, a special meeting of a Standing Committee may be scheduled, when required, at locations and times to permit convenient access for members of the public most affected by such a matter."

- (xi) That Section 5.6(2) – Committee Reports, be amended by adding the following:

"That at the request of the Ward Councillor, every effort will be made for reports to be released at an earlier date to provide adequate opportunity for review."

- (xii) That Section 5.7 – Rules of Procedure, be amended to read as follows:

"5.7(2) No member of Council shall speak more than once, until every member of a Standing Committee, followed by every Member of Council who is not a member of the Standing Committee, has spoken, and then only to provide information or seek clarification from the Chair, other Members of Council or staff. A Member of Council who is not a member of a Standing Committee may speak before members of

the Standing Committee when the subject matter directly affects is or her Ward.”

“5.7(3)A Member of Council may place an item on a future agenda of a Standing Committee meeting by delivering a Notice of Motion (see Section 3.11(10)) to the Chair of the Standing Committee and to the Committee Legislative Assistant.”

5.7(4) and (5) be merged as follows:

“5.7(4)A member of Council who is not a member of a Standing Committee is entitled to attend such Standing Committee meetings and to participate, provided that the Member of Council shall:

- (a) not be counted for quorum purposes; and,
- (b) not move any motion or vote on any matter.”

- (xiii) That Section 5.9(2) – Provisional Governance Committee, be amended to read as follows:

“5.9(2)The Provisional Governance Committee shall be comprised of eight Members of Council, and shall elect its own Chair from amongst the attending Members.”

- (xiv) That Section 5.10 – Order of Business for Standing Committees, be amended to read as follows:

“5.10 Order of Business

The general Order of Business for the regular meetings of Standing Committees, unless changed by the Standing Committee in the course of the meeting, shall be as follows:

- (a) Changes to the Agenda
- (b) Declarations of Interest
- (c) Approval of Minutes of Previous Meeting
- (d) Delegation Requests
- (e) Consent Items
- (f) Public Hearings/Delegations
- (g) Staff Presentations
- (h) Discussion Items
- (i) Motions
- (j) Notice of Motions
- (k) General Information/Other Business
- (l) Private and Confidential
- (m) Adjournment”

(xv) That Section 5.11 – Delegations, be amended as follows:

(a) by adding the following as sub-section (c) to 5.11(1):

“(c) provided that a person may attend as a delegation in the absence of a request under paragraphs (a) or (b) where prescribed by applicable legislation or allowed by the Standing Committee.”

(b) by deleting Section 5.11(6) and replacing it with the following in lieu thereof:

“(6) A delegation shall be limited to a presentation of not more than five minutes, except as otherwise prescribed for a public meeting by applicable legislation.”

** Delegation can be two or more people; however, the presentation is still limited to five minutes.

(xvi) That Section 5.12 – Public Hearings, be amended as follows:

by deleting Section 5.12(4) and replacing it with the following in lieu thereof:

“5.12(4) Public hearings shall commence with:

- (a) an introduction of the subject matter by the chair or by staff;
- (b) the staff presentation, if any and if not waived by the members of the Standing Committee;
- (c) the signing in of all delegations on a sheet provided by staff with their name, address, including postal code, phone number and e-mail address (optional).”

(b) That the Appendices attached to By-law 10-053 be amended, where applicable, to reflect the amendments as noted in Section 1(a)(i) to (iv), and come into effect with the 2010-2014 term of Council;

(c) That the appropriate amending By-law to City of Hamilton Procedural By-law 10-053 be passed.

- 23. Proposed Event to Commemorate the 150th Anniversary of the Opening of Crystal Palace (CS10072) (Ward 1) (Item 8.7)**
- (a) That one-time funding, in an amount not to exceed \$10,000, be made available to the Strathcona Community Council to organize an event in Victoria Park on September 19, 2010 to commemorate the 150th anniversary of the opening of the Crystal Palace, to be funded from surpluses in the Olympic Torch Relay Capital account.
 - (b) That the Item, respecting a proposed event to commemorate the 150th Anniversary of the Opening of the Crystal Palace, be considered complete and removed from the Emergency & Community Services Committee's Outstanding Business List.
- 24. Proposed Citizen Appointments to the Citizens' Forum on Area Rating (CM10002(a)) (City Wide) (Item 8.8)**
- (a) That the proposed appointments to the Citizen's Forum for Area Rating, as outlined in Appendix A to Report CM10002(a), be approved.
 - (b) That, upon approval of all of the proposed citizen members, to the Citizens' Forum for Area Rating, Confidential Appendix A to Report CM10002(a), become public information.
- 25. Request from Dundas Hockeyville Local Organizing Committee for a Temporary Road Closure – Tuesday September 28, 2010 from 7:00 a.m. to 11:00 p.m. – Dundas Hockeyville NHL Pep Rally (Item 9.1)**
- (a) That the application from Dundas Hockeyville Local Organizing Committee to temporarily close Hatt Street from Matilda Street to Market Street, and Market Street from King Street to Mill Street, from 7:00 a.m. to 11:00 p.m. on Tuesday September 28, 2010 for a Dundas Hockeyville NHL Pep Rally, be approved;
 - (b) That the event organizers be required to submit a Certificate of Insurance and pay the required Full Road Closure Permit Fee of \$560.39 prior to the closure;
 - (c) That all other costs related to the road closure be the responsibility of Dundas Hockeyville NHL Pep Rally.

**Item 26 Infrastructure Stimulus Projects Implementation Status
(FCS09052(g))/PW10034(a)/CS10039(a) (City wide) (Item 8.6)**

- (a) That Report FCS09052(g)/PW10034(a)/CS10039(a) "Stimulus Infrastructure Projects Implementation Status" be received as information;
- (b) That copies of report FCS0952(g)/PW10034(a)/CS10039(a) be forwarded to local MP's and MPP's;
- (c) That a request be submitted for consideration to the Canada-Ontario Infrastructure Joint Committee to develop a flexible approach to the March 31, 2011, substantial completion date for the Infrastructure Stimulus Fund to support the overall objective of the Economic Action Plan to maintain and create jobs and help Canadian workers and families manage through still difficult economic conditions; and,
- (d) That the motion in subsection (c) of report FCS0952(g)/PW10034(a)/ CS10039(a) be forwarded to Prime Minister Harper, Premier McGuinty, Minister Baird, Minister Duguid, Minister Mitchell, the Association of Municipalities of Ontario (AMO) and the Federation of Canadian Municipalities (FCM) to request the federal and provincial governments to consider a flexible approach be adopted to the March 31, 2011, substantial completion date for the Infrastructure Stimulus Fund.

