



**General Issues Committee  
REPORT 12-021**

**AS AMENDED BY COUNCIL ON AUGUST 16, 2012  
AS FURTHER AMENDED BY COUNCIL ON SEPTEMBER 12, 2012  
AS FURTHER AMENDED BY COUNCIL ON OCTOBER 30, 2012**

**9:30 a.m.**

**Monday, August 13, 2012**

**Council Chambers**

**Hamilton City Hall**

**71 Main Street West**

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

**Absent with Regrets:** Councillors S. Duvall and M. Pearson – Vacation

**Also Present:** C. Murray, City Manager  
R. Rossini, General Manager, Finance & Corporate Services  
T. McCabe, General Manager, Planning & Economic Development  
G. Davis, General Manager, Public Works  
Dr. E. Richardson, Medical Officer of Health  
K. Lubrick, Acting General Manager, Community Services  
R. Sabo, Assistant City Solicitor  
M. Zegarac, Director, Financial Planning & Policy  
D. McKinnon, Director, Water & Wastewater Operations  
B. Shynal, Director, Operations  
S. Paparella, Legislative Coordinator, Office of the City Clerk

**THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 12-021 AND  
RESPECTFULLY RECOMMENDS:**

**1. Hamilton Police Services Board Monthly Report (PSB 12-079) (Item 5.1)**

That the Hamilton Police Services Board Monthly Report PSB 12-079, be received.

**2. Treasurer's Apportionment of Land Taxes for Properties in Flamborough and Hamilton (FCS12005(e)) (Wards 15 and 4) (Item 5.3)**

- (a) That the 2012 land taxes in the amount of \$4,596 for 8 McDonald Court, Flamborough (Roll #2518 303 390 11800 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix A to Report 12-021;
- (b) That the 2012 land taxes in the amount of \$1,824 for 70 Division Street, Hamilton (Roll #2518 040 335 06930 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix A to Report 12-021.

**3. 2011 Assessment Growth (FCS12057) (City Wide) (Item 5.4)**

That Report FCS12057, respecting the 2011 Assessment Growth, be received.

**4. Waterdown Business Improvement Area (B.I.A.) Revised Board of Management (PED11013(e)) (Ward 15) (Item 5.5)**

That the following individual be appointed to the Waterdown B.I.A.'s Board of Management:

- (i) Melissa Taylor

**5. Approval to Expropriate 55 Queenston Road (City Motor Hotel) (LS12009(a)/PED12076(a)) (Ward 4) (Item 5.6)**

- (a) That approval be given to the City of Hamilton as the expropriating authority, to expropriate the following real property, known as City Motor Hotel:

Municipal Address: 55 Queenston Road/1620 Main Street E., Hamilton, ON

Owner: KMCT – Key Management Technology Corporation (on Title)  
1284342 Ontario Inc.  
Mortgagee in Possession under Power of Sale

Description: Part Lot 34, Concession 2  
Geographic Township of Saltfleet, City of Hamilton as in  
HL135686, Power of Sale PIN 17267-0109 (LT)

and to authorize entry.

- (b) That the Senior Project Manager, Survey/Technical Services, be authorized and directed to prepare a Plan of Expropriation for registration in the Land Registry Office;
- (c) That the Mayor and City Clerk be authorized and directed to sign the Certification of Approval affixed to the Plan of Expropriation and that the City Clerk be authorized and directed to affix the Corporate Seal thereto;
- (d) That the City Clerk be authorized and directed to sign, and the Acting City Solicitor be authorized and directed to serve, any Notices required by the Expropriations Act and such notices of expropriation, compensation, possession and election and any other action, as may be required to obtain and authorize entry and possession of the expropriated property at the earliest possible date;
- (e) That the Manager of Real Estate, Economic Development Division of the Planning and Economic Development Department, be authorized and directed to obtain an external appraisal of the property expropriated, to form the basis of compensation to be offered by the City of Hamilton, and the Manager of Real Estate be authorized and directed to negotiate compensation with the owners of the land being expropriated on the basis of the appraisal report;
- (f) That should negotiations between the City and the Owner(s), with respect to compensation for the taking not be successful, staff be authorized to proceed to have the matter settled before the Board of Negotiations, by agreement of both parties, and/or before the Ontario Municipal Board by arbitration pursuant to Section 26 of the Expropriation Act;
- (g) That the Expropriation By-law, attached as Appendix "B" to Report LS12009(a)/PED12076(a), be introduced to give effect to the foregoing and enacted by Council;
- (h) That the General Manager of Public Works be authorized and directed to register the Expropriation Plan;
- (i) That all costs of the expropriation of 55 Queenston Road, Hamilton, be charged to the Capital Budget No. 3301250231 and be funded from Reserve No. 108054 (Ward 4 Capital Re-investment). (Amended Sept. 12/12)

**6. Declaration of Surplus Property – Proposed Land Exchange between the City of Hamilton (50 Wilson (amended Oct. 30/12) Halson Street East) (amended Oct. 30/12) and 121757 Ontario Ltd. (Ross Andrews) (240 Wilson Street East), land required for a Daylight Triangle in the Former Township of Ancaster, now in the City of Hamilton (PED12119) (Ward 12) (Item 5.7)**

That an exchange of lands between the City of Hamilton and 121757 Ontario Ltd. (Ross Andrews) be approved on the following basis:

- (a) That vacant lands municipally known as Part of 50 Wilson Halson Street East (Stoneham Park), identified as Part of Lot 44, Concession 2, in the former Geographic Township of Ancaster, now in the City of Hamilton, designated as Part 1 on Plan 62R-19282, having an area of approximately 19 square metres (205 square feet), (as shown on Appendix “B” attached to Report 12-021), and valued at \$7,500 be declared surplus to the requirements of the City;
- (b) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to exchange with 121757 Ontario Ltd. (Ross Andrews) the land described in Recommendation (a) for lands forming Part of 240 Wilson Street East, Ancaster, described as Part 1 on Plan 62R-19196, being Part of Lot 44, Concession 2 of the former geographic Township of Ancaster, (as shown on Appendix “B” attached to Report 12-021) having an area of approximately 19 square metres (205 square feet), valued at \$7,500;
- (c) That consideration of \$7,500 does not include the Harmonized Sales Tax (HST), and should HST be applicable and collected by the City, that the amount be credited to Account No. 22828 009000 (HST Payable);
- (d) That the sum of \$4,190 be funded from Account Number 4031219101 (2012 Road and Sidewalk Reconstruction Program) and credited to Account No. 45408-3560150200 (Property Purchases and Sales) being the costs incurred for real estate services, appraisal services and legal expenses;
- (e) That the Mayor and Municipal Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 268 of the Municipal Act, incorporating the following, if required:
  - (i) That in accordance with the approved method of providing notice in the City of Hamilton By-law No. 04-299 “Procedural By-Law for the Sale of Land”, notice has been given to the Public by way of inclusion of the land sale on the agenda of Committee recommending to Council the sale of the land;
  - (ii) That the subject lands be declared surplus by inclusion of Report PED12119 to Council;

- (iii) That a Real Estate Appraisal was completed on the property described in Recommendation (a) on January 5, 2012, and for the lands described in Recommendation (b) on May 19, 2012, complying with the requirement for an Appraisal under Section 3 (b) of the City of Hamilton By-law No. 04-299 "Procedural By-law for the Sale of Land".

