GENERAL ISSUES COMMITTEE
MINUTES 14-018
9:30 a.m.
Thursday, September 4, 2014
Council Chambers
Hamilton City Hall
71 Main Street West

Present: Mayor R. Bratina, Deputy Mayor C. Collins (Chair)

Absent with Regrets: Councillor S. Duvall – FCM

THE FOLLOWING ITEMS WERE REPORTED TO COUNCIL FOR CONSIDERATION:

1. Area Rating – Special Infrastructure Levy (FCS14062) (City Wide) (Item 5.1)
   (Merulla/Clark)
   That Report FCS14062, respecting the Area Rating – Special Infrastructure Levy, be received.
   CARRIED

2. Hamilton Police Services Board Monthly Reports (PSB 14-073 and PSB 14-085) (Item 5.2)
   (Clark/Pearson)
   That the Hamilton Police Services Board’s Monthly Reports – PSB 14-073 and PSB 14-085, be received.
   CARRIED

3. Nikola Tesla Educational Corporation, respecting the appropriate Location to erect a Statue of Nikola Tesla and the Naming of a Road after Mr. Nikola Tesla (Item 6.1)
   (Morrow/Bratina)
   That the presentation, from the Nikola Tesla Educational Corporation, respecting the appropriate Location to erect a Statue of Nikola Tesla and the Naming of a
Road after Mr. Nikola Tesla, be referred to staff for a report to the Planning Committee. CARRIED

4. Correspondence from Frank Sperduti, Partner, Borden Ladner Gervais LLP, on behalf of the Owners of 1055 King Street East, Hamilton, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct (Item 4.12)

(Farr/Morrow)
That the correspondence from Frank Sperduti, Partner, Borden Ladner Gervais LLP, on behalf of the Owners of 1055 King Street East, Hamilton, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct, be received. CARRIED

5. Expanded Partnership between the City of Hamilton and McMaster University – Proposal (CM14015) (Item 8.1)

(Ferguson/Johnson)
That Report CM14015, respecting the Expanded Partnership between the City of Hamilton and McMaster University, be received. CARRIED

6. Barton Street – Kenilworth Avenue Commercial Corridors Study (PED14181) (Wards 2, 3 and 4) (Item 8.2)

(Merulla/Clark)
That the Barton and Kenilworth Commercial Corridors Final Recommendations Report, attached as Appendix “A” to Report PED14181, be received. CARRIED

7. Hamilton Tax Increment Grant Program (HTIGP) – 179-191 James Street North, Hamilton (PED14182) (Ward 2) (Item 8.3)

(Farr/Jackson)
(a) That the Hamilton Tax Increment Grant Program (HTIGP) application submitted by Roque Roofing & Sheet Metal Ltd., (Manual Roque, Filomena Roque), Owner of the property at 179-191 James Street North, Hamilton, for an HTIGP grant estimated at $848,553.46 over a maximum of a five-year period; and, based upon the incremental tax increase attributable to the redevelopment of 179-191 James Street North, be authorized and approved in accordance with the terms and conditions of the Program and conditional that ownership of the properties be transferred and registered on title as Roque Land Development Corporation (Manual Roque, Filomena Roque), prior to the grant being issued;
(b) That the Mayor and City Clerk be authorized and directed to execute the Grant Agreement, attached as Appendix “A” to Report PED14182, in a form satisfactory to the City Solicitor.

AMENDMENT CARRIED
MOTION AS AMENDED CARRIED

8. Hamilton Tax Increment Grant Program (HTIGP) – 189 King Street East, Hamilton (PED14183) (Ward 2) (Item 8.4)

(Farr/Morrow)
(a) That a Hamilton Tax Increment Grant Program (HTIGP) application submitted by Peter Desotto, owner of the property at 189 King Street East, Hamilton, for an HTIGP grant estimated at $2,131.57 over a maximum of a five-year period and based upon the incremental tax increase attributable to the redevelopment of 189 King Street East, be authorized and approved in accordance with the terms and conditions of the Program;

(b) That the Mayor and City Clerk be authorized and directed to execute the Grant Agreement, attached as Appendix “A” to Report PED14183, in a form satisfactory to the City Solicitor.

CARRIED

9. Hamilton Tax Increment Grant Program (HTIGP) – 191 King Street East, Hamilton (PED14184) (Ward 2) (8.5)

(Farr/Merulla)
(a) That a Hamilton Tax Increment Grant Program (HTIGP) application submitted by Mary Elizabeth Kennedy, owner of the property at 191 King Street East, Hamilton, for an HTIGP grant estimated at $2,131.57 over a maximum of a five-year period and based upon the incremental tax increase attributable to the redevelopment of 191 King Street East, be authorized and approved in accordance with the terms and conditions of the Program;

(b) That the Mayor and City Clerk be authorized and directed to execute the Grant Agreement, attached as Appendix “A” to Report PED14184, in a form satisfactory to the City Solicitor.