FOR THE INFORMATION OF COUNCIL:**(a) CHANGES TO THE AGENDA (Item 1)**

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

- (i) Added to Item 4.3 - Delegation Requests Respecting Item 7.1 – International Events Opportunity – 2015 Pan Am Games Update (CM09006(f))(City Wide):
 - 4.3(i) John Dolbec, Hamilton Chamber of Commerce
 - 4.3(j) Kathy Drewitt, Downtown Hamilton B.I.A
 - 4.3(k) Graham Crawford, Hamilton HIStory & HERitage
 - 4.3(l) Armando DaSilva
 - 4.3(m) Sarah Wayland, Hamilton Roundtable for Poverty Reduction

- 4.3(n) Matt Jelly
 - 4.3(o) William Urie, Golden Horseshoe Track and Field Council
 - 4.3(p) Tanya Denich
 - 4.3(q) Arthur Bullock
 - 4.3(r) Steve Grzenda
 - 4.3(s) Igor Kasprzycki
 - 4.3(t) Peter Ormond
 - 4.3(u) P.J. Mercanti, Carmen's Banquet Centre
 - 4.3(v) Quintin Hewlett
 - 4.3(w) Frances Thorp Neufeld
 - 4.3(x) Belma Diamante
 - 4.3(y) Constance Ranger
 - 4.3(z) David Cohen
 - 4.3(aa) Ann McCulloch, Out City, Our Future
 - 4.3(bb) John Wilbur
 - 4.3(cc) Larry Pattison Jr., Save Ivor Wynne Stadium
 - 4.3(dd) Tejpaul Kaloe
 - 4.3(ee) Nicole McGahey
 - 4.3(ii) Duncan Macintosh, Soccer World
- (ii) Added to Item 7.1 – Added Written Submissions Respecting Report CM09006(f) - International Event Opportunity - 2015 Pan Am Games Update:
- 4.3(ff) Ed Poletto
 - 4.3(gg) Constance Ranger
 - 4.3(hh) Mark R. Giavendon, Evans Philp

- (iii) Added to Item 8.2 - Written Submissions Respecting Report PW10074 – Proposed New Multi-Use Facility on the Flamborough Town Hall Site:
 - 4.4(g) Rick Ludwig, Kitching, Steepe & Ludwig Funeral Home, Waterdown
 - 4.4(h) Stanley Haworth, Carlisle
 - 4.4(i) Trevor P. Garwood-Jones, Dipl, RIBA, FRAIC, OAA
 - 4.4(j) Roberta Bielak
 - 4.4(k) Judi Partridge
- (iv) Tom Cooper, Hamilton Roundtable for Poverty Reduction, respecting Strategic Directors for an Action Plan for Poverty Reduction (requesting to attend at September 14, 2010 Committee of the Whole)
- (v) Bob Wilkins, Dundas Arts Community Foundation, respecting Funding for the Dundas Community Foundation (Item 8.2(b))
- (vi) Gayle Zaunscherb, written submission respecting Report PW10079 - Warren Park – Leash Free Park Assessment

The Agenda for the August 10, 2010 meeting of Committee of the Whole was adopted, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)

3.1 July 6, 2010

The Minutes of the July 6, 2010 meeting of Committee of the Whole were approved, as presented.

3.2 July 7, 2010 (Special)

The Minutes of the July 7, 2010 meeting of Committee of the Whole were approved, as presented.

(d) DELEGATION REQUESTS (Item 4)

- (i) Belma Diamante, CEO, The Canadian Ballet Youth Ensemble, respecting the “Tivoli, Soul of the City” Project (Item 4.1)**

The delegation request, submitted by Belma Diamante, CEO, the Canadian Ballet Youth Ensemble, respecting the “Tivoli, Soul of the City” Project, be approved.

- (ii) Gabriella Kalapos, on behalf of the Clean Air Partnership, respecting a Presentation regarding the 2010 Clean Air and Climate Change Declaration and outcomes of the GTA Clean Air Council’s Clean Air and Climate Change Action Scans and Summit (Item 4.2)**

The delegation request, submitted by Gabriella Kalapos, on behalf of the Clean Air Partnership, respecting a Presentation regarding the 2010 Clean Air and Climate Change Declaration and outcomes of the GTA Clean Air Council’s Clean Air and Climate Change Action Scans and Summit, was approved.

- (iii) Delegation Requests the Pan Am Stadium/Velodrome Matters (Item 4.3)**

The following delegation requests, respecting the Pan Am Stadium/Velodrome matter, were approved:

- (a) Larry Storm
- (b) S. Jasper Kujavsky
- (c) Michael James Baldasaro
- (d) Mark Chamberlain, Jobs Prosperity Collaborative
- (e) Martinus Geleynse, Our City, Our Future
- (f) Andrew A. Iler, President, National Cycling Centre Hamilton
- (g) Anthony Powell, The White Star Group
- (i) John Dolbec, Hamilton Chamber of Commerce
- (j) Kathy Drewitt, Downtown Hamilton B.I.A
- (k) Graham Crawford, Hamilton HIStory & HERitage
- (l) Armando DaSilva

- (m) Sarah Wayland, Hamilton Roundtable for Poverty Reduction
 - (n) Matt Jelly
 - (o) William Urie, Golden Horseshoe Track and Field Council
 - (p) Tanya Denich
 - (q) Arthur Bullock
 - (r) Steve Grzenda
 - (s) Igor Kasprzycki
 - (t) Peter Ormond
 - (u) P.J. Mercanti, Carmen's Banquet Centre
 - (v) Quintin Hewlett
 - ~~(w) Frances Thorp Neufeld Request Withdrawn~~
 - (x) Belma Diamante
 - (y) Constance Ranger
 - (z) David Cohen
 - (aa) Ann McCulloch, Out City, Our Future
 - (bb) John Wilbur
 - (cc) Larry Pattison Jr., Save Ivor Wynne Stadium
 - (dd) Tejpaul Kaloe
 - (ee) Nicole McGahey
 - (ii) Duncan Macintosh, Soccer World
- (iv) Delegation Requests respecting Item 8.2 – Proposed new Multi-Use Facility on the Flamborough Town Hall Site (PW10074) (Ward 15)**

The following delegation requests, respecting Item 8.2 – Proposed new Multi-Use Facility on the Flamborough Town Hall Site (PW10074), were approved:

- (a) Arend Kersten, Flamborough Chamber of Commerce

(b) Judi Partridge and Trevor Garwood Jones, Architect

(e) International Event Opportunities – 2015 Pan Am Games Update (CM09006(f)) (City Wide) (Item 7.1)

Chris Murray, City Manager, provided an overview of Report CM09006(f), respecting the 2015 Pan Am Games Update. Mr. Murray's comments included, but were not limited to, the following:

- Council decided on West Harbour site on February 18, 2010.
- May 7, 2010: Tiger Cats publically declared no interest in the West Harbour Site.
- Council approved Michael Fenn's report on July 6, 2010.
- Evaluated East Mountain Site and further evaluated West Harbour Site.
- Two Sites: West Harbour (20 acres); and, East Mountain – two parcels of land: 18 acres – Ontario Realty Corporation (ORC) and Hamilton-Wentworth District School Board.

- Five considerations for decision making:
 - Viewpoint of the stadium tenant: the Tiger Cats;
 - Viewpoint of the community;
 - Cost difference between the sites;
 - Economic implications and spinoffs; and,
 - Will East Mountain development bring benefit to the West Harbour.

- The Hamilton Tiger Cats: will not play or invest in West Harbour; will invest up to \$15 million and will operate the East Mountain Stadium (retain all revenues and take on risk); need to develop land in the area – up to 100 acres – how will the land be acquired; and, August 9, 2010: Tiger Cats organization declares withdrawal from discussions and negotiations pertaining to the stadium location.

- The Community: Substantial input; formal consultations – may sessions (velodrome, stadium, Art Gallery of Hamilton), neighbourhood meetings, community speaking engagements; informal input – blogs, e-mails and letters); Future Fund: July 27, 2010 motion; public opinion poll results (August 9, 2010).

- Host Corporate Update:
 - Host Co. Board informs Hamilton of change in the sport program from athletics (T&F) to Soccer (July 29, 2010).
 - Host Co. Board encourages Council to make a decision this week through statement issued August 9, 2010.
 - Staff sent a series of questions to Host Co., and the responses were received on August 9, 2010; and, subsequently circulated to Council.

Mr. Murray provided Mr. Troop's, Toronto 2015 Pan/Parapan American Game, answers to the following questions:

1. Who within the federal and provincial government determines what is sustainable and viable when making sport infrastructure investment decisions or has this decision been solely delegated to Host Co. and its Board of Governors?