**7. Nine-Year Hamilton Downtown Property Improvement Grant Program – 121-123 James Street North – HDPIGP 01/12 (PED12141) (Ward 12) (Item 5.8)**

- (a) That a grant in the estimated amount of \$593,248.25 under the Hamilton Downtown Property Improvement Grant Program (HDPIGP) for J. Beume Real Estate Limited, (Jack Beume and Nicole Beume) owner of the properties located at 121 and 123 James Street North, be authorized and approved in accordance with the terms and conditions of the former nine-year grant Program; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute the Grant Agreement attached as Appendix "C" to Report 12-021, in a form satisfactory to the City Solicitor.

**8. Lease Renewal Agreement, Lessee – Carmen's Inc., 180 Van Wagner's Beach Road, Hamilton – Lessor – City of Hamilton (PW12056/PED12145) (Ward 5) (Item 5.9)**

- (a) That a Lease Renewal Agreement with Carmen's Inc. be approved subject to the following terms and conditions:
  - (i) **Term:** Five (5) years that commenced January 1, 2011 and terminates on December 31, 2015;
  - (ii) **Property:** Second Floor, 180 Van Wagner's Beach Road, Hamilton, (Lakeland Centre), as shown on Appendix "D" attached to Report 12-021; known as Carmen's, comprising a net rentable area of approximately 2,600 square feet used as a banquet hall;
  - (iii) **Rental Amount:** From the date of commencement, being January 1, 2011, the Lessee shall pay a net rent as follows:

Year 1:	\$35,000 + HST
Year 2:	\$40,000 + HST
Year 3:	\$50,000 + HST
Year 4:	\$52,500 + HST
Year 5:	\$55,000 + HST

Rental revenue will be credited to the Confederation Park budget administered by Hamilton Region Conservation Authority;

- (iv) **Increased Utility Rent:** The lessee agrees to pay a percentage equal to 2.5% of all gross sales, calculated each year based upon audited financial statements, but paid monthly, to pay for the cost of utilities;
  - (v) **Parking:** Lease provides for a surface parking lot on the south-east side of the Lakeland Centre comprising about 60 spaces with approximately 200 additional spaces nearby;
  - (vi) **Operating Costs:** The tenant is responsible for all interior maintenance costs, janitorial, property taxes and insurance;
- (b) 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.

**9. Ontario Lottery and Gaming Corporation (PED12157) (City Wide) (Item 5.10)**

- (a) That Report PED12157, respecting the Ontario Lottery and Gaming Corporation, be received.
- (b) That the Ontario Lottery and Gaming Corporation (OLGC) be requested to have a senior representative of the OLGC attend a future General Issues Committee, as soon as possible, respecting the Province and OLGC's modernization plans for lottery and gaming in the Province of Ontario.
- (c) That the Great Canadian Gaming Company, as the current Owner/Operator of Flamboro Downs, be requested to attend a future General Issues Committee meeting, as soon as possible, to report on their business operations at Flamboro Downs and to provide their position respecting the Province and Ontario Lottery and Gaming Corporation's modernization plans for lottery and gaming in the Province of Ontario.
- (d) That the local area MPPs; the Honourable Ted McMeekin, Tim Hudak and Andrea Horwath be requested to attend a future General Issues Committee, as soon as possible, to answer questions and provide their position with respect to the Province and Ontario Lottery and Gaming Corporation's modernization plans for lottery and gaming in the Province of Ontario.

- 10. Green Infrastructure Fund Application – Water Quality Upgrade to Woodward Avenue Wastewater Treatment Plant (PW12060/ FCS12064) (City Wide) (Item 7.1)**
- (a) That the General Manager of Public Works be authorized and directed to submit the Hamilton Clean Harbour Project - Green Infrastructure Funding Application, attached as Appendix “E” to Report 12-021, to Infrastructure Canada for approval from the Minister of Transport, Infrastructure, and Communities in support of the associated funding request;
  - (b) That the General Manager of Finance & Corporate Services be authorized and directed to proceed with incorporating the City’s \$132 Million contribution, contingent on the Minister’s approval of the application outlined in subsection (a), into the 2013 Water, Wastewater, and Storm Rate Budget;
  - (c) That contingent on the Minister’s approval of the application outlined in subsection (a), the General Manager of Public Works be authorized and directed to proceed with delivering the Clean Harbour Project utilizing the most appropriate project delivery model that meets the requirements and timelines of the funding agreement through consultation with the established Public Works Sub-Committee for the Woodward Avenue Wastewater Treatment Plant Upgrade and Expansion Project;
  - (d) That the General Manager of Public Works be authorized and directed to hire an additional FTE in a temporary full-time position, contingent on the Minister’s approval of the application outlined in subsection (a) for the Water and Wastewater Engineering Section for the term of the Clean Harbour Project;
  - (e) That contingent on the Minister’s approval of the application outlined in subsection (a), the Mayor and City Clerk be authorized and directed to execute the federal funding agreement and all necessary associated documents, in a form satisfactory to the City Solicitor and with content acceptable to the General Manager of Public Works, and the General Manager of Finance & Corporate Services;
  - (f) That staff be directed to identify, within the Hamilton Clean Harbour Project - Green Infrastructure Funding Application, attached as Appendix “D” to Report 12-021, that a \$100 Million GIF federal grant be applied specifically to the Clean Harbour Project;
  - (g) That following the Federal Government’s approval of the \$100 million GIF grant for the Clean Harbour Project, staff be directed to apply the \$100 Million Provincial grant specifically to the Clean Harbour Project.

**11. Rapid Transit Maintenance and Storage Facility and Spur Line (PW11064(a)) (City Wide) (Item 7.2)**

- (a) Report PW11064(a), respecting Rapid Transit Maintenance and Storage Facility and Spur Line, was referred back to staff to review the top ten (10) location options, in consultation with the affected Ward Councillors, and report back to the General Issues Committee.
- (b) That correspondence be sent to the Honourable Ted McMeekin, Andrea Horwath, MPP and Tim Hudak, MPP, requesting that they provide their respective positions regarding LRT in Hamilton.