CARRIED

10. Sale of 159 Carlisle Road, (former Town of Flamborough), now City of Hamilton (PED14185) (Ward 15) (Item 8.6)

(Partridge/Pasuta)
(a) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to convey Part 2, Plan 62R-19828, municipally known as 159 Carlisle Road as shown on Appendix “B” attached to Report PED14185, to
Andy Watson and Larry Watson for the tendered amount of $302,000 exclusive of HST;

(b) That the required deposit of $30,200, being 10% of the purchase price, be held by the General Manager of Finance and Corporate Services pending acceptance of the transaction;

(c) That proceeds of the sale be deposited in Account No. 47702-3560150200 (Property Purchases and Sales) and all associated legal costs, appraisal fees, and property maintenance costs related to the subject property be sourced from this account;

(d) That the net proceeds from this transaction be transferred to the Property Purchases Reserve Account Number 100035;

(e) That any applicable HST be collected by the City and credited to Account No. 22828-009000 (HST Payable);

(f) That as a condition of sale, a Heritage Conservation Easement be registered on title to conserve the structural, landscape and archaeological heritage elements associated with the subject property.

CARRIED

11. Victoria Day Fireworks Celebration in Dundas (PED14152) (Ward 13) (Item 8.7)

(Powers/Jackson)
(a) That the City of Hamilton be authorized to delegate responsibility to the Victoria Day fireworks celebration in Dundas to the Dundas Valley Sunrise Rotary Club for a one-year term with the option to renew for four subsequent years;

(b) That the City of Hamilton provided the Dundas Valley Sunrise Club with the approved annual budget for this program, inclusive of all applicable taxes, for organizing and carrying out the annual Victoria Day fireworks celebration in Dundas;

(c) That the Mayor and City Clerk be authorized to execute an agreement between the Dundas Valley Sunrise Rotary Club and the City of Hamilton, in a form satisfactory to the City Solicitor, to implement recommendations a) and b) above.

CARRIED

12. Jackson Square Lease Renewal (PED14165) (Ward 2) (Item 8.8)

(Bratina/Ferguson)
That staff of the Economic Development Division, Planning and Economic Development Department, Legal Services, City Manager’s Office and Finance
Administration and Revenue Generation Division, Corporate Services Department be authorized to enter into negotiations with Yale Properties (and its various legal entities) regarding the possible sale or long-term lease extension of the City-owned lands beneath the Jackson Square development.

CARRIED

13. McQuesten Urban Agriculture Social Enterprise – Urban Farm (CES14037) (Ward 4) (Item 8.9)

(Merulla/Jackson)
That a temporary 16 month full-time project manager position within the Neighbourhood and Community Initiatives Division to develop the McQuesten Urban Farm at a cost of $131,850, to be funded from the Neighbourhood Action Strategy Fund (Project #2051255204), be approved.

CARRIED


(Merulla/Morrow)
(a) That the City of Hamilton enter into a partnership agreement with the Social Planning and Research Council to fund housing resource facilitation support in the Riverdale neighbourhood from September 2014 to December, 2015 in the amount of $9,500, to be funded from the Neighbourhood Action Strategy Fund (Project #2051255204); and,

(b) That the General Manager of Community and Emergency Services be authorized and directed to execute, on behalf of the City of Hamilton, the partnership agreement referenced in sub-section (a), in a form satisfactory to the City Solicitor.

CARRIED

15. 161 Meadowlands Boulevard – Construction Agreement between the City of Hamilton and the Hamilton-Wentworth Catholic District School Board (PW13009(a)) (Ward 12) (Item 8.11)

(Ferguson/Johnson)
(a) That the City of Hamilton enter into a construction agreement with the Hamilton-Wentworth Catholic District School Board to construct and maintain a walkway and culvert from City property onto School Board property at 161 Meadowlands Boulevard;

(b) That the construction costs estimated at $48,000 be funded from Project ID 5181260240 as allocated in the 2012 Capital Budget and that the School Board contribute $2,500 toward the walkway on school lands;

(c) That the Mayor and City Clerk be authorized and directed to execute the construction agreement referred to in subsection (a) together with all
necessary associated documents, in a form satisfactory to the City Solicitor and with content acceptable to the General Manager of Public Works; and,

(d) That the item titled “HWCDSB Surplus Land at 161 Meadowlands Blvd.” be identified as complete and removed from the Outstanding Business List of the General Issues Committee.

CARRIED

16. Business Planning Sub-Committee Terms of Reference (CM14010) (Item 8.12)

(Powers/Ferguson)
(a) That a Business Planning Sub-Committee, reporting to the General Issues Committee, be established to oversee the evolution of Business Planning processes;

(b) That the Sub-Committee be comprised of four (4) members of Council, and that the appropriate City staff be made available as resources to the Sub-Committee; and,

(c) That the Business Planning Sub-Committee Terms of Reference, included as Appendix “A” to Report CM14010, be approved.

CARRIED

17. Business Improvement Area Advisory Committee Report 14-001, July 8, 2014 (Item 8.13)

(Pearson/Johnson)
(a) Streamlining of City Service Levels (Item 5.1)

That staff be directed to review all service levels provided by the City to all BIAs to ensure that all BIAs are brought up to the same service levels for equity and provide a report back to the Business Improvement Area Advisory Committee.

CARRIED

18. Overview of the Oakville Health Protection Air Quality By-law Outstanding Business List Item (PED14203) (BOH14032) (City Wide) (Item 8.14)

(McHattie/Johnson)
(a) That Town of Oakville staff be asked to attend a future meeting of the Board of Health to provide a detailed overview of Oakville By-law 2010-035 - “A by-law to assess and control the health effects of major emissions of fine particulate matter in the Town of Oakville”;

(b) That Planning and Economic Development and Public Health Services staff be directed to consult with Clean Air Hamilton to develop a
stakeholder consultation plan for consideration by the Board of Health as part of assessing the effectiveness of a Health Protection Air Quality By-law similar to the Town of Oakville By-law for Hamilton.