The Federal and Provincial funders have not specified its approval criteria. The following is an overview of the approval process that will lead to that final level for all venues:

Toronto 2015 receives the Municipal proposition, then evaluates the proposition based on principles that it believes the funding partners will require to be met, and within the overall context of the Games Business Plan:

1. Facility must be used for the 2015 Pan Am games;
2. Facility must be ready on time and within budget;
3. Facility must comply with International Sports Federations specifications;
4. Facility must support execution at Games time; and,
5. The facility must provide a sustaining legacy after the games:
 - To support community sport;
 - To support high performance sport;
 - With a business plan, which supports the sustaining viability of the facility for facility owners

The Toronto 2015 Board of Directors will then assess the Toronto 2015 recommendations and, if approved, will bring these recommendations to the Federal and Provincial governments for final approval. If the Board rejects a recommendation, it will ask staff to reassess and re-submit for approval by the Board, and then, the Federal and Provincial governments.

2. Does the aforementioned criteria apply to all sport infrastructure investments associated with the Pan Am games? For example does investment in a new soccer pitch in Burlington require an anchor tenant?

The decision-making process applies to every infrastructure investment within the Toronto 2015 Games \$1.4 billion budget. An anchor tenant is not a requirement for every venue, but legacy support is proportional to the capital investment.

3. If Council votes West Harbour and the Tiger Cats refuse to go there will the City still get the funding and games?

The final approval for the funding allocation remains with the Federal and Provincial partners.

4. If the answer to question 3 is no then will the province/federal government make up the extra \$80 million dollars to build East Mountain as identified on the staff report?

This question exceeds Toronto 2015's scope of responsibility.

5. Will Host Co. grant Council more time to reach a decision if relevant questions can't be answered?

Toronto 2015 has extended the timeline from May 17 to July 8 and now to August 12. We remain primarily focused on the timeline as it impacts Games preparations. To assess feasibility of another extension, our questions will be:

- How does more time help a better decision?
- How much time is required?
- What is the risk to the delivery schedule?

Al Fletcher, Manager, Zoning By-law Reform, provided the Planning and Land Use Considerations portion of the presentation. Mr. Fletcher's comments included, but were not limited to, the following:

- West Harbour: Official Plan; zoning and environmental.
- East Mountain: Official Plan and zoning.
- Public owned stadium permitted on both sites.
- Parking – 1 space per 6 people; neither site can accommodate the required parking on that site.
- Variance would be required for parking on both sites.
- Deal with issues regarding height, set backs, etc. to be addressed once site is chosen and plan is complete.
- Commercial use within stadium would be permitted uses.
- Development applications brought forward on either site – appealable to Ontario Municipal Board.
- No decision on issues currently before the Ontario Municipal Board.
- Ontario Realty Corporation lands – split by extension of Trinity Road expansion: on west side are for employment lands; and, on East side of Trinity Road expansion - outside of employment lands.
- Official Plan conformity – there is policy within Official Plan that allows for public uses on both sites.
- Staff did seek outside legal counsel – David Estrin, Gowlings, respecting the Official Plan conformity matter. Stadium would be permitted on both sites, but would require some zoning amendments.

Jillian Stephen, Director of Strategic Planning and Rapid Transit, provided the Transportation and Infrastructure portion of the presentation. Mrs. Stephen's comments included, but were not limited to, the following:

- The following consultants are in attendance to present the Transportation and Parking portion of the presentation:
 - Brian Hollingworth, IBI Group, West Harbour Traffic Study
 - Scott Fortner, McCormick Rankin, East Mountain Traffic Study
- Art Zuidema and Brian Duxbury, legal counsel, were in attendance to answer legal questions.

Brian Hollingworth, IBI Group, provided the presentation respecting the West Harbour Traffic Study. Mr. Hollingworth's comments included, but were not limited to, the following:

- Work was focused on matters related to the transportation impacts and parking.
- Scope did not include an assessment of alternative locations.
- Resulting transportation impact assessment report (February 2010) investigates and recommends mitigation measures to address any transportation and parking issues created by the use of the proposed stadium.
- Stadium could initially be built to accommodate 15,000 people for uses as a Pan Am Games venue, and later be expanded to accommodate approximately 25,000 to 27,000 people – or the stadium could be built at its full complement of seating during the initial construction depending on the business plan.
- Road network will remain largely the same as today.
- Future transit services, including the A-Line and B-Line rapid transit services will provide significant new capacity.
- Plans for GO Transit/VIA rail service to LIUNA Station or possibly the stadium location.
- Transit will have capacity to move 10,000 passengers per hour.
- Significant improvements are planned for the pedestrian realm, based on past plans.
- Used future case with assumed use of stadium by Tiger Cats to test transportation impacts.
- Average of 22,000 attendees for 10 regular season home games per season.
- Peak event with 32,000 attendees.
- High level review of parking at other Canadian Football League stadia:
 - None of the stadiums provide for full parking demand on site, and all rely on off site parking;
 - The extent of on-street parking bans in other cities indicates that some stadium attendees commonly walk distances of 700 to 1,000 meters in order to park their vehicles;
 - Achieving significant use of transit to the site appears to be assisted by provision of free rides for event attendees, and the restricted availability of free parking adjacent to the stadium.

- Getting to the stadium (Tiger Cats model): A-Line rapid transit, B-Line rapid transit, HSR (non RT), Lakeshore West Go Rail (existing), Lakeshore West Go Rail (future lines).
- Travel time via street network similar to travel time to Ivor Wynne stadium.
- Key Routes to Stadium: York Boulevard, King Street, Cannon Street, Main Street, James Street and Burlington Street.
- Traffic considerations: traffic impacts will depend on the amount of on site parking that is provided. Need to balance on site parking with traffic capacity.
- Analysis shows that nearby intersections start to experience congestion when immediate stadium parking approaches 2,000 spaces; a distributed parking approach is recommended.
- Suggested measures to reduce traffic and parking impacts:
 - Provide “reasonable” amount of on site (and immediately adjacent) parking;
 - Ensure transit supports stadium by implementing additional service, when required
 - Promote use of existing Downtown parking and connect to site via shuttle or transit.
 - Use pre-sold parking for any on-site or immediately adjacent parking to limit traffic arriving at stadium.
 - Provide activities before and after games to flatten traffic peak.
 - Provide dedicated space to transit, emergency vehicles and pedestrians.
 - Continue HSR’s existing ticket-to-ride” program to provide free transit rides to patrons of the proposed stadium upon production of an event ticket.
- Location Considerations:
 - Reduces the amount of “new” parking that needs to be constructed.
 - Location is accessible to people who are already downtown (living, working, visiting).
 - Close to majority of season ticket holders.
 - Readily accessible to Highway 403 and QEW.
 - Capitalizes on investments City is making in rapid transit and on pedestrian realm.
 - Will be directly serviced by GO Transit’s Lakeshore Line.
- Scott Fortner, McCormick Rankin, East Mountain Traffic Study. Mr. Fortner’s comments included, but were not limited to, the following:
 - Baseline traffic: 2021 Planning Horizon.
 - Development impacts on North Glanbrook, Rymal Road Planning Area, Heritage Green and Nash Neighbourhood.
 - Road improvements including Trinity Church Arterial Corridor plus widening of Rymal and Dartnall Roads and

closure of Pritchard and Upper Mount Albion roads north of Rymal Road.