**12. Community Infrastructure Improvement Fund Program Intake (FCS12061) (City Wide) (Item 7.3)**

- (a) That the infrastructure projects, as listed in Appendix “E” of Report 12-021, be approved for submission to the Federal Economic Development Agency for Southern Ontario (FedDev Ontario) for consideration under the Community Infrastructure Improvement Fund (CIIF) program;
- (b) That upon notification by FedDev Ontario of approved projects under the CIIF program, the Mayor and City Clerk be authorized and directed to execute, on behalf of the City of Hamilton, all necessary documentation to implement projects approved within Appendix “E” of Report 12-021, all with content acceptable to the General Manager of Finance and Corporate Services, and in a form satisfactory to the City Solicitor;
- (c) That upon notification by FedDev Ontario of approved projects under the CIIF program, staff report back to the General Issues Committee on a funding strategy to fund the City’s share of the approved projects;
- (d) That subject to approval by FedDev Ontario of projects under the CIIF program, the operating impacts of the approved projects, estimated at \$79,600 as per Appendix “F” to Report 12-021 be approved and incorporated into the 2014 tax supported operating budgets;
- (e) That should the Auchmar Exterior Stabilization project be selected, the \$550,000 of funding that was parked in the unallocated capital reserve (108020) for project 7101058703 – Hamilton Culture and Protocol Centre at Auchmar be applied to the City’s share of funding under the CIIF program;
- (f) That project 7101058703 – Hamilton Culture and Protocol Centre at Auchmar be removed from the outstanding items from the 2011 Capital Budget parked project listing;



- (g) That Council endorse the application by the Board of Directors of the Robert Land Community Association for Upgrades to the Eva Rothwell Resource Centre, and commit to funding one third of the cost (\$150,000) of the project from the Neighbourhood Strategy Fund (project 2051255204) should it be approved for funding under the CIIF program.

**13. Area Rating Special Capital Re-Investment Reserves – 2012 Projects (FCS12024(a)) (City Wide) (Item 8.1)**

- (a) That the capital projects, as outlined in Appendices G to M to Report 12-021, be approved and subsequently created;
- (b) That subject to approval of Recommendation (a) of Report FCS12024(a), that the capital projects outlined in Appendices H to N to Report 12-021 be funded by the respective Area Capital Special Re-Investment Reserves (Wards 1-8);
- (c) That subject to approval of Recommendation (a) of Report FCS12024(a), that the General Manager of Public Works be authorized to prepare, advertise and award tenders as required for the works approved within Report FCS12024(a);
- (d) That the operating impacts of the Area Rating Special Capital Re-Investment Reserves 2012 projects, estimated to be \$67,000 annually when fully implemented, attached as per Appendix “N” to Report FCS12024(a), be approved and incorporated into future Tax Supported Operating Budgets.

**14. Residential Protective Plumbing Subsidy Program (PW11056(b)) (City Wide) (Item 8.3)**

That the re-allocation of approximately \$2 million of WIP funds from Capital Project 5140661502 (Large Meter Replace/Repair) to provide additional funding to sustain the existing Residential Protective Plumbing Subsidy Program (3P) (Project ED5160960900) for the balance of 2012, be approved.

**15. Randle Reef Sediment Remediation (PW10042(a)) (City Wide) (Item 8.4)**

- (a) That Report PW10042(a), respecting Randle Reef Sediment Remediation, be received;
- (b) That the additional \$6,000,000, required as the City of Hamilton's share to fund the Randle Reef Sediment Remediation be **approved**;

(c) That staff be directed to report to the 2013 budget process with a long term financing plan for the **approved** additional \$6,000,000 in funding for the Randle Reef Sediment Remediation in addition to the \$8,000,000, already approved.

**(d) That the Mayor and the City Clerk be authorized and directed to execute all necessary agreements and documents to reflect the City of Hamilton's approved funding for, and participation in, the Randle Reef Sedimentation Remediation Project, in a form satisfactory to the City Solicitor and with content acceptable to the General Manager of Finance and Corporate Services and the General Manager of Public Works.**

**16. Terms of Reference for the School Board Properties Sub-Committee (PED12135) (City Wide) (Item 8.5)**

(a) That Report PED12135 respecting School Boards Properties Sub-Committee be received.

(b) That the Terms of Reference for the School Board Properties Sub-Committee, attached as Appendix "A" to Report PED12135, be referred to the School Board Properties Sub-Committee for further review and consideration, with a report back to the General Issues Committee.

(c) That the following members of Council be appointed to the School Board Properties Sub-committee for the 2010-2014 term of Council or until successors are appointed by Council:

- (i) Collins;
- (ii) Johnson,
- (iii) Partridge;
- (iv) Merulla;
- (v) Morelli;
- (vi) McHattie
- (vi) Whitehead; and,
- (ix) Pearson**

(d) That the composition of the Terms of Reference for the School Board Properties Sub-Committee, be amended, be changing from 6 to **8** members.

**17. Public Health Service Lease – McMaster Health Campus (PED11134(e)/FCS11063(e)/BOH11026(e)) (Ward 2) (Item 8.6)**

(a) That the Agreement (Offer) to Lease with McMaster University be approved, subject to the following terms and conditions:

**Council – August 16, 2012**

(i) **Term:**

Thirty (30) years, commencing February 1, 2015 and terminating February 28, 2045;

(ii) **Premises:**

McMaster Health Campus, 100 Main Street West, comprising 18,366 square feet on the 4th, 5th and 6th floors, together with the right to use, equally with the Landlord, an additional 10,946 square feet of space for clinics, conference facilities and other uses as may be mutually agreed upon;

(vi) **Rental Rate:**

From the date of commencement, the Base Rental rate shall be zero (\$0.00) from Years one (1) to thirty (30);

(iv) **Operating Costs:**

The Tenant shall be responsible for its full proportionate share of operating costs accruing to the premises. These costs are forecast to be \$6.25 per square foot in 2015. For the purposes of the rent calculation, the Shared Space component shall be deemed to be 5,473.3 square feet. In addition, the Tenant shall be responsible for its proportionate share to the common areas of the building;

(v) **Underground Parking Facility:**

Parking shall be restricted to patients / clients of the Landlord and Tenant and other permitted users. The rates for the use of the facility shall be designed to operate on a budget to recover all costs of operation including recovery of capital costs. The Landlord shall establish the rates for use of the underground parking facility;

(vi) **Option to Renew:**

Upon six (6) months written notice before the expiry of the term, the City of Hamilton will have the option to renew the Lease for three (3) additional five (5) year terms, wherein the base rent throughout any of the three (3) renewal periods shall be based on Lifecycle costs for the building, equipment and common areas, as determined by an engineering firm acceptable to the Landlord and Tenant prior to the end of the term of the lease;

(vii) **Commencement Date:**

The commencement date for the Tenants Lease of February 2015 is an estimated occupancy date and the Landlord shall, no later than March 15, 2013, provide a revised commencement date for the Tenants Lease. In the event that the Landlord is unable to comply with the new commencement date, unless the delay is caused by the Tenant, the Landlord and Tenant shall be jointly responsible for any net loss suffered by the Tenant paying overholding rent at the Tenant's current locations set off against the rent that would have been payable by the Tenant for the Premises if there had been no delay in delivering occupancy to the Tenant for the Premises on the new commencement date.

