Mayor Eisenberger called the meeting to order.

THE FOLLOWING ITEMS WERE REPORTED TO CITY COUNCIL FOR CONSIDERATION:

1. Downtown Hamilton Business Improvement Area (B.I.A.)
   Appointment of the 2007-2010 Board of Management (PED07006) (Ward 2) (Item 4.1)

   That the following individuals be appointed to the Downtown Hamilton B.I.A.’s Board of Management for a four (4) year term:

   - Councillor B. Bratina, Ward 2
   - Damon Allen, Alexander Steel Image Consulting, 41 King William, Suite 208
2. Downtown Hamilton Business Improvement Area (B.I.A.)
Proposed Budget and Schedule of Payment for 2007 (PED07007) (Ward 2) (Item 4.2)

a) That the 2007 operating budget for the Downtown Hamilton B.I.A. (attached as Appendix ‘A’ to Report PED07007) be approved in the amount of $236,000;

b) That the levy portion of the operating budget for the Downtown Hamilton B.I.A. in the amount of $197,000 be approved;

c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2007 budget as referenced in sub-section (b) above;

d) That the following schedule of payments for 2007 be approved:

<table>
<thead>
<tr>
<th>Month</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>January</td>
<td>$49,250</td>
</tr>
<tr>
<td>April</td>
<td>$49,250</td>
</tr>
<tr>
<td>July</td>
<td>$49,250</td>
</tr>
<tr>
<td>October</td>
<td>$49,250</td>
</tr>
</tbody>
</table>

Note: 2006 assessment appeals may be deducted from the levy payments.

3. Dundas Business Improvement Area (B.I.A.)
Appointment of the 2007-2010 Board of Management (PED07009) (Ward 13) (Item 4.3)

That the following individuals be appointed to the Dundas B.I.A.’s Board of Management for a four (4) year term:

- Councillor R. Powers, Ward 13
- Jim Watson, Shoppers Drug Mart, 105-107 King Street West
- Phyllis Kraemer, The Keeping Room, 6 Cross Street
Committee of the Whole 3 January 8, 2007

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Kim Adams, Willow Salon, 5 Foundry Street
Darlyne Mills, Jack Mills Real Estate, 20 King Street West
Evelyn Cruikshank, Cruikshanks Apparel Ltd., 59 King Street West
Dana Thurley, Gray’s Florist Ltd., 22 King Street West
Paddy McGuire, Mickey McGuire’s Cheese Shop, 51 King Street West
Rick Riverso, Italian Valley Eatery, 2 King Street West
Kevin Small, Frosty’s Fish & Chips, 142 King Street West

4. **Dundas Business Improvement Area (B.I.A.)**
   **Proposed budget and Schedule of Payment for 2007 (PED07008) (Ward 13)** (Item 4.4)

   a) That the 2007 operating budget for the Dundas B.I.A. (attached as Appendix ‘A’ to Report PED07008) be approved in the amount of $131,300;

   b) That the levy portion of the operating budget for the Dundas B.I.A. in the amount of $100,000 be approved;

   c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2007 budget as referenced in sub-section (b) above;

   d) That the following schedule of payments for 2007 be approved:

      |       |       |
      |-------|-------|
      | January | April | July | October |
      | $25,000 | $25,000 | $25,000 | $25,000 |

      Note: 2006 assessment appeals may be deducted from the levy payments.