AMENDMENT CARRIED
MOTION AS AMENDED CARRIED

19. Lobbyist Registry (FCS13029(c)/LS13006(c)) (City Wide) (Item 8.15)

(Farr/Johnson)
That Report FCS13029(c)/LS13006(c), respecting the Lobbyist Registry, be received.

CARRIED


(Morrow/Merulla)
(a) That City of Hamilton, design and build the Bernie Morelli Centre and related amenities including parking and green space in accordance with building massing drawing attached as Appendix B to report CM14014;

(b) That the City work with the Hamilton-Wentworth District School Board (HWDSB), in accordance with City of Hamilton By-law #13-317, Procurement Policy #12 – Cooperative Procurements, to secure a contractor to complete the demolition of Scott Park Arena and the former Scott Park Secondary School;

(c) That the City work with the Hamilton-Wentworth District School Board (HWDSB), in accordance with City of Hamilton By-law #13-317, Procurement Policy #12 – Cooperative Procurements, to secure a proponent to complete the design of the Bernie Morelli Centre and the new secondary school;

(d) That the city owned lands as identified through Report CM14014, be declared surplus to the requirements of the City of Hamilton in accordance with the “Sale of Land Policy By-law”, being By-law No. 14-204;

(e) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to sell approximately 0.18 acres and to undertake the necessary land exchange with the Hamilton Wentworth District School Board in accordance with the “Sale of Land Policy By-law”, being By-law 14-204;

(f) That the Mayor and Clerk be authorized and directed to execute any necessary documents related to the sale of land, in a form satisfactory to the City Solicitor; and,
(g) That Planning and Economic Development Department staff be directed and authorized to proceed with a City initiated rezoning of the subject lands to facilitate the proposed Bernie Morelli Centre and new secondary school.

(Merulla/Morrow)

(h) That staff be directed to develop a short-term plan to accommodate Scott Park Baseball Association within the existing site vicinity of Scott Park;

(i) That staff be directed to develop a joint plan between the Sherman Hub, Scott Park Baseball Association and the City of Hamilton to ensure the new location to the Dominion Glass property does not leave any child behind.

(Merulla/Morrow)

(j) That Report CM14014, respecting Construction Projects in the Stadium Precinct, including recommendations (a) through (g), be forwarded to the Hamilton-Wentworth District School Board for their consideration.

AMENDMENT CARRIED
MOTION AS AMENDED CARRIED

21. McMaster University’s Application to the Province of Ontario’s Call for University Proposals for Major City Expansion (Item 9.1)

(Farr/Ferguson)

(a) That City Council provide a letter of endorsement to McMaster University to be included as part of the Provincial submission;

(b) That the City of Hamilton (“City”) agree, conditional on provincial support and a successful application and on compliance with the City’s Sale of Land Policy By-law, to transfer a City owned property(s) that is agreeable to both the City of Hamilton and McMaster University, for the sole and exclusive intent of fulfilling the initiative outlined within its provincial submission;

(c) That the City Manager be directed to work with staff and McMaster University to identify a specific property(s);

(d) That the City Manager be directed to report back to the General Issues Committee on the status of the application, for approval of any identified specific properties and any associated potential land negotiations;

(e) That McMaster University work with the City of Hamilton on meeting parking requirements and in the event a surface lot becomes the optimum candidate, the replacement of the lost parking spots and revenue;
(Clark/Pearson)
(f) That the City Manager, on behalf of City Council, be directed to work with McMaster University to explore a public-private partnership, if feasible, to assist in the generation of property taxes.  

AMENDMENT CARRIED
MOTION AS AMENDED CARRIED

22. Lobbyist Registry (Item 9.2)

(McHattie/Merulla)
(a) That the proposed draft by-law, being a by-law To Establish and Maintain a Lobbyist Registry, attached hereto as Appendix “A”, as amended, be passed and that the by-law be effective as of August 1, 2015 and reviewed in two years’ time;

(b) That one (1) FTE (Policy Analyst), at an estimated cost of $92,000 annually, be approved;

(c) That the Lobbyist Registrar position be combined with the City’s Integrity Commissioner position, at an estimated cost of $22,000 annually;

(d) That a one-time cost of up to $100,000 for the development of a web-based registry be approved and funded through the Unallocated Capital Levy 108020;

(e) That criteria be established for penalties in the Lobbyist Registrar's employment contract respecting investigations that exceed the time limit, as set out in the employment contract for the Lobbyist Registrar; if a proper request for an extension is not sought out accordingly and appropriately.

AMENDMENT CARRIED
MOTION AS AMENDED CARRIED

23. 2014 Mountable Curb and Sidewalk Repairs in Ward 6 (Item 9.3)

(Jackson/Whitehead)
(a) That the reconstruction cost for various mountable curb and sidewalk repairs on Paris Avenue and Albion Falls Boulevard within Ward 6, in the amount of $50,000.00, be funded from the Ward 6 Area Rating Special Capital Re-Investment Reserve 108056;

(b) That the General Manager of Public Works be authorized to prepare, advertise and award tenders as required for the above-noted works.