- (b) That Legal Services be authorized and directed to prepare a by-law under Section 110 of the Municipal Act to propose the leased space become a Municipal Capital Facility, whereby the City would be exempt from paying Realty Taxes at this location;
- (c) That all rent and operating costs be funded from Public Health Administration - Rent: Offices and Buildings Account 55358-677500;
- (d) That the Mayor, General Manager of Finance and Corporate Services, City Clerk and the appropriate staff, as the case may be, be authorized and directed to execute the Agreement to Lease and lease as set out in recommendation (a) above, and any other documentation required, in the opinion of the City Solicitor, to implement the City's participation in the McMaster Health Centre project, all in a form satisfactory to the City Solicitor;
- (e) That the General Manager, Finance and Corporate Services, be authorized to negotiate the terms and placement of a debenture issue with Infrastructure Ontario's Loan Program to finance the construction costs of space to be occupied by Hamilton's Public Health Services at the McMaster Health Centre in an amount not to exceed \$10.3 million;
- (f) That the General Manager, Finance and Corporate Services, be authorized to engage the services of outside legal counsel to secure the issuance of a debenture issue with Infrastructure Ontario;
- (g) That the Mayor and Treasurer or any other appropriate staff be authorized and directed to execute all necessary documentation between the City of Hamilton and Infrastructure Ontario under the Infrastructure Ontario Loan Program, in a form satisfactory to the City Solicitor;
- (h) That the required enabling by-law be enacted as required to secure the loan from Infrastructure Ontario;

- (i) That construction progress payments to McMaster University related to the construction costs of space to be occupied by Hamilton's Public Health Services at the McMaster Health Centre be charged to Project 6771241203 - MHC PH Construction with fund recovery to occur with the proceeds of the Infrastructure Ontario loan upon substantial completion of the McMaster Health Centre in 2015.
- 18. Administrative Amendments to the ERASE Redevelopment Program Description and Terms (PED12147) (City Wide) (Item 8.7)**
- (a) That the revised Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Program (RGP) description and terms, attached as Appendix "P" to Report PED12147, be approved;
  - (b) That staff continue to monitor the ERASE Redevelopment Program with respect to detailed implementation measures to allow for the efficient administration of the Program.
- 19. Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application (ERG-12-02) – DRC Holdings Inc., 440 Victoria Avenue North, Hamilton (PED12154) (Ward 3) (Item 8.8)**
- (a) That Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application ERG-12-02, submitted by Urbancore Developments Inc., on behalf of the owner of the property at 440 Victoria Avenue North, Hamilton, DCR Holdings Inc. for an ERASE Redevelopment Grant (Part 1) not to exceed \$650,000, payable to DCR Holdings Inc. over a maximum of ten years, be authorized and approved in accordance with the terms and conditions of the ERASE Redevelopment Grant Agreement;
  - (b) That the Mayor and City Clerk be authorized and directed to execute, on behalf of the City, the ERASE Redevelopment Grant Agreement with DCR Holdings Inc., referred to in recommendation (a) with respect to the redevelopment of 440 Victoria Avenue North, Hamilton and all necessary associated documents, all in a form satisfactory to the City Solicitor.
- 20. Letter of Understanding between the City of Hamilton and the Hamilton Port Authority regarding Piers 7 and 8 (CM12015) (Ward 2) (Item 8.9)**
- (a) That Report CM12015, respecting the Letter of Understanding with the Hamilton Port Authority regarding Piers 7 and 8, be received.

- (b) That the City Manager be directed to provide a copy of Report CM12015, as amended, respecting the Letter of Understanding with the Hamilton Port Authority regarding Long-term Marina and Boat Storage Operating Agreement and the Piers 7 and 8 Lease Transfer and Partial Early Termination to the President and C.E.O. of the Hamilton Port Authority.
- (c) That the City Manager be directed to prepare a formal Memorandum of Understanding, between the City of Hamilton and the Hamilton Port Authority, respecting the Long-term Marina and Boat Storage Operating Agreement and the Piers 7 and 8 Lease Transfer and Partial Early Termination, based upon the terms, conditions and intent of the July 24, 2012 letter to the Hamilton Port Authority (attached as Appendix "A" to Report CM1201), in a form satisfactory to the City Solicitor, and report back to the General Issues Committee by October 2012.

**21. City of Hamilton Food Strategy (Item 9.4)**

That the matter be referred to Public Health Services for a report back on how a Food Strategy could be developed in consultation with the following departments: Community Services, Public Works and Planning & Economic Development; with a report back to the General Issues Committee before the end of the 2012 year.

**22. Resignation from the Arts Advisory Commission (Item 9.5)**

That the resignations from the following members of the Arts Advisory Commission be received:

- (i) Jahan Zeb
- (ii) Anupam Bagchi

**23. Appointments to the Web Redevelopment Sub-Committee (Item 9.6)**

That in accordance with sub-section (e) of Item 2 of General Issues Committee Report 12-018, approved by Council on July 12, 2012, respecting Redevelopment of the City of Hamilton's Website, the following Councillors be appointed to the Web Redevelopment Sub-Committee:

- (a) Councillor R. Powers
- (b) Councillor C. Collins

**24. Implementation of an All-Way Stop Control at the Intersection of Nebo Road and Twenty Road (Item 9.7)**

- (a) That an all-way stop control be implemented at the intersection of Nebo Road and Twenty Road;
- (b) That the appropriate by-law to amend City of Hamilton Traffic By-law 01-215 be approved.

**25. Municipal Disaster Relief Assistance Program – Heavy Rain Event, July 22, 2012 (Item 10.2)**

- (a) That the Residential Municipal Disaster Relief Assistance Program be enacted to provide residents, city-wide, with a compassionate grant in the amount not to exceed \$1,000 for residential basement flooding, during the heavy rain event on July 22, 2012;
- (b) That payment of such claims be based on compassionate grounds only and not to be construed as an admission of liability on part of the City of Hamilton; and,
- (c) That costs associated with these claims be funded from the Residential Municipal Disaster Relief Program Reserve.