5. **Westdale Village Business Improvement Area (B.I.A.)**
   **Appointment of the 2007-2010 Board of Management (PED07010) (Ward 1)** (Item 4.5)

   That the following individuals be appointed to the Westdale Village B.I.A.’s Board of Management for a four (4) year term:

   - Councillor B. McHattie, Ward 1
   - Gene Ditner – 1033 King Street West, The Cottage Florist
   - Penny Palmer – 948 King Street West, Global Village
   - Chris Pattison – 1050 King Street West, The Casual Gourmet
   - David Simpson – 950 King Street West, Simpson & Watson LLP
   - Shelagh Snider – 1045 King Street West, The Picture Frame
   - Michael Stewart – 1010 King Street West, 1010 Bistro
   - Chris Walker – 1005 King Street West, McMaster Savings & Credit Union

Council – January 10, 2007
6. **Westdale Village Business Improvement Area (B.I.A.)**  
   Proposed Budget and Schedule of Payment for 2007 (PED07011) (Ward 1)  
   (Item 4.6)
   
a) That the 2007 operating budget for the Westdale Village B.I.A. (attached as Appendix ‘A’ to Report PED07011) be approved in the amount of $120,000;

b) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2007 budget as referenced in sub-section (a) above;

c) That the following schedule of payments for 2007 be approved:

<table>
<thead>
<tr>
<th>Month</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>January</td>
<td>$60,000</td>
</tr>
<tr>
<td>July</td>
<td>$60,000</td>
</tr>
</tbody>
</table>

   Note: 2006 assessment appeals may be deducted from the levy payments.

7. **International Village Business Improvement Area (B.I.A.)**  
   Appointment of the 2007-2010 Board of Management (PED07012) (Wards 2 & 3) (Item 4.7)

That the following individuals be appointed to the International Village B.I.A.’s Board of Management for a four (4) year term:

- Councillor B. Bratina, Ward 2
- Councillor B. Morelli, Ward 3
- Peter Quaglia, Dodsworth & Brown, Robinson Chapel, 15 West Avenue North
- Jeffrey Doan, 180 Degrees Home Décor, 238-240 King Street West
- Frank Lauinger, 201-203 King Street East
- Ruth Lewis, 184 King Street East
- John McHenry, 190 King William, Theatre Aquarius
- Gord Thompson, G.W. Thompson & Co. Limited, 190 & 186 King Street East
- Herb Wodehouse, Whitley Wodehouse, 195, 199 & 203 Main Street East
- George Brown, Brownie’s Downtown Fine Food & Spirit, 275 King Street East

8. **Main West Esplanade Business Improvement Area (B.I.A.)**  
   Appointment of the 2007-2010 Board of Management (PED07026) (Ward 1)  
   (Item 4.8)

That the following individuals be appointed to the Main West Esplanade B.I.A.’s Board of Management for a four (4) year term:

   **Council – January 10, 2007**
9. Main West Esplanade Business Improvement Area (B.I.A.) Proposed Budget and Schedule of Payment for 2007 (PED07025) (Ward 1) (Item 4.9)

a) That the 2007 operating budget for the Main West Esplanade B.I.A. (attached as Appendix ‘A’ to Report PED07025) be approved in the amount of $14,525;

b) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2007 budget as referenced in sub-section (a) above;

c) That the following schedule of payments for 2007 be approved:

- January $7,262.50
- July $7,262.50

Note: 2006 assessment appeals may be deducted from the levy payments.

10. Ottawa Street Business Improvement Area (B.I.A.) Appointment of the 2007-2010 Board of Management (PED07027) (Wards 3 & 4) (Item 4.10)

That the following individuals be appointed to the Ottawa Street B.I.A.’s Board of Management for a four (4) year term:

- Councillor B. Morelli, Ward 3
- Councillor S. Merulla, Ward 4
- John Bazinet, L. G. Wallace Funeral Home, 151 Ottawa Street North
- Manny Fresco, Campbell Glass, 137 Ottawa Street North
- Bill Hodge, Hamilton Vacuum Supply, 110 Ottawa Street North
- John Gut, The Textile Centre, 300 Ottawa Street North
- Daniel Binkley, Artemis Innovations, 123 Ottawa Street North
- Joel Newman, Home Tile, 272 Ottawa Street North
- Heather Ensor, Cuts Are Us, 134 Ottawa Street North
- Rocco Leo, Café Limoncello, 226 Ottawa Street North
- Ken Shearer, Mary’s Flowers, 139 Ottawa Street North
- Julie DeNardi, Greta’s Flair, 252 Ottawa Street North
- Howard Charlton, IPC Securities, 210 Ottawa Street North
- Bob Grover, Dora’s Deli, 218 Ottawa Street North
11. Ottawa Street Business Improvement Area (B.I.A.)
Proposed Budget and Schedule of Payment for 2007 (PED07028) (Wards 3 & 4) (Item 4.11)

