THE FOLLOWING ITEMS WERE REPORTED TO CITY COUNCIL FOR CONSIDERATION:

1. CHANGES TO THE AGENDA

The Clerk noted the following changes to the agenda:
Delegation Request Item 6.2 by Peter Llewellyn has been withdrawn from today’s agenda.

We have received an added delegation request by Michele Ballagh, Hamilton Chamber of Commerce respecting Item 8.4 Golden Horseshoe Innovation Centre. Ms. Ballagh would like the opportunity to address committee today. If approved the presentation will be added as Item 7.2.

3 Added Private and Confidential Matters noted as:

12.5 Fire – Arbitration Award
12.6 Verbal update on A. Khan Matter
12.7 Verbal update on a Request for Proposal C5-37-09

(Morelli/Pearson)
That the agenda be adopted as amended. CARRIED

2. DECLARATIONS OF INTEREST

None

3. ADOPTION OF MINUTES

3.1 December 4, 2009

(Clark/Merulla)
That the Minutes of December 4, 2009 be adopted as presented. CARRIED

3.2 December 7, 2009

(Powers/Ferguson)
That the Minutes of December 7, 2009 be adopted as presented. CARRIED

3.3 December 8, 2009

(Ferguson/Whitehead)
That the Minutes of December 8, 2009 be adopted as presented. CARRIED
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4. SWEARING IN CEREMONY – BY-LAW OFFICERS

Marty Hazel addressed committee prior to the swearing in ceremony.

The Clerk asked the By-law Officers to state their names and swear their oath before Mayor Fred Eisenberger.

5. CONSENT ITEMS

5.1 Minutes of the November 10, 2009 meeting of the Advisory Committee for Persons with Disabilities

(Whitehead/Duvall)
That the Minutes of the November 10, 2009 meeting of the Advisory Committee for Persons with Disabilities be received. CARRIED

6. DELEGATION REQUESTS

6.1 Request to address Committee by Brent Kinnaird, Hamilton Port Authority respecting update on Port Activity and progress of major initiatives

6.2 Request to address Committee by Peter Llewellyn respecting issues of safety/security and quality of life in CityHousing Hamilton - withdrawn

6.3 Request to address Committee by Madina Wasuge, Hamilton Centre for Civic Inclusion respecting progress update

6.4 Request to address Committee by Michele Ballagh, Hamilton Chamber of Commerce respecting Item 8.4 Golden Horseshoe Innovation Centre.

(Powers/Whitehead)
That requests for delegations Item 6.1, 6.3 and 6.4 be approved. CARRIED
7. PUBLIC DELEGATIONS

7.1 Mark DeNobile, and Steve Howse, Canadian Football Hall of Fame respecting the relocation of the Canadian Football Hall of Fame and Museum

Mark DeNobile and Steve Howse provided a power point presentation highlighting the following:
- History
- Who they are?
- Existing and New Displays and Exhibits
- New Initiatives
- The Future

The delegation presented to the City of Hamilton a signed Plaque of the 2009 Induction to the Mayor.

(Ferguson/Duvall)
(a) That the presentation be received;

(b) That the request by the Hall of Fame Committee be referred to staff and or Pan Am Games Committee for consideration and a report back to Committee of the Whole.

CARRIED

7.2 Michele Ballagh respecting Item 8.4 – Golden Horseshoe Innovation Centre

Ms. Ballagh addressed committee and advised that the Chamber of Commerce highlighted the importance of this centre to the community.

(Clark/Jackson)
That the presentation by Michele Ballagh be received. CARRIED

8. PRESENTATIONS

8.1 International Event Opportunities – 2015 Pan Am Games Bid Update CM09006(b) (City Wide)

Chris Murray, David Adames and Chris Philips provided an update and overview of the report. Highlights included an overview of:
- Draft Timeline
- Key Points of Report
- Bid Phase to Games Planning stage
- Comprehensive Report on the Games
- Business Plan for Multi-Use Entertainment Complex (stadium)
- Full Legacy of the Pan Am Games