**26. Litigation Update – Termination of Former City Employees (Item 12.2)**

That the Litigation update, respecting the termination of former City employees, be received.

**27. Alleyway Encroachment – 14 James Street North (PW12059/LS12021/PED12158) (Ward 2) (Item 12.3)**

That Report LS12021/PED12158, respecting 14 James Street North, Hamilton, Ontario, and its appendix, be received and not be released as a public document.

**28. Pan Am Stadium Facility Agreement (PW12058) (Ward 3)(Item 8.2)**

- (a) That the General Manager of Public Works be authorized and directed to negotiate with Toronto Organizing Committee for the 2015 Pan American and Parapan American Games and Ontario Infrastructure and Lands Corporation respecting a Facility Agreement to determine the roles, relationships, joint and separate responsibilities, authorizations and obligations of the Parties for the planning and construction of the new Stadium; operation of the Stadium by City of Hamilton; Toronto 2015

Exclusive Use Period; and Post Games Legacy considerations as part of the 2015 Pan American and Parapan American Games Project;

- (b) That the Mayor and City Clerk, and appropriate City staff as the case may be, be authorized and directed to sign the Facility Agreement and any other ancillary agreements between the City and Toronto Organizing Committee for the 2015 Pan American and Parapan American Games and Ontario Infrastructure and Lands Corporation required, in the opinion of the City Solicitor, to implement recommendation (a) in Report PW12058.

#### 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 as Item 4.7, a Delegation Request from Michael Barton, of the Hamilton Halton Homebuilders Association, respecting Report FCS12064 - Green Infrastructure Fund Application – Water Quality Upgrade to Woodward Avenue Wastewater Treatment Plant (Item 7.1 on today's agenda).
- (ii) Added as Item 4.8, a Delegation Request from Jay Rosenblatt, Simpson Wiggle Law LLP, respecting Report PW12059/ LS12021/PED12158 - Alleyway Encroachment for 14 James Street North Hamilton, Ontario (Item 12.3 on today's agenda).
- (iii) Item 5.2, Report PW12057, respecting a 2012 Special Event Road Closure for Steel in the Spotlight has been withdrawn from the agenda, as the organizers have advised that they will no longer be pursuing the event.
- (iv) Item 7.3 - Appendix "A" to Report FCS12061 has been revised to correct the proper numbers.
- (v) Added as Item 7.3(a), correspondence from the Hockeyville Legacy Foundation, respecting J. L. Grightmire – Market Street Arena Expansion Funding, in support of Item 7.3.
- (vi) The subject line on the agenda page for Item 8.1 should read "Area Rating Special Capital Re-Investment Reserves – 2012 Projects". The word "special" was omitted.



- (vii) Listed as Item 8.9 (to be distributed) on the agenda, Report CM12015, Letter of Understanding with the Hamilton Port Authority regarding Piers 7 and 8.

**Note:** The subject line on the agenda page for Item 8.9 should read “Letter of Understanding with the Hamilton Port Authority regarding Piers 7 and 8” – the word “*Proposed*” should be deleted. As well, on Appendix A to Report CM12015, the word “*Confidential*” should be deleted, as it is now a public document.

- (viii) Councillor McHattie has withdrawn Item 9.1 – a motion respecting Hamilton Health Sciences Urgent Care Centre in West Hamilton – Reduction in Hours of Operation
- (ix) Councillor McHattie has withdrawn Item 9.2 – a motion respecting a request for implementation of two-way traffic for a 100-metre stretch on Stuart Street, north of Barton Street East.
- (x) For clarification, Councillor Merulla has revised Item 9.3 – a motion respecting Ontario Lottery and Gaming Corporation – Establishment of a Gaming Facility. The revised motion is contained in the Changes to the Agenda for your consideration.
- (xi) Added as Item 10.1 – a Notice of Motion from Councillor McHattie, respecting a Ward 1 and Ward 2 – One Way to Two Way Implementation Team.
- (xii) Item 11.1(a) – Items (i) and (ii) (Planning), the Proposed New Due Dates be Amended to November 21, 2012, as the consultant requires an additional three weeks to complete their report.

The agenda was approved, as amended.

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

There were no declarations of interest.

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

**(i) July 9, 2012 (Item 3.1)**

The Minutes of the July 9, 2012 General Issues Committee were approved, as presented.

**(d) DELEGATION REQUESTS (Item 4)**

- (i) Delegation Request from Jeff Paikin, President, New Horizon Development Group, respecting Development Charges Relief at City Square Condominiums, Phase II, Hamilton (Item 4.1)**
  - (a) The delegation request, submitted by Jeff Paikin, President, New Horizon Development Group, respecting Development Charges Relief at City Square Condominiums, Phase II, Hamilton, was approved.
  - (b) The Rules of Order were waived in order that Jeff Paikin may appear before the General Issues Committee today, respecting Development Charges Relief at City Square Condominiums, Phase II, Hamilton.
  
- (ii) Delegation Request from John Hall, on behalf of Hamilton Harbour Remedial Action Plan, respecting the proposed upgrades to the Woodward Wastewater Treatment Plant (Item 7.1) and Randle Reef Remediation Project (Item 8.4) (Item 4.2)**
  - (a) The delegation request, submitted by John Hall, respecting the proposed upgrades to the Woodward Wastewater Treatment Plant (Item 7.1) and Randle Reef Remediation Project (Item 8.4), was approved.
  - (b) The Rules of Order were waived in order that John Hall may appear before the General Issues Committee today, respecting the proposed upgrades to the Woodward Wastewater Treatment Plant (Item 7.1) and Randle Reef Remediation Project (Item 8.4)
  
- (iii) Delegation Request from Chris McLaughlin, on behalf of the Bay Area Restoration Council, respecting the proposed upgrades to the Woodward Wastewater Treatment Plant (Item 7.1) and Randle Reef Remediation Project (Item 8.4) (Item 4.3)**
  - (a) The delegation request, submitted by Chris McLaughlin, on behalf of the Bay Area Restoration Council, respecting the proposed upgrades to the Woodward Wastewater Treatment Plant (Item 7.1) and Randle Reef Remediation Project (Item 8.4), was approved.
  - (b) The Rules of Order were waived in order that Chris McLaughlin may appear before the General Issues Committee today, respecting the proposed upgrades to the Woodward Wastewater Treatment Plant (Item 7.1) and Randle Reef Remediation Project (Item 8.4).

- (iv) **Delegation Request from Gary Santucci, on behalf of concerned citizens, respecting alleged operational and financial issues of The Waterfront Trust raised by the Bay Observer and the Hamiltonian (Item 4.4)**

The delegation request, submitted by Gary Santucci, on behalf of concerned citizens, respecting alleged operational and financial issues of The Waterfront Trust raised by the Bay Observer and the Hamiltonian, was approved to the September 6, 2012 General Issues Committee meeting to coincide with the forthcoming staff report.