a) That the 2007 operating budget for the Ottawa Street B.I.A. (attached as Appendix ‘A’ to Report PED07028) be approved in the amount of $120,472;

b) That the levy portion of the operating budget for the Ottawa Street B.I.A. in the amount of $115,000 be approved;

c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2007 budget as referenced in sub-section (a) above;

d) That the following schedule of payments for 2007 be approved:

January $57,500
June $57,500

Note: 2006 assessment appeals may be deducted from the levy payments.

12. Barton Village Business Improvement Area (B.I.A.)
Appointment of the 2007-2010 Board of Management (PED07029) (Item 4.12)

That the following individuals be appointed to the Barton Village B.I.A.’s Board of Management for a four (4) year term:

- Councillor B. Morelli, Ward 3
- Councillor B. Bratina, Ward 2
- Marlene Balsdon, Master Paints, 33 Princess Street
- Nick La Sala, Nick’s Auto, 406 Barton Street East
- Alcino Duarte, Duarte Supermarket, 417 Barton Street East
- Bill Powell, The Studio Gallery, 335 Barton Street East
- Bob Boyter, H & H Printing, 640 Barton Street East
13. **Barton Village Business Improvement Area (B.I.A.)**

Proposed Budget and Schedule of Payment for 2007 (PED07024) (Wards 2 & 3) (Item 4.13)

a) That the 2007 operating budget for the Barton Village B.I.A. (attached as Appendix ‘A’ to Report PED07024) be approved in the amount of $33,000;

b) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite by-law pursuant to Section 208, The Municipal Act, 2001, to levy the 2007 budget as referenced in sub-section (a) above;

c) That the following schedule of payments for 2007 be approved:

<table>
<thead>
<tr>
<th>Month</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>January</td>
<td>$8,250</td>
</tr>
<tr>
<td>April</td>
<td>$8,250</td>
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<tr>
<td>July</td>
<td>$8,250</td>
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<tr>
<td>October</td>
<td>$8,250</td>
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</tbody>
</table>

Note: 2006 assessment appeals may be deducted from the levy payments.

14. **Mewburn Sheldon Neighbourhoods Master Servicing Plan Approval to Expropriate for Sanitary Sewer Easements for Servicing Upper James to West 5th Street (PW04133(c)) (Ward 8) (Item 7.1)**

(a) That an Offer of Compensation, based on an external appraisal received, be made in the amount of Sixty Thousand Seven Hundred and Fifty Dollars ($60,750) for an easement over the lands described as Part 1 on Registered Plan 62R-15255, being Part 1 on Expropriation Plan WE424570, owned by Kenneth Nichol Ramey, subject to an adjustment of +5% to reflect changes (if any) to the market value as of the Owner’s statutory date for the election of compensation;

(b) That an Offer of Compensation, based on an external appraisal received, be made in the amount of One Hundred and Forty Thousand Dollars ($140,000) for an easement over the lands described as Part 3 on Registered Plan 62R-15255, being Part 2 on Expropriation Plan WE424570, owned by Rencoast Holdings Inc., subject to an adjustment of +5% to reflect changes (if any) to the market value as of the Owner’s statutory date for the election of compensation;

(c) That should the owners of the lands noted in a) and b) above accept the Offer and sign and execute the required Agreement by Owner to Accept Compensation, that the Mayor and the City Clerk be authorized to sign and execute the said Agreement on behalf of the City of Hamilton;
(d) That the City Clerk, City Solicitor and all other required City officials be authorized to prepare, sign and serve the Notice of Possession and any other notices or documents required to finalize this transaction;

(e) That the City Solicitor, or their designee, be authorized to apply to the Courts to abridge the time for vacant possession, if deemed necessary and;

(f) That all expenditures associated with these transactions be charged to Capital Budget Item No. 5160480483 West 5th Street Sanitary Sewer.