CARRIED
FOR THE INFORMATION OF COMMITTEE:

(a) CHANGES TO THE AGENDA (Item 1)

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

(i) Added to Item 4.5 – Correspondence related to the Delegation Request by Elizabeth Seidl, Pipeline Trail Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study

(ii) Added as Item 4.6 – Delegation Request from Tony Lemma, Kenilworth Lead Team, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study

(iii) Added as Item 4.7 – Delegation Request from Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study

(iv) Added as Item 4.8 – Delegation Request from Stefania Barrios, Buduchnist Credit Union, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study

(v) Added as Item 4.9 – Delegation Request from Nando De Caria, Hamilton-Halton Homebuilders Association, respecting Item 8.15 – Report FCS13029(c)/LS13006(c) – Lobbyist Registry


This item was withdrawn from the agenda just prior to the start of the meeting.

(vii) Added as Item 4.11 – Delegation Request from John McGreal, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct

(viii) Added as Item 4.12 – Correspondence from Frank Sperduti, Partner, Borden Ladner Gervais LLP, on behalf of the Owners of 1055 King Street East, Hamilton, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct

(ix) Added as Item 10.1 – a Notice of Motion respecting Ward 1 Area Rating Funded Projects – Bridge Fencing Improvements at Hill and Dundurn Streets and Alexander Park Master Plan
(x) Added as Item 4.13 – Delegation Request from Matthew Green, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study

(xi) Added as Item 10.2 - Paul Fredenburg, Southern Ontario Military Museum, to seek Approval to acquire a 7.5 acre Portion of the Part 4 Land Adjacent to the Canadian Warplane Heritage Museum for further Museum Development, has been withdrawn from the agenda.

(xii) Added as Item 10.3 – a Notice of Motion, respecting Hermitage Heritage Ruins, Ancaster

(xiii) Added as Item 10.3 – a Notice of Motion, respecting Canada Post Super Mailbox Conversion in Hamilton Location Criteria & Requirements

As well, it is recommended that Item 8.16, Report CM14014 – Construction Projects in the Stadium Precinct, be moved up on the agenda to Item 7.1, as it has a presentation and there are delegates present to speak to the matter.

(Merulla/Morrow)
That the agenda for the September 4, 2014 General Issues Committee meeting be approved, as amended.

CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

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

(i) August 11, 2014 (Item 3.1)

(Pearson/Partridge)
That the Minutes of the August 11, 2014 meeting of the General Issues Committee be approved, as presented.

CARRIED

(ii) August 15, 2014 – Special

(McHattie/Farr)
That the Minutes of the August 15, 2014 special meeting of the General Issues Committee be approved, as presented.

CARRIED
(d) DELEGATION REQUESTS (Item 4)

(i) Dr. Patrick Deane, President and Vice Chancellor, McMaster University and Roger Couldrey, Vice President (Administration, McMaster University, to seek Partnership in the University’s Downtown Expansion Plans and Support from the City of Hamilton in the Form of a Land Commitment for its Downtown Expansion, if approved for the Province of Ontario’s Capacity Policy Framework Competition (Item 4.1)

(Pearson/Powers)
That the delegation request from Dr. Patrick Deane, President and Vice-Chancellor, and Roger Couldrey, Vice President (Administration), of McMaster University, respecting Partnership in the University’s Downtown Expansion Plans and Support from the City of Hamilton in the Form of a Land Commitment for its Downtown Expansion, if approved for the Province of Ontario’s Capacity Policy Framework Competition, be approved to appear before Committee on September 4, 2014.

CARRIED

(ii) Paul Fredenburg, Southern Ontario Military Museum, to seek Approval to acquire a 7.5 acre Portion of the Part 4 Land Adjacent to the Canadian Warplane Heritage Museum for further Museum Development (Item 4.2)

This item was withdrawn by the requestor.

(iii) Julie Michal and Gerry Perry, on behalf of the Gibson Landsdale Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (no copy) (Item 4.3)

(Pearson/Powers)
That the delegation request from Julie Michal and Gerry Perry, on behalf of the Gibson Landsdale Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be approved to appear before Committee on September 4, 2014.

CARRIED

(iv) Cindy Stout and Tammy Heidbuurt, Crown Point Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (no copy) (Item 4.4)
(Pearson/Powers)
That the delegation request from Cindy Stout and Tammy Heidbuurt, Crown Point Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be approved to appear before Committee on September 4, 2014.
CARRIED

(v) Elizabeth Seidl, Pipeline Trail Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.5)

(Pearson/Powers)
That the delegation request from Elizabeth Seidl, Pipeline Trail Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be approved to appear before Committee on September 4, 2014.
CARRIED

(vi) Tony Lemma, Kenilworth Lead Team, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.6)

(Pearson/Powers)
That the delegation request from Tony Lemma, Kenilworth Lead Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be approved to appear before Committee on September 4, 2014.
CARRIED

(vii) Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.7)

(Pearson/Powers)
That the delegation request from Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be approved to appear before Committee on September 4, 2014.
CARRIED

(viii) Stefania Barrios, Buduchnist Credit Union, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.8)

(Pearson/Powers)
That the delegation request from Stefania Barrios, Buduchnist Credit Union, respecting Item 8.2 – Report PED14181, Barton Street –


Kenilworth Avenue Commercial Corridors Study, be approved to appear before Committee on September 4, 2014.