- (v) **Delegation Request from Ken Hall, Enbridge Pipelines Inc., respecting plans to reverse the directional flow of crude oil pipeline (Line 9A) between Sarnia and Westover (Item 4.5)**

The delegation request, submitted by Ken Hall, Enbridge Pipelines Inc., respecting plans to reverse the directional flow of crude oil pipeline (Line 9A) between Sarnia and Westover, was approved to the September 6, 2012 General Issues Committee meeting to coincide with the forthcoming staff report.

- (vi) **Delegation Request from Dave Bryans, on behalf of the Ontario Convenience Stores Association (OCSA), respecting the distribution and sale of contraband tobacco (Item 4.6)**

The delegation request, submitted by Dave Bryans, on behalf of the Ontario Convenience Stores Association (OCSA), respecting the distribution and sale of contraband tobacco, was approved.

- (vii) **Delegation Request from Michael Barton, of the Hamilton Halton Homebuilders' Association, respecting Report FCS12064 - Green Infrastructure Fund Application – Water Quality Upgrade to Woodward Avenue Wastewater Treatment Plant (Item 7.1 on today's agenda) (Item 4.7)**

(a) The delegation request, submitted by Michael Barton, of the Hamilton Halton Homebuilders' Association, respecting Report FCS12064 - Green Infrastructure Fund Application – Water Quality Upgrade to Woodward Avenue Wastewater Treatment Plant, was approved.

(b) The Rules of Order were waived in order that Michael Barton, of the Hamilton Halton Homebuilders' Association, may appear before the General Issues Committee today, respecting Report FCS12064 - Green Infrastructure Fund Application – Water Quality Upgrade to Woodward Avenue Wastewater Treatment Plant.

**(viii) Delegation Request from Jay Rosenblatt, Simpson Wiggle Law LLP, respecting the Alleyway Encroachment for 14 James Street North Hamilton, Ontario (Item 12.3) (Item 4.8)**

- (a) The delegation request, submitted by Jay Rosenblatt respecting the Alleyway Encroachment for 14 James Street North Hamilton, Ontario was approved.
- (b) The Rules of Order were waived in order that Jay Rosenblatt may appear before the General Issues Committee today, respecting Item 12.3 (PW12059/LS12021/PED12158) - the Alleyway Encroachment for 14 James Street North Hamilton, Ontario.

**(e) 2012 Special Event Road Closure – Steel the Spotlight (PW12057) (Ward 2) (Item 5.2)**

Report PW12057, respecting a 2012 Special Event Road Closure for Steel in the Spotlight has been pulled from the agenda, as the event organizers have advised staff that they will no longer be pursuing the event.

**(f) DELEGATIONS (Item 6)**

**(i) Delegation Request from Jeff Paikin, President, New Horizon Development Group, respecting Development Charges Relief at City Square Condominiums, Phase II, Hamilton (Item 6.1)**

Jeff Paiken provided Committee with a PowerPoint presentation and a handout of same.

The full copy of the presentation is available on the City's web site or through the Office of the City Clerk.

The presentation by Jeff Paikin, President, New Horizon Development Group, respecting Development Charges Relief at City Square Condominiums, Phase II, Hamilton, was received.

Staff was directed to look at the feasibility of adding the New Horizon / City Square parcel to the newly expanded CIP in the Downtown and report back to the General Issues Committee.

The above motion CARRIED on the following Standing Recorded vote:

Yeas: R. Bratina, C. Collins, J. Farr, L. Ferguson, T. Jackson, B. McHattie, S. Merulla, B. Morelli, T. Whitehead  
Total: 9  
Nays: B. Clark, B. Johnson, J. Partridge, R. Pasuta, R. Powers  
Total: 5  
Absent: S. Duvall, M. Pearson  
Total: 2

**(ii) Delegation Request from John Hall, Coordinator, on behalf of Hamilton Harbour Remedial Action Plan, respecting the proposed upgrades to the Woodward Wastewater Treatment Plant (Item 7.1) and Randle Reef Remediation Project (Item 8.4) (Item 6.2)**

John Hall addressed the Committee. Mr. Hall's comments included, but were not limited to, the following:

- Hamilton Harbor is an area of great concern, which is listed by the International Joint Commission, as a recognized international pollution hot spot.
- These two projects are the two largest components of the Harbour Remedial Action Plan in size, investment and benefits.
- For Hamilton, these projects substantially increase our environmental and social currency.
- RAP Technical Team has worked with City and consultants established criteria.
- The model will result in meeting water quality standards for the Harbour.
- Randle Reef is the largest toxic site on this side of the Great Lakes.
- These two projects are essential to the Harbour's delisting.
- Economic return from delisting Hamilton Harbour is listed at close to a billion dollars.
- In the future the water will be cleaner, clearer, fish will return, there will be reduced algae – beaches to swim at.
- Must meet a range of environmental objectives at the Harbour and Cootes Paradise Marsh in order to be delisted.
- Encourages Council to approve the upgrades to the Woodward Treatment Plant and Randle Reef.
- If we begin this year, confident we can begin delisting in 2020.

The presentation by John Hall, on behalf of Hamilton Harbour Remedial Action Plan, respecting the proposed upgrades to the Woodward Wastewater Treatment Plant (Item 7.1) and Randle Reef Remediation Project (Item 8.4), was received.

**(iii) Delegation Request from Chris McLaughlin, Executive Director, Bay Area Restoration Council, respecting the proposed upgrades to the Woodward Wastewater Treatment Plant (Item 7.1) and Randle Reef Remediation Project (Item 8.4) (Item 6.3)**

Chris McLaughlin addressed the Committee. Mr. McLaughlin's comments included, but were not limited to, the following:

- Desire to see multi use Harbour of social and natural environments that are vibrant and diverse.
- Ensure that there remains a broad understanding for the issues and a broad constituency for the solutions.
- Tremendous desire to access the Harbour.

This presentation may be viewed in full on the City's web site.

The presentation by Chris McLaughlin, on behalf of the Bay Area Restoration Council, respecting the proposed upgrades to the Woodward Wastewater Treatment Plant (Item 7.1) and Randle Reef Remediation Project (Item 8.4), was received.