15. Proposed Road Allowance Closure & Sale, Parts 1 and 2 on Plan 62R-17065 (PW07004) (Ward 2) (Item 7.2)

(a) That the lands known as Parts 1 and 2 on Plan 62R-17065 be permanently closed and sold to Hamilton Health Sciences Corporation, subject to the following conditions:

(i) That the applicant make an application to a District Court Judge, under Section 88 of the Registry Act, R.S.O. 1990, for an order to permanently close and purchase the lands known as Parts 1 and 2 on Plan 62R-17065, Hamilton.

(ii) That the General Manager, Public Works or his designee sign the appropriate documentation confirming that no public funds have been expended on the lands to be closed.

(iii) That the documentation regarding the application to the District Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor.

(iv) That the applicant register a reference plan under the Registry Act and that said plan be prepared by an Ontario Land Surveyor to the satisfaction of the Senior Project Manager, Survey and Technical Services and that the applicant deposit a reproducible copy of said plan with the Senior Project Manager, Survey and Technical Services.

(b) That provided the Judge's Order to permanently close the lands is granted:

(i) That the Acting City Solicitor be authorized and Corporate Counsel be directed to prepare a By-law to permanently close the highway.

(ii) That the appropriate By-law be introduced and enacted by Council.

(iii) That the Development and Real Estate Division, Planning and Economic Development Department be authorized and directed to sell this closed highway in accordance with the Procedural By-law for the Sale of Land, By-law No. 04-299.
(iv) That the City Solicitor be authorized and directed to register a certified copy of the By-law permanently closing the highway in the proper land registry office.

(v) That the By-law permanently closing the highway does not take effect until a certified copy of the By-law is registered in the proper land registry office.

(vi) That the Public Works Department publish a notice pursuant to section 34 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, of the City’s intention to pass the By-law.

16. Halton Recycling Ltd.'s Proposals in Response to RFP C11-128-06 and RFP C11-126-06 (LS07002/FCS07014) (City Wide) (Item 10.1)

(a) That staff be directed to accept the submissions received from Halton Recycling Limited for C11-126-06 Request for Tender for White Goods and Scrap Metal Collection Services for the City of Hamilton and C11-127-06 Request for Proposal for Recycling Collection Services for the City of Hamilton and evaluate these submissions with the other compliant submissions received for this Request for Tender and Request for Proposal.

(b) That Report LS07002/FCS07014 remain a confidential document.

17. Area Rating Sub-Committee

That the Area Rating Sub-Committee be disbanded and all area rating issues be deliberated by Committee of the Whole.

18. Appointment to the Pedestrian Committee

That Councillors McHattie, Merulla and Powers be appointed to the Pedestrian Committee.

19. Budget Target

That Council set a target for the budget at 3% or less.

20. Social Services Downloading

That the Mayor be authorized to continue discussions with the Province seeking monies to address the social services downloading shortfall.

21. Boards and Agencies

That a communication be sent to all Boards and Agencies advising that the City is requesting that Board and Agencies set targets of a maximum of 3% for any budget increases.

Council – January 10, 2007
22. **Provincial Downloading**

That the Mayor be directed to correspond with the political parties to request a commitment to a sustainable funding formula to resolve provincial downloading pressures for the City of Hamilton

23. **Red Hill Creek Expressway – Funding**

That the Province be requested to fund the total capital costs 75/25% for the Red Hill Creek Expressway as per the funding of other municipalities with similar projects.

FOR THE INFORMATION OF COUNCIL:

(a) **CHANGES TO THE AGENDA**

The agenda be approved as amended with the addition of two delegation requests from Messrs. Doug Brown and Victor Lesnicki who wish to address the Private and Confidential Report respecting Halton Recycling.