CARRIED

(ix) Nando De Caria, Hamilton-Halton Homebuilders Association, respecting Item 8.15 – Report FCS13029(c)/LS13006(c) – Lobbyist Registry (Item 4.9)

(Pearson/Powers)
That the delegation request from Nando De Caria, Hamilton-Halton Homebuilders Association, respecting Item 8.15 – Report FCS13029(c)/LS13006(c) – Lobbyist Registry, be approved to appear before Committee on September 4, 2014.

CARRIED

(x) Bob Lively and Ross Ransom, Scott Park Baseball Association, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct (Item 4.10)

This Item was withdrawn from the agenda.

(xi) John McGreal, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct (Item 4.11)

(Pearson/Powers)
That the delegation request from John McGreal, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct, be approved to appear before Committee on September 4, 2014.

CARRIED

(xii) Matthew Green, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.13)

(Pearson/Powers)
That the delegation request from Matthew Green, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be approved to appear before Committee on September 4, 2014.

CARRIED

(e) DELEGATIONS (Item 6)

(i) Vic Djurdjevic and Kruno Perkovic, of the Nikola Tesla Educational Corporation, respecting the appropriate Location to erect a Statue of Nikola Tesla and the Naming of a Road after Mr. Nikola Tesla (Item 6.1)
Messers Djurdjevic and Perkovic provided a PowerPoint presentation and a handout respecting appropriate location to erect a statue of Nikola Tesla and the naming of a road after Mr. Tesla. The presentation included, but was not limited to, the following:

- The benefits that Mr. Tesla provided for the city of Hamilton; it was one of Mr. Tesla’s early inventions that provided Hamilton with the “Cheapest Power in Canada”.

- Mr. Tesla was born in 1856 in Europe and in 1884 he moved to USA. He was an inventor, electrical and mechanical engineer, physicist and futurist. In 1896 he invented the Niagara Falls (USA) power plant; and, in 1898, electricity generated by Tesla’s invention reached Hamilton. Mr. Tesla was also credited with 700 patents.

- Mr. Tesla was also responsible for:
  - Alternating Current – powers every home and business on this planet;
  - Electrical induction motor;
  - Remote control;
  - Hydrogen Light bulb;
  - Neon Light;
  - Tesla Coil;
  - Radio;
  - Radar;
  - X-Ray;
  - Transistor;
  - Resonant Frequency of the world;
  - Earth Quake machine;
  - Ball of Lightning;
  - Wireless communications;
  - Hydro-Electric Plant – Niagara Falls

- Hamilton was the first city in Canada to have AC electricity; and, in the early 1900’s Hamilton was known as the “Electric City”.

- The Nicola Tesla Educational Corporation would like to:
  - Step 1: Erect a statue of Nikola Tesla:
    - City of Hamilton: Request City to authorize a site to erect a statue;
    - NTEC recommends that the statue be place in Bayfront Park, in close proximity of Waterfront Trail and Harbour Front Dr.;
- NTEC: Will fundraise 100% of the necessary funds to pay for the statue and its placement.

  - Step 2: Rename a significant road “Nikola Tesla”:

    - Needs to have a significant connection to Tesla’s impact;
    - The name change should have minimal to no impact on businesses or residence;
    - The NTEC is suggesting the elevated portion of Burlington Street commencing at QEW and ending east of Ottawa St (where elevated portion drops to ground level);
    - Lower level remains Burlington St.;
    - Significant to Nikola Tesla (industrial growth during Electricity City age);
    - No person/business would be affected;
    - New “Expressway” – perceived as easier access to industrial centre (potential for new business); and,
    - NTEC will absorb 100% of the costs.

A full copy of the presentation is available on the City’s web site at www.hamilton.ca

(Pearson/Partridge)
That the presentation, from the Nikola Tesla Educational Corporation, respecting the appropriate location to erect a statue of Nikola Tesla and the naming of a road after Mr. Tesla, be received.

CARRIED

For further disposition of this matter, refer to Item 3.

(ii) Terry Langley, President of the Canadian Union of Postal Workers, Local 548 (Hamilton), respecting the Termination of Door to Door Postal Delivery by Canada Post (Item 6.2)

Terry Langley, President of the Canadian Union of Postal Workers, provided an overview of the flyer entitled “Fact vs. Fiction” that was passed out to all members of Committee.

Mr. Langley’s comments included, but were not limited to, the following:

- There are concerns respecting garbage, depreciated property values, snow removal, and seniors do not appreciate the loss of the door-to-door delivery.
• This is a new drastic change to an important public service in Hamilton.

• The changes will have a big impact on suburban areas, but much more extremely to the high density, older downtown areas, central business district and the city core.

• It may be not too late to stop implementation in those areas if the citizens exert pressure on the federal government and Canada Post Corporation.

• CUPW would like City Council to fight for the interests of the citizens of Hamilton on this particular matter and not give up easily. There will be a flood of complaints to the City when implementation occurs. Liabilities and adverse effects have not been dealt with.

A hard copy of the flyer is available on the City’s web site at www.hamilton.ca

(Pearson/Johnson)
That the presentation, respecting the Termination of Door to Door Postal Delivery by Canada Post, be received.