**(vii) Michael Barton, of the Hamilton Halton Homebuilders Association, respecting Report FCS12064 - Green Infrastructure Fund Application – Water Quality Upgrade to Woodward Avenue Wastewater Treatment Plant (Item 7.1 on today's agenda) (Item 6.4)**

Michael Barton addressed Committee. Mr. Barton's comments included, but were not limited to, the following:

- The investment would create significant jobs in the City of Hamilton.
- In support of the City's approach to the delisting of Hamilton Harbour by 2020.
- Concerned with several items of the proposal.
- Members are interested in principal appeals of the grant allocation of other parties.
- There has been a lack of clarity as to how the implementation of the upgrades and expansion will be paid for.
- Concerned about unfair approach to allocating funds.
- It is important to allow affordability and choice of housing in the City and that any burden is shared between the ratepayers and new people to the community.
- Unfair burden shouldn't be transferred to the new home buyer.

This presentation may be viewed in full on the City's web site.

The presentation by Michael Barton, of the Hamilton Halton Homebuilders Association, respecting Report FCS12064 - Green Infrastructure Fund Application – Water Quality Upgrade to Woodward Avenue Wastewater Treatment Plant (Item 7.1), was received.

**(viii) Jay Rosenblatt, Simpson Wiggle Law LLP, respecting the Alleyway Encroachment for 14 James Street North Hamilton, Ontario (Item 12.3) (Item 6.5)**

**Mr. Rosenblatt provided Committee with a handout of his presentation and provided an overview of same.**

A copy of Mr. Rosenblatt's handout is available on the City's web site or in the Office of the City Clerk.

The presentation by Jay Rosenblatt, Simpson Wiggle Law LLP, respecting the Alleyway Encroachment for 14 James Street North Hamilton, Ontario, was received.

**(g) PRESENTATIONS (Item 7)**

**(i) Green Infrastructure Fund Application – Water Quality Upgrade to Woodward Avenue Wastewater Treatment Plant (PW12060/FCS12064) (City Wide) (Item 7.1)**

Dan McKinnon, Director of Water and Wastewater Operations, provided a PowerPoint presentation to Committee, which outlined Report PW12060/FCS12064).

A full copy of the staff presentation is available on line or in the Office of the City Clerk.

The presentation, respecting Report PW12060/FCS12064 – Green Infrastructure Fund Application – Water Quality Upgrade to Woodward Avenue Wastewater Treatment Plant, was received.

**(ii) Rapid Transit Maintenance and Storage Facility and Spur Line (PW11064(a)) (City Wide) (Item 7.2)**

Justin Redmond, Christine Lee Morrison and Don Hull were available to provide a presentation and answer questions.

The staff presentation, respecting Report PW11064(a) – Rapid Transit Maintenance and Storage Facility and Spur Line, was waived.

Report PW11064(a), respecting the Rapid Transit Maintenance and Storage Facility and Spur Line was referred back to staff for further review of the top ten (10) optional locations, in consultation with the affected Ward Councillors, and report back to the General Issues Committee.

Staff was directed to invite Bruce Mccuaig, President and CEO of Metrolinx and Richard Koroscil, Hamilton Representative on the Metrolinx Board of Directors, to attend the September 2012 General Issues Committee, which coincides with the forthcoming staff report.

That correspondence be sent to the Honourable Ted McMeekin, Andrea Horwath, MP and Tim Hudak, requesting that they provide their respective positions regarding LRT in Hamilton.

The above motion CARRIED on the following vote:

Yeas:	R. Bratina, C. Collins, J. Farr, L. Ferguson, T. Jackson, B. Johnson, B. McHattie, S. Merulla, B. Morelli, R. Pasuta, J. Partridge, R. Powers, T. Whitehead
Total:	13
Nays:	B. Clark
Total:	1
Absent:	S. Duvall, M. Pearson
Total:	2

A full copy of the staff presentation is available on line or in the Office of the City Clerk.

**(iii) Community Infrastructure Improvement Fund Program Intake (FCS12061) (City Wide) (Item 7.3)**

Mike Zegarac was available to provide a presentation to Committee and answer questions.

The presentation, respecting Community Infrastructure Improvement Fund Program Intake, was waived.

A full copy of the staff presentation is available on line or in the Office of the City Clerk.

**(h) Area Rating Special Capital Re-Investment Reserves – 2012 Projects (FCS12024(a)) (City Wide) (Item 8.1)**

Appendices “A” and “I” to Report FCS12024 were amended to reflect changes to the following two Ward 1 projects: (a) Victoria Park Café, in the amount of \$35,000; and, (b) Chatham and Charlton Alleyway Project, in the amount of \$20,000.



**(i) Pan Am Stadium Facility Agreement (PW12058) (Ward 3) (Item 8.2)**

Sub-sections (a) and (b) of Report PW12058, respecting the Pan Am Stadium Facility Agreement, as follows, were tabled to the August 16, 2012 Council meeting, pending receipt of additional information:

- (a) That the General Manager of Public Works be authorized and directed to negotiate with Toronto Organizing Committee for the 2015 Pan American and Parapan American Games and Ontario Infrastructure and Lands Corporation respecting a Facility Agreement to determine the roles, relationships, joint and separate responsibilities, authorizations and obligations of the Parties for the planning and construction of the new Stadium; operation of the Stadium by City of Hamilton; Toronto 2015 Exclusive Use Period; and Post Games Legacy considerations as part of the 2015 Pan American and Parapan American Games Project;
- (c) That the Mayor and City Clerk, and appropriate City staff as the case may be, be authorized and directed to sign the Facility Agreement and any other ancillary agreements between the City and Toronto Organizing Committee for the 2015 Pan American and Parapan American Games and Ontario Infrastructure and Lands Corporation required, in the opinion of the City Solicitor, to implement recommendation (a) in Report PW12058.

**(j) Terms of Reference for the School Board Properties Sub-Committee (PED12135) (City Wide) (Item 8.5)**

Sub-sections (c) and (d) (below) CARRIED on the following vote:

Yeas: R. Bratina, C. Collins, J. Farr, L. Ferguson, T. Jackson, B. Johnson, B. McHattie, S. Merulla, B. Morelli, R. Pasuta, J. Partridge, T. Whitehead  
Total: 12  
Nays: B. Clark, R. Powers  
Total: 2  
Absent: S. Duvall, M. Pearson  
Total: 2

- (c) That the following members of Council be appointed to the School Board Properties Sub-committee for the 2010-2012 term of Council or until successors are appointed by Council:

- (i) Collins;
- (ii) Johnson,
- (iii) Partridge;
- (iv) Merulla;
- (v) Morelli;

- (vi) McHattie; and,
- (vi) Whitehead
- (d) That the composition of the Terms of Reference for the School Board Properties Sub-Committee, be amended, be changing from 6 to 7 members.

**(k) MOTIONS (Item 9)**

**(i) Hamilton Health Sciences Urgent Care Centre in West Hamilton – Reduction to Hours of Operation (Item 9.1)**

The motion, respecting Hamilton Health Sciences Urgent Care Centre in West Hamilton – Reduction to Hours of Operation was withdrawn by Councillor McHattie.