(b) **DECLARATIONS OF INTEREST**

None

(c) **ADOPTION OF MINUTES**

The Minutes of December 13, 2006 were approved as presented.

(d) **DELEGATIONS**

The following delegations were approved:

5.1 Request to address Committee by Richard Koroscil, CEO, Hamilton International, respecting Marketing Research Public Awareness Study of Hamilton (approved for the Feb. 12 COW)

5.2 Request to address Committee by Don McLean, Environment Hamilton respecting 10-point proposal for short term measures to address climate change (approved for the Feb. 12 COW)

5.3 Request to address Committee by Doug Brown, Solicitor for Halton Recycling respecting Confidential Report

5.4 Request to address Committee by Victor Lesnicki, Consultant for Halton Recycling respecting Confidential Report
Mr. Brown addressed Committee and spoke on behalf of Mr. Lesnicki as well. Mr. Brown addressed the concern that staff were considering taking the Halton bid off the table from consideration.

Mr. Brown further addressed the City’s Purchasing Policy and informed committee that in his view the commercial relationship has not been detrimentally affected with the City of Hamilton and therefore, Halton Recycling should be allowed to be part of the bid process.

(e) PRESENTATIONS

6.1 2007 Budget Overview

Glen Peace and Joe Rinaldo provided an overview of the 2007 Tax Budget Update

Highlights included:
- Tax Budget by Department, Expense
- Tax Budget Revenue
- Components of the Residential Municipal Tax impact

Committee requested the following additional information for budget deliberations:

(1) **Budget Target**
- Staff to report back on how much $$/implications to have budget come in to a 3% or less target.

(2) **50 million Provincial Downloaded Costs**
- That staff be directed to report back and provide an overview of all provincial downloaded costs.

(3) **0 base budgeting**
- Staff were directed to report back on the issue of 0 base budgeting including what it means for the budget, when it can start, implications.

(4) **Comparison – PIL’s**
- That staff be directed to report back on the disproportionate amount of PIL’s (facilities/institutions (i.e. universities) in Hamilton with suggested strategies to address this issue with the Province.

**Council – January 10, 2007**
(5) **Commercial/Industrial Base - BTR**

Staff were directed to report back on impact of the commercial/industrial vs. Residential including dollar for assessment growth

(6) **Other information requested to be provided:**

(i) Transit shortfall  
(ii) Options if capital programs were reduced – impact  
(iii) Revenue generation for the city – staff to provide options

(7) **Additional Meetings to be scheduled:**

(i) Committee of the Whole meeting with MPAC  
(ii) Strategic Sessions on the 2007 Budget  
Members of Council were directed to forward issues for the sessions to Glen Peace and City Clerks will work to find suitable dates for the scheduling of the sessions.

Staff were directed to accelerate the distribution of the budget books to Council.

(f) **PRIVATE AND CONFIDENTIAL**

Committee moved In Camera to discuss two items requiring advice which was subject to solicitor/client privilege. Following discussions, committee reconvened in Open Session.

(i) **Halton Recycling Ltd.’s Proposals in Response to RFP C11-128-06 and RFP C11-126-06 (LS07002/FCS07014) (City Wide) (Item 10.1)**

Please refer to Item 16 for disposition of this item.

This Motion CARRIED on a Recorded Vote as follows:

Yeas: Mayor Eisenberger, Councillors Bratina, Clark, Ferguson, McCarthy, Pasuta, Mitchell, Pearson, Powers  
Total: 9  
Nays: Councillors Collins, Duvall, Jackson, McHattie, Merulla, Morelli, Whitehead  
Total: 7

(ii) **Contractual issue**

Staff were directed to bring a report to Council on this matter.

*Council – January 10, 2007*
The meeting adjourned at 2:18 p.m.

Respectfully submitted

Mayor F. Eisenberger

M. Gallagher
Co-ordinator, Council/COW
January 8, 2007