- Analysis periods: Friday 5:00 to 6:00 p.m. and 6:00 to 7:00 p.m.
- Stadium Traffic: Attendance levels of 25,000 to 30,000.
 - 80% auto mode share.
 - 10% transit/shuttle service.
 - 5% taxi/private vehicle drop off.
 - 5% walking/cycling.
- Stadium/Parking Access:
 - Parking on stadium site for players, team administration and staff, facility operators, league officials and media.
 - Transit/shuttle/taxi facilities on site.
 - Primary parking on south side of Stone Church Road.
 - Parking access from Stone Church Road, Pritchard Road, Trinity Church Road, Trinity Church Arterial Corridor and Upper Mount Albion Road.
 - Requirement for grade-separated pedestrian way to cross Stone Church Road.
- Available Road Capacity:
 - Total capacity between 5:00 and 7:00 p.m. can accommodate 90% of the projected demand for attendance of 25,000 or 100% of the demand for 22,500 visitors.
 - Available capacity can accommodate 75% of the projected demand for an attendance of 30,000.
- Mitigation:
 - Sufficient road capacity is available to accommodate stadium bound traffic between 5:00 and 7:00 p.m. with a reduction in auto mode share to 70% for an attendance level of 25,000 and to 57% for an attendance level of 30,000.
 - 37% (rather than 25%) of stadium traffic must arrive between 5:00 and 6:00 p.m.
 - Combined transit and shuttle mode share must increase from 10% to 20% and 33% to accommodate attendance levels of 25,000 and 30,000, respectively.
- Incentive to Arrive Earlier:
 - Develop eateries and entertainment uses within convenient walking distance to attract pre-game visitors.
 - Use a parking pricing structure that encourages fans to arrive earlier.
 - Issue vouchers/coupons to fans that arrive early for retail merchandise and food/beverage purchases at the stadium.

- Issue points that can be applied against future merchandise or ticket sales.
- Mode Shift Strategies:
 - Apply reduced transit fares or attractive shuttle service pricing to shift drivers and their passengers away from auto use and the higher parking costs
 - Use a congestion based parking pricing strategy to control auto-mode share when monitored conditions demonstrate need to reduce the number of fans using private automobiles
 - Issue vouchers/coupons to special event shuttle service users for retail merchandise and food/beverage purchases at the stadium
- Parking Requirements:
 - Parking Demand
 - Approximately 24 ha (60 acres) would accommodate the estimated parking demand for the reduced auto-mode share scenarios, based on 285 parking spaces per hectare (115 spaces per acre).
- Road Work:
 - West Harbour:
 - No new road work needs to be constructed (line painting required at Bay and Barton).
 - Non-infrastructure measures required for event days.
 - East Mountain:
 - Required road infrastructure has been previously identified for this area.
 - Timing of road work is dependent on timing of development.
 - Additional analysis will be required, based on any development proposals south of Stone Church Road.
- Sanitary, Stormwater and Water:
 - West Harbour:
 - No new infrastructure is required for sanitary, stormwater or water.
 - East Mountain:
 - Required sanitary and water infrastructure has been previously identified for this area.

- Requirement for stormwater management has been previously identified for this area.
 - Sanitary, storm and water infrastructure timing is dependent on timing of development.
 - Additional analysis will be required, based on any development (beyond parking) south of Stone Church Road.
- Environmental Assessment Requirements:
 - West Harbour:
 - No new Municipal Class EA's triggered by stadium development or associated infrastructure.
 - East Mountain:
 - Completed Municipal Class EA's: Trinity Church Road, Rymal Road (Trinity Church to Reg. Road 56).
 - Municipal Class EA's in progress: Dartnall, Rymal (Dartnall to new Trinity Church Corridor).
 - Class EA's required: Stonechurch; pedestrian overpass or underpass; stormwater management.
 - Transportation Master Plans: Rymal Road Planning Area/Trinity Neighbourhood – requires revisions.
 - CEAA would be triggered by any required changes to the Canadian Oil Products Pipeline or any work adjacent to that pipeline.
 - Either Site:
 - Federal funding may or may not trigger CEAA requirements.

Rob Rossini, General Manager, Finance and Corporate Services, presented the Financial Considerations. Mr. Rossini's comments included, but were not limited to, the following:

- Financial Overview Highlights:
 - Four Scenarios:
 - West Harbour – Revised
 - West Harbour – No Canadian Football League
 - East Mountain – Full Precinct Development
 - East Mountain – No Precinct Development
 - Financial Impacts:
 - Operating: Revenues and Expenditures
 - Capital: Expenditures: land and construction; and, funding sources.
 - Site Servicing.

- Foregone Revenues: Taxes and development charges.
- Parking (East Mountain – specific to Tiger Cats)

	<i>Waterfront Original Report</i>	25,000 - 30,000 Seat Stadium			
		Waterfront Revised	Waterfront No CFL	East Mountain Full Precinct Development	East Mountain No Precinct Development
OPERATING					
Operating Revenues	2,950,000	3,135,000	1,140,000	-	-
Operating Expenditures	3,470,000	3,640,000	2,670,000	-	-
NET SURPLUS / (DEFICIT)	(520,000)	(505,000)	(1,530,000)	-	-
Pan Am Endowment	250,000	250,000	250,000	-	-
NET LEVY IMPACT	270,000	255,000	1,280,000	-	-
CAPITAL					
EXPENDITURES					
Total Construction Costs	102,300,000	116,102,700	116,102,700	110,162,700	110,162,700
Additional Seats	50,000,000	50,000,000	50,000,000	50,000,000	50,000,000
Site Acquisition - Stadium Remediation	16,000,000 10,000,000	14,200,000 9,000,000	14,200,000 9,000,000	5,400,000 -	5,400,000 -
TOTAL LAND AND CONSTRUCTION COSTS	178,300,000	189,302,700	189,302,700	165,562,700	165,562,700
FUNDING SOURCES					
Committed - Pan Am Games	57,300,000	57,300,000	57,300,000	57,300,000	57,300,000
- Future Fund	55,000,000	55,000,000	55,000,000	55,000,000	55,000,000
Other Funding Options					
-Naming Rights	5,000,000	7,500,000	7,500,000	-	-
-Ivor Wynne Precinct	4.5M - 7.5M	7,500,000	7,500,000	7,500,000	7,500,000
-Allocation of existing Operating	0.0M - 9.85M	12,000,000	-	-	-
-Capital Ticket Surcharge	5,460,000	5,460,000	-	-	-
-Ti Cat Contribution	-	-	-	15,000,000	15,000,000
-Other Corporate Contributions	-	-	-	-	-
TOTAL FUNDING SOURCES TO DATE	127.26M - 140.11M	144,760,000	127,300,000	134,800,000	134,800,000
FUNDING GAP	(51.04M - 38.20M)	(44,542,700)	(62,002,700)	(30,762,700)	(30,762,700)
SITE SERVICING					
Site Servicing - Developer	-	-	-	1,894,500	1,894,500
- City - DC Funded	-	-	-	45,610,000	45,610,000
- City - Tax Funded	-	-	-	7,995,500	7,995,500
TOTAL SITE SERVICING	-	-	-	55,500,000	55,500,000
FOREGONE REVENUES					
TOTAL FOREGONE ANNUAL TAXES	-	367,000	367,000	1,540,285	5,153,573
TOTAL FOREGONE DC's	-	N/A	N/A	1,564,246	33,725,414
PARKING					
PARKING SPACES (6,000) Assumed to be 100% Ti-Cat Costs					
Land Costs	N/A	N/A		18,000,000	18,000,000
Construction Costs	N/A	N/A		22,000,000	22,000,000
TOTAL ADDITIONAL PARKING	-	-	-	40,000,000	40,000,000