**(ii) Request for Implementation of Two-way Traffic for a 100-meter Stretch on Stuart Street, north of Barton Street East (Item 9.2)**

The motion, respecting a request for implementation of two-way traffic for a 100-metre stretch on Stuart Street, north of Barton Street East, was withdrawn by Councillor McHattie.

**(iii) Ontario Lottery and Gaming Corporation – Establishment of a Gaming Facility (Item 9.3)**

The motion, respecting Ontario Lottery and Gaming Corporation – Establishment of a Gaming Facility, was tabled until such time as Council has met with the Ontario Lottery and Gaming Commission, the Great Canadian Gaming Corporation and the Honourable Ted McMeekin, M.P.; Andrea Horwath, M.P.; and Tim Hudak, M.P.

**(iv) City of Hamilton Food Strategy (Item 9.4)**

Councillor B. McHattie introduced the following Motion:

Whereas, food is a vital human right;

And Whereas the City of Hamilton supports community food issues through financial contributions to local food banks and community garden programs, and has been asked to support school nutrition programs, one-time food voucher programs, and other initiatives;

And Whereas strategic City investments in food projects such as the Community Garden Network has led to new community gardens and impressive matching funding coming forward;

And Whereas City Council would benefit from working on the important issue of food through a multi-departmental, coordinated strategy.

Therefore Be It Resolved:

That the matter be referred to Public Health Services for a report back on how a Food Strategy could be developed in consultation with the following departments: Community Services, Public Works and Planning & Economic Development; with a report back to the General Issues Committee before the end of the 2012 year.

For disposition of this item, please refer to Item 21 above.

**(I) NOTICES OF MOTION (Item 10)**

Councillor McHattie introduced the following Notice of Motion:

**(i) Establishment of Ward 1 and Ward 2 - One Way to Two Way Street Implementation Team**

Whereas there are over 100 one-way streets remaining in Hamilton;

And Whereas, increasingly there appears to be a strong convergence of public opinion in Hamilton in favour of converting one way street conversion to benefit adjacent retail businesses, slow traffic, improve pedestrian movements, and generally increase livability in neighbourhoods, especially in Downtown Hamilton;

And whereas, the 2008 City of Hamilton Transportation Master Plan included recommendations on a number of one way street conversions, which have not yet taken place;

And whereas, the one way street conversions that have taken place (James/John, York/Wilson, Caroline, Hess, and Park to be completed soon) have been successful;

And Whereas, City staff are generally supportive of one way conversions, but require strong and unequivocal political support to move ahead with adequate financial resources;

And whereas, the majority of one way streets exist in Wards 1 and 2,

Therefore be it resolved:

- (a) That a Ward 1 and Ward 2 - One Way to Two Way Street Implementation Team be established to systematically plan and implement one way street conversions in the downtown area, beginning with a project submission to the 2013 budget process for conversion of Cannon Street and Queen Street to two way streets; and,
- (b) That membership of the Implementation Team consist of the Ward 1 and 2 Councillors and appropriate Public Works staff, and include public consultation with interested individuals and groups including neighbourhood associations, affected residents, Business Improvement Areas and other commercial uses, and other interested City Councillors.

Councillor B. Johnson introduced the following Notice of Motion:

**(ii) Municipal Disaster Relief Assistance Program – Heavy Rain Event, July 22, 2012 (Item 10.2)**

- (a) That the Residential Municipal Disaster Relief Assistance Program be enacted to provide residents, city-wide, with a compassionate grant in the amount not to exceed \$1,000 for residential basement flooding, during the heavy rain event on July 22, 2012;
- (b) That payment of such claims be based on compassionate grounds only and not to be construed as an admission of liability on part of the City of Hamilton; and,
- (c) That costs associated with these claims be funded from the Residential Municipal Disaster Relief Program Reserve.

The Rules of Order were waived in order to introduce a motion respecting Municipal Disaster Relief Assistance Program – Heavy Rain Event, July 22, 2012.

For disposition of this item, please refer to Item 25 above.

**(m) GENERAL INFORMATION / OTHER BUSINESS (Item 11)**

**11.1 Outstanding Business List Items**

The proposed new due dates for the following items, which are listed on the General Issues Committee's Outstanding Business List, were approved:

**Planning**

Item E: Removal of Fill from toxic contaminated site at Hamilton Airport

Due Date: August 13, 2012

Revised Due Date: November 21, 2012

Item F: PFO's – John C. Munro/Hamilton International Air-port

Due Date: August 13, 2012

Revised Due Date: November 21, 2012

Item J: Public Art Installation on York Blvd.

Due Date: August 13, 2012

Revised Due Date: September 6, 2012

**Public Works**

Item I: Stoney Creek Urban Boundary Expansion (SCUBE) Sub-watershed

Due Date: December 5, 2012

Revised Due Date: Q1 2013

- (b) The following items were considered complete and removed from the General Issues Committee's Outstanding Business List:

**City Manager**

Item D: Use of City Hall Tower 2 as Downtown Site for HWDSB

Item J: School Board Properties (Reference Item 8.5)

**Public Works**

Item E: Randle Reef (Reference Item 8.4)

**2012 Budget Deliberations**

Item I: Assessment Growth (Reference Item 5.4)

**(n) PRIVATE & CONFIDENTIAL (Item 12)****(i) Closed Session Minutes – July 9, 2012 (Item 12.1)**

The Closed Session Minutes of the July 9, 2012 General Issues Committee were approved, as presented.

**(ii) Litigation Update – Termination of Former City Employees (No Copy) (Item 12.2)**

The General Issues Committee moved into Closed Session, at 4:57 p.m., to receive an update respecting Planning and Economic Development Department Terminations, pursuant to Section 8.1, Sub-section (e) of the City's Procedural By-law 10-053, and Section 239, Sub-section (e) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

**(iii) Alleyway Encroachment – 14 James Street North (PW12059/LS12021/PED12158) (Ward 2) (Item 12.3)**

The General Issues Committee moved into Closed Session, at 4:57 p.m., respecting Report LS12021/PED12158 – 14 James Street North, Hamilton, Ontario, pursuant to Section 8.1, Sub-sections (c), (e) and (f) of the City's Procedural By-law 10-053, and Section 239, Sub-sections (c), (e) and (f) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to a proposed or pending acquisition or disposition of land for municipal or local board purposes; litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

**(o) ADJOURNMENT**

There being no further business, the General Issues Committee adjourned at 6:55 p.m.

Respectfully submitted,

Councillor T. Jackson  
Deputy Mayor

Stephanie Paparella  
Legislative Coordinator  
August 13, 2012