Comments from Committee:
- Delegated authority to Mayor, Solicitor, City Manager to sign off and negotiate multi-party agreement for all stakeholders
- staff document cannot be released publicly because contains information respecting procurement process; have had legal counsel review and can be discussed at a later date in camera
At next meeting where dealing with broader issue, will advise what can be delivered; Mayor will work with David Adames to bring back information;
- February report will also address pursuit of additional funding
- financial component – to build a stadium for usefulness after Pan Am Games, will require 24 to 27 thousand seats; implementation plan will also be coming back in March; $60m for Pan Am; naming rights will be looked at a capital number to assist with financing of the stadium – consultant;
- cost differential - the difference in the stadium costs if went with soccer stadium rather than track infrastructure, including warm up track? Has been talk that Toronto has been pushing to get track and field events; see merit in trading off for soccer events; staff response – costing exercise has not happened; could have discussion at bid corporation to see if this was contemplated and report back; strategic value to track and field; all countries are represented; David Adames will follow up and look into cost differential;
- What if the cost of doing the remediation and land assembly for the preferred site is obvious to everyone, far too expensive, is the airport site really a viable second site? Staff – will be Council decision based on information brought back;
- Want to insure that in business plan, everything is quantified, including synergies, tangible benefits; staff – will be reporting back on velodrome and safety of structure for future uses/activities and its potential
- Will report in February address those who have expressed partnerships; staff responded that report will also include those who are being pursued; naming rights – would the City have the sole obligation of naming rights, or does multi-party agreement have rights; staff – City will have final say; naming rights is a local issue;
- Must stand on budget and schedule; how long will zoning take? Expect appeals, OMB hearing or ministerial order, expect people will not want to sell property, expropriation, etc.; deeply concerned about the schedule; decision needs to be
made in February; City Manager clarified that site needs to be determined as soon as possible;
- private sector funding, preferred site, presume that as part of the report in February, will give some indication if there is private sector funding that is part and parcel of staff’s preferred site recommendation
- is there an opportunity to step away from this agreement if not seen as cumulative vision of this Council? Staff – there are some broader reputation issues associated with this question; however, short answer could be yes; if something substantively changed, staff would report back to Council for a decision. If not comfortable with direction, would have opportunity to pull out of project
- Staff advised that the multi-agreement was vetted very carefully, and will be reporting back to Council; want to hear concerns that Management Team may have
- Report in February should provide a critical path or schedule to see right through to breaking ground and completion of the facilities, if possible

(Clark/Ferguson)
That the presentation be received. CARRIED

(Clark/Ferguson)
(a) That Report CM09006(a) respecting International Event Opportunities – 2015 Pan Am Games Bid Update be received;

(b) That staff report back on February 18, 2010 with a comprehensive report on the status and implementation plan for the 2015 Pan Am Games and its linkages to the City’s foundational “City Building” initiatives. CARRIED.

Councillor Merulla opposed

8.2 Protocol for Deteriorating Loans and Strengthening the Risk Analysis for Financial Incentive Programs (PED10009/FCS10004) (Wards 1, 2, 3, 4, 6, 7, 8, 9, 11, 12, 13, 15)

Staff (Ron Marini/Glen Norton) provided an overview of the report by power point presentation. Highlights of the presentation included:

- Financial Incentive Programs
- Strengthening Risk Analysis
- Special Loan List
- Protocol for Deteriorating Loan Situations
- Next Steps

(Jackson/Whitehead)
That the presentation be received.  
CARRIED

(Powers/Jackson)
(a) That the Strengthening of the Risk Analysis for loans under the City of Hamilton’s Hamilton Downtown Property Investment Program and Main Street Housing Loan and Grant Program, attached as Appendix ‘A’ to Report PED10009/FCS10004, be approved; and,

(b) That the Protocol for Deteriorating Loans under the City of Hamilton’s Hamilton Downtown Property Investment Program and Main Street Housing Loan and Grant Program, attached as Appendix ‘B’ to Report PED10009/FCS10004, be approved.  
CARRIED

8.3 Jobs Prosperity Collective 2009 Activity Summary and 2010 Budget Forecast and Work Plan Overview

Mark Chamberlain, Tim Dobbie, Neil Everson addressed committee and provided an overview of the work to date of the Jobs Prosperity Collective.

Highlights included:
- 7 key areas of focus with very specific actions in these particular areas to create that environment for job creation in Hamilton.
- They have engaged in commenting on Official Plan, working with staff on one-window development process; immigration and quality of life in Hamilton;
- Under Innovation and Learning, looking at creating a culture of innovation within the community; want to do something to engage and encourage;
- One of key issues in community is literacy – do not have high literacy; looking at groups in City to raise profile around literacy from early years and on
- Introducing a “proud” campaign; role/image of businesses, not-for-profit organizations

(Powers/Pearson)
That the presentation be received.  
CARRIED
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Recess at 1:00 p.m. and reconvene at 1:30 p.m.

8.4 Golden Horseshoe Innovation Centre: Building an Entrepreneurial Community (PED10013)

Mark Chamberlain provided an overview by power point which included the following highlights:

- Characteristics of an entrepreneurial Region
- Hamilton’s Economic Development strategy
- Hamilton’s Framework for Human Capital Development
- Human Capital Development for an entrepreneurial community
- Enterprise Development in the Golden Horseshoe
- Innovation Gap
- Structure
- Measure of Success
- Financing request – 3 year growth funding

(a) That the report ‘Building an Entrepreneurial Community, an Enterprise Development Strategy for Hamilton and the Golden Horseshoe’, attached as Appendix A to Report PED10013, be received.

(b) That interim start up funding of $85,000 for the establishment of a Hamilton based Golden Horseshoe Innovation Centre at the McMaster Innovation Park be approved and funded from the Economic Development Investment Fund.

(c) That a funding commitment of $100,000 to $250,000 per year for five (5) years for the Golden Horseshoe Innovation Centre be referred to the 2011 City budget process and that consideration of this City funding be conditional on review of a business plan that includes appropriate performance measures/indicators as well as matching financial contributions from the Province, the Federal Government, the private sector or a combination or all of these sources.