- Operating:
 - Harbour – No CFL – material annual tax levy impact.
 - East Mountain – assumes Tiger Cat organization will operate (requires Operating Agreement).
 - Amount of Legacy Funding to be confirmed.
- Capital Expenditures:
 - Harbour: \$23.7 million higher cost.
 - \$17.7 million land acquisition/remediation.
 - \$6 million construction due to soil conditions.
 - Brownfield situation.
- Capital Financing:
 - Harbour – No CFL scenario assumes \$17.5 million less in funding options (operating and ticket surcharge).
 - Maximize available funding versus retain some funds for Harbour redevelopment if stadium goes to East Mountain.
- Capital Funding Gap:
 - Harbour - \$13.7 to \$32.2 million higher funding gap than East Mountain.
- Pan Am – East Mountain Infrastructure

PAN AM - EAST MOUNTAIN INFRASTRUCTURE	
Wastewater (300mm - Trinitychurch)	\$445,000
Water - 400mm (stonechurch)	\$343,000
Stormwater - unknown	?
Trinity Church Road Extension	\$12,450,000
Stone Church Road East	\$2,052,000
Dartnall Road	\$5,400,000
Highland Road West (Pritchard to UMA)	\$2,830,000
Highland Road West (UMA to Wbry)	\$1,860,000
Upper Mount Albion Road	\$860,000
Rymal Road East (Hwy 20 to Dartnall)	\$29,260,000
TOTAL	\$55,500,000

- Projects budgeted between 2011 and 2014, but subject to annual review during budget process.
- Site Servicing:
 - East Mountain: Services an area much larger and facilitates other potential development – e.g. ROPA 9, Highland Road, Red Hill Industrial Park.
 - 50% (or \$22.8 million) of Development Charge funded development is non-residential growth: impacts tax levy due to Development Charge exemptions.

- Site Servicing: Potential Property Tax Impact:
 - Reconstruction of existing roads = \$7.995 million (non-growth share).
 - Non-residential DC's = \$22.8 million.
 - Non-Res. Roads DC Reserve = negative \$15 million.
 - Non-Res. exemptions = need for grants or additional debt.
 - Total need is \$31 million in City funding for servicing.
 - Option 1: Request Federal and Provincial funding.
 - Option 2: Fund \$10 million of the required \$22.8 million from existing sources (East Mountain Industrial Development Funds).
 - Potential funding pressure = \$21 million.
 - 0.35% tax increase or \$10 dollars on an average home (CVA = \$232,200), assuming 15 year debenture.
- Forgone Revenues and Parking:
 - East Mountain – potential risk for higher foregone revenues.
 - Parking assumed as Ti-Cats cost.
- West Harbour Financing Impact:

If West Harbourfront is the not preferred site and \$55M approved funding for stadium redirected East Mountain:

 - Land/property procurement pressure - \$14.2M (20 acres)
 - Remediate for institutional use (recreation/green space) - \$9M
 - Option 1: Request Federal and Provincial funding (for Brownfield redevelopment)
 - Option 2: Debt finance above \$23.2M
 - 0.4% tax increase or \$11 dollars on an average home (CVA = \$232,200), assuming 15 year debenture.

Conclusion:

Financial Overview & Summary	West Harbourfront	East Mountain
1. Net Operating		X
2. Capital Infrastructure & Land		X
3. Site Servicing	X	
4. Additional Parking	X	
5. Foregone Revenues	X	

(f) Delegations respecting Item 7.1 – 2015 Pan Am Games Update (Report CM09006(f):

(a) Larry Storm – not in attendance.

(b) S. Jasper Kujavsky

- Important days to reflect – today; and, this coming December – 20 years ago we lost opportunity to bring National hockey league to Hamilton.
- Hamilton needs to get on the “A” list.
- Need to have a vital downtown/waterfront.
- Need to get a National Hockey League, Light Rail Transit and a stadium on the West Harbour in order to have as vibrant downtown and waterfront.
- Hope that Council does vote to have stadium on the West Harbour.
- August 2010 – people will remember today, regarding the stadium and what you do on August 30th with the Memorandum of Understanding.

(c) Michael James Baldasaro

- Should keep stadium/history.
- Tax dollars are going to police services in the area.
- We already have a stadium in the Greater Hamilton Area.
- Perhaps we could build a sports complex.
- Don't plug up the harbour where we should have ships.

(d) Mark Chamberlain, Chair, Jobs Prosperity Collaborative

- Have a very truncated process.
- New beginning for Hamilton – good day.
- Need to preserve greens space – denser, walkable communities.
- Fewer cars, less pollution – more GO Service and LRT.

Council – August 12, 2010

- First priority in Hamilton is our people; feeding and educating our children.
- Complimentary city business – Downtown, Harbour and Brownfield redevelopment – very important.
- Investments carry opportunity to change image in Hamilton.
- Has reports from City staff, and partial business plan, but no business plan from the Tiger Cats.
- East Mountain has little to no potential to support what the city has defined as necessary.
- Recommends approval of the West Harbour Site.
- City should insist on support from Federal and Provincial partners.
- Need LRT.
- Make a definitive and actionable decision today.

(e) Martinus Geleynse, Our City, Our Future

- Plans on spending his entire life in Hamilton.
- Today will go down as a defining moment.
- Voting for an East Hamilton Mountain stadium, you will declare Hamilton as weak, backwards and taking crumbs from Hamilton.
- West Hamilton, strong, progressive, bold and progressive. Hamilton City Council is proud to defend its citizens.
- You will say to those who have said they will be spending the next 70 years hear – that you care about their needs.
- Several years to work on West Harbour, LRT – so much momentum right now.
- Not to be governed by outside businesses.
- Federal, provincial governments – don't live hear.
- None of them have a stake here and understand what its like to live next to toxic waste.
- This is about OUR city and OUR future.
- Thank you for thinking of our interests.

(f) Anthony Powell, Lawyer representing (Marino Rakovac), The White Star Group

- Committed to development of West Harbour and remediation of West Harbour.
- Two requirements to move forward – resolutions to deal with CN; and, certain height requirements in the West Harbour.
- Bay Street Corridor – permanent cycling velodrome.
- By using The Venetian Plate method, additions could be easily added to change the venue to suit other structures (stadiums, arenas, commercial developments, etc.).

(g) John Dolbec, Hamilton Chamber of Commerce

- Council looked at four potential sites: Downtown Hamilton, Airport, West Harbour and Confederation Park.
- Airport more suited for employment opportunities.
- Without the support of provincial and federal support, the city tax payers could be put at risk.
- If the stadium is build somewhere other than the West Harbour, we believe that the City will find a way to develop its waterfront.
- Encourage you to make a decision, based on a sound business case.
- Anchor tenant is vital.

(h) Kathy Drewitt, Downtown Hamilton B.I.A

- Believes that the West Harbour site is in the best interest for the citizens of Hamilton.
- A way to revitalize downtown – one piece of the puzzle.
- Building a stadium in a location that will show our city.
- It will remediate a Brownfield site.
- BIA members have been in support since day one.
- Good parking in downtown core, close to bus station and LRT.
- Streets can be managed with 4 lanes in and out, and along York and Burlington Streets for major events.
- Major events and facilities such as this bring people downtown.
- BIA has serious reservations for the proposed amphitheatre at the West Harbour site.
- We need to build the stadium at the West Harbour site.

(i) Graham Crawford, Hamilton HIStory & HERitage

- Accessibility, city building, downtown revitalization, frustration with the Tiger Cats and pride.
- Provide diverse economic opportunities.
- Make all Hamiltonians love their city.

