Present: Mayor F. Eisenberger
Deputy Mayor M. McCarthy

Absent with regrets: Councillor B. Clark – medical appointment

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. Kay, General Manager, HES, Fire Chief
M. Gallagher, Co-ordinator, Council and Committee of the Whole/Budgets

1. CHANGES TO THE AGENDA

The Area Chambers of Commerce withdrew their delegation request to speak today. In its place however, they have submitted a written submission which has been circulated.

Subsequent delegation request from Peter Hutton of the Hamilton Transit Users Group wishing to address the area rating of transit. If approved this presentation will be added as Item 6.2 to today’s agenda
That the agenda be adopted as amended. CARRIED.

2. DECLARATIONS OF INTEREST

None

USER FEES

3. STAFF PRESENTATION

3.1 Staff Presentation - 2010 Tax Supported User Fees

Mike Zegarac provided Highlights of the 2010 Tax Supported User Fees

Highlights of the presentation included:
Guideline approved by Council in July, 2009
- Fees that are not included in the user fee report
- Guideline increases
- New Fees
- Impact of HST

(McCarthy/Pearson)

That the presentation be received. CARRIED.

4. DISCUSSION ITEMS

4.1 2010 Tax Supported User Fees (FCS09108) (City Wide) (Pearson/McCarthy)

(a) That the 2010 User Fees contained in Appendix “A” to Report FCS09108, be approved and implemented;

(b) That the City Solicitor be authorized and directed to prepare all necessary by-laws, for Council’s approval, for the purposes of establishing the user fees contained within this report. CARRIED.
AREA RATING

5. PRESENTATIONS

5.1 Staff Presentation - Area Rating Options

General Manager Rob Rossini and City Manager Chris Murray extended appreciation to staff, Tom Hewitson and Maria Di Santo for the work on the Area Rating report.

Staff provided an overview of the following:
- Area Rating Principles
- Approach to Reviewing Area Rating
- Area Rating Legislation
- Area Rating Models
- Proposed Area Rating
- EMS and Fire Operational Deployment

(McCarthy/Pearson)
That the presentation be received. CARRIED.

Committee recessed from 12:15 p.m. to 1:00 p.m.

6. DELEGATIONS

6.1 Joint Presentation - Area Chambers of Commerce

The written submission by the Area Chambers of Commerce was received.

6.2 Peter Hutton, Hamilton Transit Users Group

Mr. Hutton addressed the following in his presentation:
- Area Rating – Let’s get on with it!
- Disappointed that the concept is spread out over a number of years – should be a shorter time period
- Citizen’s Jury – if council is not in a position to make decision on area rating today, I think it is an interesting question to think about taking this issue to the broader community and engage them.
(Collins/Whitehead)
That the presentation be received.

7. DISCUSSION

7.1 Area Rating Options (FCS09087) (City Wide)

(a) That the following proposed amendments to the current method of area rating, constituting an “Urban / Rural” model of area rating, be referred to a public consultation process

(i) Elimination of Culture & Recreation (including Parkland purchases) from area rating,

(ii) Area rating of Transit services based on an urban/rural model to align to the service area (attached map in Appendix D1),

(iii) Area rating of Fire services based on an urban/rural model to align to the Fire primary response areas (attached map in Appendix D2),

(iv) Continuation of area rating Sidewalk Snow Clearing within the transit area of Ward 12,

(v) Area rating of Sidewalks and Street Lighting based on an urban/rural model to align to the service area (attached map in Appendix D1);

(b) That the proposed urban/rural method of area rating, as identified in recommendation (a) to report FCS09087 “Area Rating Options”, be staged and phased-in, as follows:

(i) Stage 1: Culture & Recreation, Fire, Sidewalks and Streetlights be phased-in equally over four years commencing in 2011;

(ii) Stage 2: Transit be phased-in equally over three years commencing in 2015;

and that this proposal be referred to a public consultation process;
(c) That the alternative area rating scenarios as described in report FCS09087 “Area Rating Options” also be referred to a public consultation process, as directed by Council and;

(d) That following a public consultation / information sharing process, the proposed urban/rural method of area rating and related phase-in plan be referred to Council in 2009/10 or 2011, as directed by Council.

(Eisenberger/Powers)

(a) That Report FCS09087 respecting Area Rating Options be received; and referred to a ‘Citizens’ Jury’ process as outlined in Appendix A.

(b) That the “Citizens’ Jury” present a consensus recommendation to Committee of the Whole on November 30, 2010.

(c) That the staff be directed to develop the Terms of Reference, including Selection Criteria for Membership, costs associated with the initiative, reporting mechanisms and report back to Committee of the Whole by mid January 2010.

(d) That the Area Rating Options Report FCS09087 be forwarded to the Citizen’s Jury Panel, once established.

(e) That once individual citizens are selected, the selected names come to Committee of the Whole by February 2010 for final approval.

(Mitchell/Pasuta)

That the word “jury” be replaced with the word “forum”.  

Amendment CARRIED.

(Jackson/Whitehead)

That the date November 30th be amended to read June 30, 2010 or during this term of council

AMENDMENT was DEFEATED on a Standing Recorded Vote as follows:
Yeas: Councillors Collins, Duvall, Jackson, McHattie, Merulla, Morelli, Whitehead
Total: 7
Nays: Mayor Eisenberger, Councillors Bratina, Ferguson, McCarthy, Pasuta, Mitchell, Pearson, Powers
Total: 8
Absent: Councillor Clark
Total: 1

(Pearson/McCarthy)
That the question be put.

Motion to Put the Question CARRIED on a Standing Recorded Vote as follows:

Yeas: Mayor Eisenberger, Councillors Bratina, Ferguson, McCarthy, Pasuta, Mitchell, Pearson, Powers
Total: 8
Nays: Councillors Collins, Duvall, Jackson, McHattie, Merulla, Morelli, Whitehead
Total: 7
Absent: Councillor Clark
Total: 1

Main motion CARRIED on a Standing Recorded Vote as follows:

Yeas: Mayor Eisenberger, Councillors Bratina, Ferguson, McCarthy, Pasuta, Mitchell, Pearson, Powers
Total: 8
Nays: Councillors Collins, Duvall, Jackson, McHattie, Merulla, Morelli, Whitehead
Total: 7
Absent: Councillor Clark
Total: 1

(Whitehead/Duvall)

Wording Pending Staff report

Councillor Whitehead withdrew his motion and introduced it as a Notice of Motion.

There being no further business, the meeting adjourned at 3:15 p.m.

Respectfully submitted,
Mayor F. Eisenberger

M. Gallagher, Co-ordinator
Committee of the Whole, Council and Budgets
November 24, 2009