CARRIED

(iii) Patrick Deane and Roger Couldrey, McMaster University, to seek Partnership in the University’s Downtown Expansion Plans and Support from the City of Hamilton in the Form of a Land Commitment for its Downtown Expansion, if approved for the Province of Ontario’s Capacity Policy Framework Competition (Item 4.1/6.3)

Dr. Patrick Deane, Roger Couldry and Dr. Susan Giroux, McMaster University, provided a PowerPoint presentation, respecting the proposed Partnership in the University’s Downtown Expansion Plans and Support from the City of Hamilton in the Form of a Land Commitment for its Downtown Expansion, if approved for the Province of Ontario’s Capacity Policy Framework Competition.

A copy of the presentation is available on the City’s web site at www.hamilton.ca.

(Ferguson/Johnson)
That the presentation, respecting the proposed Partnership in the University’s Downtown Expansion Plans and Support from the City of Hamilton in the Form of a Land Commitment for its Downtown Expansion,
if approved for the Province of Ontario’s Capacity Policy Framework Competition, be received.

CARRIED

(iv) Paul Fredenburg, Southern Ontario Military Museum, to seek Approval to acquire a 7.5 acre Portion of the Part 4 Land Adjacent to the Canadian Warplane Heritage Museum for further Museum Development (Item 4.2/6.4)

This item had been withdrawn from the agenda.

(v) Julie Michal and Gerry Perry, on behalf of the Gibson Landsdale Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.3/6.5)

Julia Michal and Gerry Perry addressed Committee respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study. Their comments included, but were not limited to, the following:

• Spoke in favour of Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study.
• Barton will become a vibrant, engaged, safe and committed community.

(Merulla/Morrow)
That the presentation from Julie Michal and Gerry Perry, on behalf of the Gibson Landsdale Community Planning Team, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be received.

CARRIED

(vi) Cindy Stout and Tammy Heidbuurt, Crown Point Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.4/6.6)

Cindy Stout, Crown Point Community Planning Team, addressed Committee respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study. Her comments included, but were not limited to, the following:

• It was important to have the authentic engagement with our community; it is all of us who shape our community.
• Vibrancy can occur for the streets and our businesses.
• Time was permitted to do outreach with our community.
• In support of the Barton Street – Kenilworth Avenue Commercial Corridors Study.

(Pearson/Morrow)
That the presentation from Cindy Stout, Crown Point Community Planning Team, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be received.

CARRIED

(vii) Elizabeth Seidl, Pipeline Trail Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.5/6.7)

Elizabeth Seidl, Pipeline Trail Planning Team, addressed Committee respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study. Her comments included, but were not limited to, the following:

• In support of the Barton Street – Kenilworth Avenue Commercial Corridors Study.
• Advocating for the requirement for retail/commercial at grade on Kenilworth between Barton and Roxborough.
• Beautification will make people feel welcome, and will bring people into the local businesses.
• Together we can create walkability, beautification, and healthy active living.

A copy of the presentation is available on the City’s web site at www.hamilton.ca

(Powers/Pearson)
That the presentation from Elizabeth Seidl, Pipeline Trail Planning Team, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be received.

CARRIED

(viii) Tony Lemma, Kenilworth Lead Team, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.6/6.8)

• Tony Lemma, Kenilworth Lead Team, spoke in favour of the Barton Street – Kenilworth Avenue Commercial Corridors Study.
• Mr. Lemma outlined the Kenilworth Lead Team’s specific recommended initiatives that included:
Complete Streets
Economic Development / Incentive to Promote Owner-Operator Businesses
Property Stewardship
Community Health – Street Beautification

A full copy of Mr. Lemma’s handout is available on the City’s web site at www.hamilton.ca.

(Merulla/Morrow)
That the presentation from Tony Lemma, Kenilworth Lead Team, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be received.

CARRIED

(ix) Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.7/6.9)

Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, addressed Committee respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study. A documentary video short was provided respecting Kenilworth Avenue.

A copy of that video is available on the City’s web site at www.hamilton.ca.

(Powers/Johnson)
That the presentation from Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be received.

CARRIED

(x) Stefania Barrios, Buduchnist Credit Union, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.8/6.10)

Ms. Barrios was required to leave and was not able to be present when called upon.

(xi) Matthew Green, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.13/6.11)

Mr. Green was required to leave for another meeting and was unable to be in attendance when called upon. However, Mr. Green did provide a
copy of his presentation, which was distributed to members of the General Issues Committee.

(Partridge/Powers)
That the presentation from Matthew Green, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, be received.

CARRIED

(xii) Nando De Caria, President, Hamilton-Halton Homebuilders Association, respecting Item 8.15 – Report FCS13029(c)/LS13006(c) – Lobbyist Registry (Item 4.9/6.12)

Nando De Caria addressed Committee respecting Report FCS13029(c)/LS13006(c) – Lobbyist Registry. Mr. De Caria’s comments included, but were not limited to, the following:

- June 18 and 25, 2014 – made submission to GIC.
- Mr. De Caria stated that he had asked to receive ongoing information regarding this information, but had not received any additional information.
- The staff report has addressed some of the concerns, but many issues remain unchanged in both scope and gravity.

(Pearson/Farr)
That the presentation Nando De Caria, Hamilton-Halton Homebuilders Association, respecting Report FCS13029(c)/LS13006(c) – Lobbyist Registry, be received.

CARRIED

(xiii) Bob Lively and Ross Ransom, Scott Park Baseball Association, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct (Item 4.10/6.13)

This item was withdrawn from the agenda.