(j) Armando DaSilva

- Not originally from Hamilton, but this is his home ~ not going anywhere.
- Opportunity to aid struggling core.
- East Mountain location was studied, but is not the most viable.
- Despite what Tiger Cats have promised to-date, it is not enough money to make the East Mountain viable.

- At the end of the day it's about being financially, socially and economically responsible.
- Hamilton has an opportunity for a new image.
- You have to vote yes to the West Harbour today. Time to begin building on the West Harbour.

(k) Sarah Wayland, Hamilton Roundtable for Poverty Reduction

- Social inclusion in the Stadium location and in the 2015 Pan Am Games.
- Best place in Canada to raise a child, promote innovation, engage citizens and provide diverse economic opportunities.
- Ensuring that all adults and children are able to participate.
- Demographic profile of surrounding area, proximity to schools, recreational facilities location of various forms of transportation.
- Lower income families live in close proximity to the West Harbour site.
- Believe that the West Harbour is the better location and offers more opportunity for social inclusion.
- Any stadium must be accessible.
- Redevelopment of Ivor Wynne precinct is very important.

(l) Matt Jelly

- Adopt a new mission and leave a legacy larger than a football.
- Reinvest in our community, rebuild our community.
- Adapting Brownfield sites into employment lands.
- We are the generation who will live with whatever decision you make today.
- People of the city of Hamilton are your most important legacy to leave behind.
- Clean and green by 2015.

(m) Tanya Denich – Not in attendance.

(n) Arthur Bullock

- As a teenager and future Hamilton voter.
- In adulthood I will have to live with whatever decisions City Council makes.
- Believes that West Harbour site to be the best location.
- Stop urban sprawl on East Mountain ~ building a stadium there would only make it worse.
- Cleaning up Brownfield's in downtown Hamilton.

- Doesn't want to be an adult that doesn't get to live long because all of the waste that is left behind.
- Sends the message that we care about private interests – not our community and the cleanliness of our city.
- Hamilton Tiger Cats wanted to use our tax money and our Future Fund dollars.
- Need to be accessible – most teenagers are not able to drive.
- Best site for Hamiltonians is the West Harbour.

(o) Steve Grzenda – Not in attendance

(p) Igor Kasprzycki

- A citizen that lives across from Ivor Wynne, Tiger Cat season ticket holder, just bought his first house and will now be a tax payer in Hamilton.
- Believes West Harbour site to be the best, but not without the Tiger Cats.
- Tiger Cats only need a small stadium, call Mr. Young's bluff.
- Will only end up another Copps'.
- Creative solutions to get Mr. Young on board.
- Eastwood Park by Lakeport Brewery – use for parking, and allow Mr. Young to keep revenues to at least break even.
- Money could be spent so many other ways – in his ward alone.
- West Harbour is only good with Tiger Cats on board – can spend money elsewhere.
- If unable to get Mr. Young on board, look at spending money in more responsible way.

(q) Peter Ormond

- Stadium – Refurbish Ivor Wynne
- Prefers West Harbour over the East Mountain
- If not choosing anything right now, consider other options.

(r) P.J. Mercanti, Carmen's Banquet Centre

- Past 30 years Hamilton Tiger Cats have gone from financial crisis to financial crisis.
- 2003 Bob Young came into town and was heralded as a hero and bought the franchise to honour his brother's memory.
- When West Harbour was nearly as poor as Ivor Wynne. They said they would compromise on the East Mountain.
- The right way to revitalizes downtown is with jobs and residents.

- Those who ignore history tend to complete it.
- The Future Fund has financed projects outside of the downtown so that argument cannot be use.
- 2007 the Redhill opened – opening an entire new world. Have of events are from outside Hamilton.
- Tiger Cats – brand recognition is valuable to city of Hamilton.
- Please don't set us back 20 years and make us Tiger Cat free.

(s) Quintin Hewlett

- Has divided many of Hamilton's residents.
- Downtown visibility is paramount to the city of Hamilton.
- Cheaper to pay a monthly GO bus and pay rent than live in Toronto.
- Reason that Tiger Cats have blitzed the City in this manner, is that the East Mountain does not stand on its own merits.
- The right decision does not involve one business partner.
- Lost Siemens, lost Labatt's – did not support Siemens with \$100,000.

(t) Belma Diamante

- What happened last Friday was a major trip for democracy. Tiger Cats or the City – who is calling the shots.
- If you choose the East Mountain - Incredible symbolic message you're sending out is that you're giving in to tactics of being bullied and threatened.
- Only a few interest groups are pulling the strings in the city. True philanthropy – you give with no strings attached.
- Hamilton's dignity is in your hands ~ and political dignity.

(u) Constance Ranger

- Not in attendance.

(v) David Cohen

- Something has to change in Hamilton's culture.
- Hamilton is obsessed with movement/parking.
- Downtown should be a place with entertainment, restaurants, etc. – should not be about parking.
- For the West Harbour Site, but don't forget about the downtown and the issues that need to be worked on there.

(w) Ann McCulloch, Out City, Our Future

- Not in attendance.

(x) John Wilbur

- Lives in Beasley Neighbourhood (Ward 2) – Spectator described as poorest neighbourhood in Hamilton.
- Poverty rate 2.5 times higher, more food banks than restaurant, stores, etc. combined.
- Future Fund money should be for revitalizing downtown.
- Lost the majority of the games anyway.
- Don't build a stadium.
- Let's give Ivor Wynne to the Tiger Cats – let them play out their days and let them go.
- Use the Future Fund monies to rebuild the West Harbour and Downtown as originally discussed.

(y) Larry Pattison Jr., Save Ivor Wynne Stadium

- Save Ivor Wynne Stadium
- Resident of Ward 3 – Home of the Tiger Cats and Ivor Wynne Stadium.
- Love seeing neighbourhood streets alive with thousands of Tiger Cat fans.
- Blue collar side
- Ivor Wynne forces fans to interact with neighbours
- Today things will change for Hamilton
- Restore Ivor Wynne, fix seats, turf
- Existing site truly is best site for a stadium
- Why aren't we saving Ivor Wynne Stadium

(z) Nicole McGahey

- Good opportunity for the City Of Hamilton
- Do what's best for the City Of Hamilton
- Downtown needs to be revitalized
- I hope all points get listened to
- We invest in West Harbour rather than East Mountain

(aa) Tejpaul Kaloe – not in attendance.

(bb) Valerie Sturrock

- Hamilton is a creative city, a gutsy city – we have what it takes.
- We have to look after many generations of children.
- Living on subsidized housing – not better off, further in debt.
- Think very carefully – we have the time, we have until the end of August if we want to make a decision.

(cc) Duncan Macintosh, Soccer World – not in attendance.

(dd) George Voloudakis

- Proud Hamiltonian and Tiger Cat fan. Lived entire life in Ward 1 – back yard was HAAA grounds.
- The Tiger Cats is ALL of Hamilton's team.
- Third Option – Aberdeen Avenue.
- Location ideal for Pan Am and Velodrome.
- 32 acres at the site and another 5 acres if the City purchases adjacent property.
- Close to the 403 and very visible from the highway.

(ee) John Daldon

- Beautiful homes downtown are the slums, but should be the most expensive.

(ff) Ahmed Mohammed

- A resident of Ancaster.
- As new Canadian and those who live in downtown believes transportation would be better for the West Harbour.
- Everyone's money – not only 50% of peoples money
- Remember the meat factory (Maple Leaf) – people didn't want the meat factory, but want a stadium.
- West Harbour for all in Hamilton.