   CARRIED

(Powers/Morelli)

That the report be referred back to staff and should members of Council have questions on this issue that they be directed to Tim McCabe and at the appropriate time, the report will come back to committee.

   CARRIED.
8.5 Increasing On-street Parking Meter Rates; Installing Paid Parking in All Commercial Areas; Revenue Sharing (PED08059(c))

Marty Hazel provided an overview of the report by power point presentation. Highlights included the following:
- historical review of the issue
- consultation held with BIA’s
- Implementation plan
- Parking Revenue Sharing

(a) That on-street parking meter rates be increased to $1.00/hour City wide.

(b) That paid parking be implemented in additional commercial areas of the City being Locke St., Stoney Creek, Ancaster and Waterdown.

(c) That the estimated Capital cost of $205,000.00 for purchasing additional revenue control equipment be financed from the Parking Capital Reserve #108021.

(d) That the revenue sharing concept as outlined in 2006 Report PED06003, attached as Appendix “A” to Report PED08059(c), be endorsed, and that staff be directed to again consult with the Hamilton Association of Business Improvement Areas (HABIA) to further define the eligible items for expenditure under the revenue sharing program and report back for final approval prior to implementation in 2011.

CARRIED (McCarthy/Jackson)

That subsection (b) be amended to exclude Waterdown pending an evaluation of the development freeze and that staff report back in six months.

DEFEATED
(McHattie/Merulla)

That subsection (b) be amended:
That paid parking machines be installed in the Locke Street Business area in conjunction with implementation of off-street parking within 12 months.

That staff be directed to pursue the discussions with the two feasible expressions of interest for the off street parking lots and report back within two months to the Economic Development and Planning Committee.  

DEFEATED

(Whitehead/Pearson)

That the on street parking meters be approved and that staff be directed to expedite opportunities for off street parking in the Locke street area. 

CARRIED.

Councillor B. McHattie Opposed.

(Whitehead/Pearson)

That the following be added as (e):
That staff be directed to look for opportunities to increase parking through the addition of lots – properties to be procured through funds from parking revenue in Stoney Creek.  

CARRIED.

MOTION WAS SPLIT FOR VOTING PURPOSES
A) CARRIED – Councillors Powers and McCarthy opposed
B) CARRIED – Councillors McCarthy and McHattie opposed
C) CARRIED
D) CARRIED.
E) CARRIED.

8.6 City Manager Performance Review (no copy)

This matter was Deferred

9. DISCUSSION ITEMS

None
10.

MOTIONS

10.1 Establishment of a Pan Am Games Infrastructure Committee

(Clark/Bratina)

Whereas the Toronto Pan Am Games Bid has been approved with the City of Hamilton receiving a new stadium, and a velodrome and McMaster receiving a new Olympic pool;

Whereas the City of Hamilton has committed 50 million for Capital and 10 Million for land

Whereas, there is a history of international games exceeding their approved budgets

Be it resolved,

That the Council create a Pan Am Games Infrastructure committee with Councillor Ferguson appointed as Chair to ensure construction is on budget and on time.

(Clark/Bratina)
That the motion be tabled to February 18, 2010 COW meeting CARRIED.

11.

NOTICES OF MOTION

12.

PRIVATE AND CONFIDENTIAL

(Pearson/Jackson)
That Committee move into closed session on the following:

8.1 (b), (d), (e) and (f) of the City’s Procedural By-law and Municipal Act as the issues noted on the agenda pertain to personal matters about identifiable individuals including municipal employees, labour relations/employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and the receiving of legal advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

12.1 Closed Session Minutes of December 7, 2009
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12.2 CUPE and OPSEU negotiations Update
12.3 Appointment of City Clerk
12.4 City Manager’s Performance Evaluation by Council
12.5 Fire – Arbitration Award
12.6 Verbal update on A. Khan Matter
12.7 Request for Proposal C5-370-09 (FCS10008) CARRIED.

(Jackson/Duvall)
That Committee reconvene in Open Session.

Report out on:

12.1 Closed Session Minutes of December 7, 2009 (Collins/Powers)
   That the closed session minutes be approved. CARRIED.

12.2 CUPE and OPSEU negotiations Update
   Direction provided in closed session

12.3 Appointment of City Clerk
   Direction provided to staff in closed session

12.4 City Manager’s Performance Evaluation by Council
   DEFERRED

12.5 Fire – Arbitration Award (Collins/Duvall)
   That the preferred Option be referred to city Council for consideration. CARRIED.

12.6 Verbal update on A. Khan Matter
   Deferred to January 14, 2010

12.7 Verbal report - Request for Proposal C5-370-09
Deferred to January 14, 2010

13. GENERAL INFORMATION/OTHER BUSINESS

None

The meeting adjourned at 6:45 p.m.

Respectfully submitted,

Mayor F. Eisenberger

M. Gallagher, Co-ordinator
Committee of the Whole
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