Mr. McGreal addressed Committee respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct. Mr. McGreal’s comments included, but were not limited to, the following:
• Discussed the pros and cons of Report CM14014, noting that a positive effect would be that the Hamilton-Wentworth District School Board would be contributing funding for 50% of the costs for the Brian Timmis Community Park fields.

• The community losses that Mr. McGreal outlined were:
  o Green Space of Scott Park outdoor activity zone should be preserved for the community plan (recreation/activity / Prince of Whales School activity area);
  o Seniors recreation centre zone will not be compatible with students;
  o Seniors activity is high from 8:00 a.m. to 6:00 p.m. (high secondary activity)
  o Seniors walkability is 1.5 blocks from the centre for parking; and,
  o Who has priority for the 85 parking spots on the recreation site – the recreation centre or the HWDSB?

A copy of Mr. McGreal’s handout is available on the City’s web site at www.hamilton.ca.

(Whitehead/Morrow)
That the presentation from John McGreal, respecting Report CM14014 – Construction Projects in the Stadium Precinct, be received. CARRIED

(f) DISCUSSION ITEMS (Item 8)

(i) Barton Street – Kenilworth Avenue Commercial Corridors Study (PED14181) (Wards 2, 3 and 4) (Item 8.2)

Alan Waterfield, Senior Planner, introduced the presentation and provided a short overview of Report PED14181.

Rob Palmer, Planning Partnership, provided a PowerPoint presentation respecting the Barton Street – Kenilworth Avenue Commercial Corridors Study.

A copy of the presentation is available on the City’s web site at www.hamilton.ca.
(Merulla/Clark)
That the presentation, respecting the Barton Street – Kenilworth Avenue Commercial Corridors, be received.

CARRIED

(ii) Construction Projects in Stadium Precinct (CM14014) (Ward 3) (Item 8.16)

(Bratina/Johnson)
That the General Issues Committee move into Closed Session, at 3:35 p.m., respecting Report CM14014 – Construction Projects in Stadium Precinct, pursuant to Section 8.1, Sub-section (f) of the City's Procedural By-law 10-053, and Section 239, Sub-section (f) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

(g) MOTIONS (Item 9)

Councillor J. Farr withdrew his original motion and replaced it with the following in lieu thereof:

(i) McMaster University’s Application to the Province of Ontario’s Call for University Proposals for Major City Expansion (Item 9.1)

WHEREAS, the Province of Ontario released its Major Capacity Expansion Call for University Proposals on March 27, 2014;

AND WHEREAS, this capacity expansion program has been put in place in order to meet the government's commitment to provide 60,000 additional post-secondary education spaces across Ontario;

AND WHEREAS, McMaster University has submitted a Notice of Intent that it would be responding to the request for proposal on June 26, 2014, as required by the Province;

AND WHEREAS, the closing date for the full proposal submission is September 26, 2014;

AND WHEREAS, numerous municipalities are seeking an expanded post-secondary presence and that securing such a campus is very competitive, and such it is anticipated that only a small number of large projects will be successful;

AND WHEREAS, the City of Hamilton and McMaster University have a long standing and successful relationship;
AND WHEREAS, there is a role the University and its students play in the city's economic development, growth and prosperity;

AND WHEREAS, McMaster is interested in expanding its presence in the downtown Hamilton core;

AND WHEREAS, the eligibility requirements for such an expansion include, but are not limited to, the following:

- demonstrated need;
- the accommodation of growth of more than 1,000 full-time students in the short term, with the potential to accommodate longer-term growth of 5,000 to 10,000 over the next 20 years;
- a new facility larger than 70,000 square feet, primarily for academic purposes;
- projects must improve local student access to post-secondary education in the short term;
- projects will be evaluated on the amount of support from the host; community or municipality (including financial contributions and/or land ownership);
- institutions making submissions will be required to provide evidence of support for their proposal, including documentation of land ownership or leasing contracts, documentation of municipal commitment or funding and letters of support;
- priority will be given to proposals in regions that have been experiencing sustained population and post-secondary education demand growth, and that are under served in terms of post-secondary education opportunities;
- tangible regional economic benefits, combined with potential for province-wide benefit, based on labour force skills and economic growth;

THEREFORE BE IT RESOLVED:

(a) That City Council provide a letter of endorsement to McMaster University to be included as part of the Provincial submission;

(b) That the City of Hamilton ("City") agree, conditional on provincial support and a successful application and on compliance with the City’s Sale of Land Policy By-law, to transfer a City owned property(s) that is agreeable to both the City of Hamilton and McMaster University, for the sole and exclusive intent of fulfilling the initiative outlined within its provincial submission;
(c) That the City Manager be directed to work with staff and McMaster University to identify a specific property(s);

(d) That the City Manager be directed to report back to the General Issues Committee on the status of the application, for approval of any identified specific properties and any associated potential land negotiations;

(e) That McMaster University work with the City of Hamilton on meeting parking requirements and in the event a surface lot becomes the optimum candidate, the replacement of the lost parking spots and revenue.

The motion, CARRIED on a Standing Recorded voted, as shown below:

Yeas: Bratina, McHattie, Farr, Merulla, Collins, Jackson, Whitehead, Partridge, Pasuta, Powers, Ferguson, Johnson, Pearson
Total: 13
Nays: None
Total: 0
Absent: Morrow, Duvall, Clark
Total: 3

(ii) Lobbyist Registry (Item 9.2)

(McHattie/Merulla)
That the Motion respecting the Lobbyist Registry be lifted from the table.
CARRIED

For disposition of this matter, please refer to Item 22 above.