(gg) Mark Scatella

- Early 1900's grandfather move here from Italy and opened a bakery on the west harbour.
- Now he has opened a Cuban restaurant in downtown Hamilton.

(hh) Nile King:

- Lives on Caroline Street.

- West Harbour Plan – is a long term plan; East Mountain a short term plan.
- Need what's best for community.

The presentations provided by the delegations, were received.

The following written submissions, respecting the 2015 Pan Am Games, were received:

- (i) Ryan McGreal, Our City, Our Future
- (ii) Ed Poletto
- (iii) Constance Ranger
- (iv) Mark R. Giavendoni, Evans Philp

Item 7.1 CARRIED on a Standing Recorded Vote:

Yeas: Eisenberger, Jackson, Powers, Ferguson, Pearson, McHattie, Bratina,
Morelli, Collins, Pasuta, Duvall, Whitehead
Total: 12
Nays: McCarthy, Mitchell, Merulla
Total: 3
Absent: Clark
Total: 1

(g) Pan Am Velodrome Business Plan (CM10005) (City Wide) (Item 7.2)

David Adames, Executive Director, introduced Jonathan Hack, Director, Sierra Planning & Management, provided a brief presentation:

- Development of a legacy plan and review of revenue streams and expenses.
- Recommended appropriate facility management and/or operating model.
- Address the capital cost question and functional programming needs (including any special facility needs that should be incorporated into the design).
- Only one other facility in North America home to UCI sanctioned, international standard, 250m, indoor velodrome (Los Angeles).
- Potential to become the National home for cycling in Canada. The commitment and funding support from the CCA to designate it as the National Track cycling Training Centre is important to this.
- The facility can create a competitive advantage for Hamilton and will offer opportunities for long-run economic and social benefits.

- Hamilton would be the only indoor facility in Canada – the opportunity to draw in national and international events would be high.
- Temporary facility is one that you would put together for the games, take it apart after the games and then prepare the site for development.
- A permanent facility is one that is durable, permanent, long term structure designed with a long expected life cycle.
- Location assessment needs to occur, which outlines the criteria where you would ideally situate its roll for the City and nationally/internationally.
- Should be tied into existing sport related facilities or put with new sport related facilities.
- Cost would be in the area of \$21 to \$25 million dollars – not including parking.
- This would be a daily use facility – might need 200 to 300 spaces.

The presentation, respecting Report CM10005 – Pan Am Velodrome Business Plan, was received.

(i) Delegation: William Urie, Chair, Golden Horseshoe Track and Field Council

Mr. Urie's comments included, but were not limited to, the following:

- Upset with Sports Canada for taking the track and field away from Hamilton.
- In support of a permanent velodrome centre in Hamilton
- 200 meter track for competitions, mezzanine with rubberized surface where hundreds of athletes could train every day.
- A legacy for cycling and for Hamilton Pan Am Games.

(ii) Andrew A. Iler, President, National Cycling Centre Hamilton

Mr. Iler's comments included, but were not limited to, the following:

- Have a chance to keep the velodrome in focus.
- Good opportunity for Hamilton.
- National Cycling Centre for Hamilton has put together a program with the local school boards. Gone from non-cyclists to heavily competitive cyclists.
- These are programs that can be immediately slotted into the velodrome.
- Two independent studies that show that a velodrome is financially feasible and an asset to the City.
- Encouraged by the findings in the Sierra report.
- If facility is properly planned, it will be financially sustainable.
- Present capital budget put forward by the Pan Am games would not create a permanent facility.

- It is international events that will attract a lot of public attention for Hamilton.

The presentations, provided by the following delegates, was received:

- (i) Mr. Andrew Iler, President, National Cycling Centre Hamilton
- (ii) Mr. William Urie, Golden Horseshoe Track and Field Council

Item 7.2 CARRIED on a recorded vote, as follows:

Yeas: Eisenberger, Jackson, Powers, Ferguson, Mitchell, Pearson, McHattie, Bratina, Morelli, Collins Pasuta, Duvall, Whitehead
Total: 13
Nays: Merulla
Total: 1
Absent: Clark, McCarthy
Total: 2

(h) Recess

Committee of the Whole recessed at 9:21 p.m., and will reconvene at 9:30 a.m. on Wednesday, August 11, 2010, to consider the balance of the August 10, 2010 agenda.

(i) Red Hill Valley Parkway – Recent Rain Events (Item 7.3)

Gerry Davis, General Manager of Public Works, provided a PowerPoint presentation, respecting the status of the Red Hill Valley Parkway and the recent rain events. Mr. Davis' comments included, but were not limited to, the following:

- Regular forestry maintenance was being done, trees that were left on the ground they blocked the culvert. Matter will be removed same day from this point on.
- Retention pond became clogged with vegetation. Need to regularly remove vegetation in order for water to freely run through system.
- Next Steps: Continue to perform regular monitoring and maintenance of stormwater system; continue to perform pre and post storm event inspections; and, ongoing coordination with other agencies.

Councillor Pearson put forward a suggestion that staff look into signage for the Red Hill Valley Parkway and LINC to alert drivers that, in the event of a severe storm event, the roads may be closed due to flooding.

As well, that a telephone number be posted on the signage so that citizens are able to alert the City, should they discover the road is flooded.

The presentation, respecting the status of the Red Hill Valley Parkway and the recent rain events, was received.

(j) Equity and Inclusion Policy (FCS10026) (City Wide) (Item 7.4)

Anne-Marie Stewart provided a presentation, respecting the Equity and Inclusion Policy for the City of Hamilton. Ms. Stewart's comments included, but were not limited to, the following:

- Embeds the value of equity and the principle of inclusion into the way the City does business.
- Will help Hamilton to close the gaps that exist in programs, services and opportunities that are intended to engage all Hamilton's individuals and communities.
- Brings the new Racial Equity Policy into alignment with other corporate policies.
- All persons must be valued as they are and feel the commitment of the City.
- Public engagement is essential.
- Met with the following communities: Committee Against Racism, ACPD, Immigrant and Refugee Committee, Aboriginal Advisory Council, Gay Lesbian Bisexual and Transgender, and the Seniors Advisory Committee, and many more.

The presentation, respecting Report FCS10026 - Equity and Inclusion Policy, was received.

(k) Transit Operational Review and Service Improvement Plan (PW10077) (City Wide) (Item 7.5)

Don Hull provided a presentation, respecting the Transit Operational Review and Service Improvement Plan. Mr. Hall's comments included, but were not limited to, the following:

- This report responds to Council direction to staff to report back on two separate but related matters: a prioritized list of Transit service improvements; results of the Operational Review of the Transit program; and, discontinuance of OBRP funding beginning in 2011 (\$3.7million).
- The recommendations contained in this report rely on input from: Transit Operational Review (O/R); Transit Community Contacts program; Transit Planning Section surveys; Transit Service Quality program; Union/Management; Transit Runtime and Safety & Security committees; Transit Vision 2040 Report (PW09081) September 2009; and, Transportation Master Plan and GRIDS.

- Combined, these transit service performance monitoring tools indicate some recurring trends: Current transit service delivery performance is generally well regarded by the public; Requests from transit users for higher transit service levels are on the rise; and, Operators/Union advised of added pressure on maintaining scheduled service reliability due to operating pressures.
- Community support exists for increased investment in Transit.
- The key Operational Review study findings conclude that “fundamental changes will be required if transit is to succeed in a world of increasing social, economic, environmental, technological; and, policy change citing the need for a significant shift in policy, from cost driven to a market-driven policy with less emphasis on cost recovery.
- Staff has reviewed the route modification proposals presented by the Operational Review consultant. Implementation of any service changes beyond those recommended in this report would be subject to community consultation involving the affected Ward Councillor(s).
- The Operational Review recommends a number of other transit work plan initiatives, all are addressed in the current transit program work plan or will be addressed in future reports.
- To achieve TMP goals of doubling ridership, in the next 5 years (2014) alone need to increase service hours by 320,000 (+47%), representing an increase in operating expenditures of \$30 million.
- Longer term plans are contingent upon some significant service design drivers, namely:
 - Pan-Am Stadium
 - Rapid Transit
 - McMaster Transit Terminal
 - Mohawk College Terminal
 - GO Terminal location(s)
 - West Hamilton Innovation District
 - Airport Employment Growth District
 - Area Rating
- As per Report (FCS10021), Federal gas tax revenue sharing is limited to two project categories to include Roads and Bridges and the potential addition of Public Transit effective in 2011:
 - Enhancement in Transit program funding will result in a lesser level of funding for discretionary capital (block funding).
 - Uncertainty surrounding Provincial and Federal funding commitments in future years.

- High reliance of these funding commitments as it applies to the City's discretionary capital funding capacity.
- Transit Capital budget has historically been self-sustaining through a combination of funding from contributions to the Operating budget, Provincial and Federal grants with no reliance on the Corporate Capital budget.
- Loss of Ontario Bus Replacement Program funding (OBRP) would put the Transit Capital fleet replacement program into deficit in 2016.
- A telephone survey of the Municipalities across Canada with populations over 500,000 revealed that all but one Municipality, other than Hamilton, allocated dedicated Federal Gas Tax to Transit, a few as much as 100%.
- Staff report recommends \$3 million in Transit service level improvements over 3 years (2011-14), plus consideration of \$3.7 million capital to replace OBRP, funded from Federal Gas Tax.

The presentation, respecting Report PW10077 - Transit Operational Review and Service Improvement Plan, was received.

(l) Hamilton Future Fund Board of Governors Report 10-001 (Item 8.1(a))

Item 8.1(a) was RECEIVED with a recorded vote, as follows:

Yeas: Eisenberger, Whitehead, Pasuta, Bratina, McHattie, Pearson, Mitchell,
Ferguson, Powers, Jackson, Clark
Total: 11
Nays: Merulla, McCarthy
Total: 2
Absent: Collins, Duvall, Morelli
Total: 3

(m) Dundas Arts Community Foundations Grant Request for \$2.45 Million (FCS10070(a) (City Wide) (Item 8.1(b))

Mr. Bob Wilkins, Dundas Arts Community Foundation, spoke in support of the staff report, respecting Funding for the Dundas Community Foundation.

The presentation, provided by Bob Wilkins, Dundas Arts Community Foundation, respecting Report FCS1000(a) - Dundas Arts Community Foundations Grant Request for \$2.45 Million, was received.

Councillor Pasuta requested to be recorded as OPPOSED to recommendations (c) and (g) of Report FCS10070(a) (see Item 19 above).

(n) Proposed new Multi-Use Facility on the Flamborough Town Hall Site (PW10074) (Ward 15) (tem 8.2)

- (i) Arend Kersten, Flamborough Chamber of Commerce
- Opposed to the staff recommendations in Report PW10074.
 - Proper public consultation was not properly conducted.
 - Was at a meeting respecting this matter, but was not permitted to speak.
 - Will not be room in the new building for the Flamborough Chamber of Commerce.
- (ii) Judi Partridge and Trevor Garwood Jones, Architect
- The delegations were not in attendance.

The presentation, by Arend Kersten, Flamborough Chamber of Commerce, respecting the Proposed new Multi-Use Facility on the Flamborough Town Hall Site, was received.

The written submissions, respecting Report PW10074 – Proposed new Multi-Use Facility on the Flamborough Town Hall Site, were received:

- (i) Rick Ludwig, Kitching, Steepe & Ludwig Funeral Home, Waterdown
- (ii) Stanley Haworth, Carlisle
- (iii) Trevor P. Garwood-Jones, Dipl, RIBA, FRAIC, OAA
- (iv) Roberta Bielak
- (v) Judi Partridge
- (o) Warren Park – Leash Free Park Assessment (PW10079) (Ward 13) (Item 8.3)**

The written submission, from Gayle Zaunscherb, respecting Report PW10079 – Warren Park – Leash Free Park Assessment, was received.

(p) Extension of Demolition Credit for 175 Longwood Road South, Hamilton (FCS10051) (Ward 1) (Item 8.4)

Report FCS10051 was tabled to a future Committee of the Whole.

Staff was directed to invite Zack Douglas, from the Innovation Park, to attend Committee of the Whole to provide a presentation respecting the Extension of Demolition Credit for 175 Longwood Road South, Hamilton.

(q) Governance Review Sub-Committee Report 10-003 (Item 8.5)

Sub-section (iv) to Item 1 of the Governance Review Sub-committee Report 10-003, which reads as follows, was referred back to the Governance Review Sub-committee:

- (iv) That issues relative to economic development be appropriately shifted to the General Issues Committee.

Councillor Clark requested to be recorded as OPPOSED to the referral motion above.

(r) Initiation of Discussions with Hamilton Tiger Cats (Item 9.2)

Councillor Whitehead put forward a motion, shown as recommendation (a) to Item 25 above. Subsequently, Mayor Eisenberger put forward an amending motion (to Councillor Whitehead's motion), which reads as follows:

Host Co., the Provincial and Federal governments and representatives for the City of Hamilton, are to be included in the discussions.

Item 9.2(a) CARRIED on a Standing Recorded Vote, as follows:

Yeas: Eisenberger, McCarthy, Jackson, Powers, Ferguson, Mitchell,
Pearson, McHattie, Morelli, Merulla, Collins, Pasuta, Duvall, Whitehead
Total: 14
Nays: Bratina
Total: 1
Absent: Clark
Total: 1

Item 9.2(b) CARRIED on a Standing Recorded Vote, as follows:

Yeas: Eisenberger, Whitehead, Collins, Merulla, Morelli, McHattie, Pearson,
Ferguson, Powers, Jackson, McCarthy
Total: 11
Nays: Duvall, Pasuta, Bratina, Mitchell
Total: 4
Absent: Clark
Total: 1

(s) PRIVATE & CONFIDENTIAL (Item 12)**(i) Closed Session Minutes of June 25, 2010 (Item 12.1)**

As the Committee of the Whole determined that no discussion, respecting the Closed Session Minutes of the June 25, 2010, meeting of Committee of the Whole was required, the Minutes were approved in Open Session, as shown below:

The Closed Session Minutes of the June 25, 2010, meeting of Committee of the Whole were approved, as presented.

The June 25, 2010, Minutes, of Committee of the Whole will remain confidential and restricted from public disclosure, in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act."

(ii) Closed Session Minutes of July 6, 2010 (Item 12.2)

As the Committee of the Whole determined that no discussion, respecting the Closed Session Minutes of the July 6, 2010, meeting of Committee of the Whole was required, the Minutes were approved in Open Session, as shown below:

The Closed Session Minutes of the July 6, 2010, meeting of Committee of the Whole were approved, as presented.

The July 6, 2010, Minutes, of Committee of the Whole will remain confidential and restricted from public disclosure, in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act."

(t) Recess

Committee of the Whole recessed, at 1:46 p.m., and will reconvene on Thursday, August 12, 2010 to consider the balance of the August 10, 2010 agenda.

Respectfully submitted,

Mayor F. Eisenberger
Chair, Committee of the Whole

Stephanie Paparella
Legislative Assistant
August 10 & 11, 2010