The motion, CARRIED on a Standing Recorded voted, as shown below:

Yeas: Bratina, McHattie, Farr, Merulla, Collins, Jackson, Whitehead, Partridge, Pasuta, Powers, Ferguson, Johnson, Pearson
Total: 13
Nays: None
Total: 0
Absent: Morrow, Duvall, Clark
Total: 3

(h) NOTICES OF MOTION (Item 10)

Councillor B. McHattie introduced the following Notice of Motion:
(i) **Ward 1 Area Rating Funded Projects – Bridge Fencing Improvements at Hill and Dundurn Streets and Alexander Park Master Plan (Item 10.1)**

(a) That $27,500 from the Ward 1 Area Rating Reserve be allocated to relocating and securing the fencing at Hill and Dundurn Streets to improve safety, and re-painting the bridge fencing on Dundurn Street.

(b) That the General Manager of Public Works be authorized and directed to prepare, advertise and award tenders, as required, for relocating and securing the fencing at Hill and Dundurn Streets to improve safety, and re-painting the bridge fencing on Dundurn Street.

(c) That $60,000 from the Ward 1 Area Rating Reserve be allocated to undertake the Master Plan process for Alexander Park.

(d) That the General Manager of Public Works be authorized and directed to prepare, advertise and award tenders, as required, for the undertaking of the Master Plan process for Alexander Park.

Councillor L. Ferguson introduced the following Notice of Motion:

(ii) **Hermitage Heritage Ruins, Ancaster (Item 10.2)**

WHEREAS, The Hermitage is a heritage property designated under the Ontario Heritage Act and the ruins are in a state of collapse;

AND WHEREAS, the Hamilton Conservation Authority (HCA) has requested a Heritage permit for removal of portions of the ruins;

AND WHEREAS, the HCA would prefer to keep the existing structure but lack sufficient funds to complete the work;

AND WHEREAS, at the Council meeting of August 15, 2014 the Heritage Permit application was referred to the Ward Councillor to try to find a solution to salvage the existing structure;

AND WHEREAS, the HCA is prepared to use the $200,000 that has been allocated for the demolition for an alternative solution;

AND WHEREAS, there has been significant interest in the community to support the restoration of the ruins;

AND WHEREAS, it has been suggested the cost of the proper restoration of the Hermitage is in the area of $600,000;
THEREFORE BE IT RESOLVED:

(a) That the City accept the Hamilton Conservation Authority suggestion to reallocate their $200,000 to demolish the structure to 1.5 meters above grade be reallocated to repair of the existing structure.

(b) That the City allocate $200,000 from Council’s Strategic Capital Reserve Account 108022.

(c) That the balance of funds required to complete the project come from the community.

(d) That the $200,000 from the City be contingent on receiving Heritage Permit approval for the restoration of the ruins, including the specifications of the repair method and adequate funds are raised from the community, beyond the City and HCA commitments to finish the project.

Councillor T. Whitehead introduced the following Notice of Motion, on behalf of Councillor S. Duvall:

(iii) Canada Post Super Mailbox Conversion in Hamilton Location Criteria & Requirements

WHEREAS, Canada Post has announced that it will be changing mail delivery in several communities within Hamilton in 2015 to convert residents from home delivery to community “super” mailboxes (CMB's) in order to cut their labour costs;

AND WHEREAS, Canada Post has exclusive jurisdiction over Postal Services in Canada, and Whereas Canada Post has announced that it intends to install community mailboxes within the municipal road allowance on public roadways with Hamilton;

AND WHEREAS, pursuant to the Municipal Act the City has authority to regulate with respect to public highways and in particular, authority to regulate to ensure the protection of property, the prevention of nuisance, and the health, safety and well-being of its inhabitants;

AND WHEREAS, Canada Post is embarking on a conversion without appropriate criteria being in place to address health and safety concerns, among other issues, of Council and citizens of Hamilton;

AND WHEREAS, Council believes that CMB's are inconvenient and inaccessible, especially for seniors and persons with mobility issues and they are vulnerable to break-ins and theft,
THEREFORE BE IT RESOLVED:

That staff be directed to provide a report to the General Issues Committee with respect to options available to the City to prevent installation of community super mailboxes in the City's road allowances pending agreement with Canada Post on appropriate locational criteria and such other measures as may be necessary to prevent safety hazards, property damage or nuisance, before the installation of community mailboxes by Canada Post proceeds.

(i) Amendments to the Outstanding Business List (Item 11.1)

The matter respecting “HWCDSB Surplus Land at 161 Meadowlands Blvd.” was identified as complete and removed from the Outstanding Business List of the General Issues Committee.

(j) PRIVATE & CONFIDENTIAL (Item 12)

12.1 Personnel Matter

(Jackson/Partridge)

That the General Issues Committee move into Closed Session, at 5:55 p.m., respecting a Personnel Matter, pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 10-053, and Section 239, Sub-section (b) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains personal matters about an identifiable individual, including municipal or local board employees.

CARRIED

Staff were provided with direction in Closed Session.

(k) ADJOURNMENT (Item 13)

(Pearson/Ferguson)

That, there being no further business, the General Issues Committee, be adjourned at 6:14 p.m.

CARRIED

Respectfully submitted,

Deputy Mayor C. Collins, Chair
General Issues Committee

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk