Committee of the Whole
REPORT 10-024
As Amended by Council on September 29, 2010 and March 28, 2012
9:30 a.m.
Tuesday, September 14, 2010
Council Chambers
Hamilton City Hall
71 Main Street West

Present:  Mayor F. Eisenberger
Councilors B. Bratina, B. Clark, C. Collins, S. Duvall,
L. Ferguson, T. Jackson, B. McHattie, S. Merulla, B. Morelli,
M. Pearson, D. Mitchell, R. Pasuta, R. Powers and
T. Whitehead

Absent with
Regrets:  Councillor M. McCarthy – City Business

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. Priel, General Manager, Community Services
Dr. E. Richardson, Medical Officer of Health
J. Kay, General Manager/Chief, Hamilton Emergency Services
P. Barkwell, City Solicitor
R. Caterini, City Clerk
M. Gallagher, Deputy Clerk
C. Biggs, Legislative Assistant, Office of the City Clerk

COMMITTEE OF THE WHOLE PRESENTS REPORT 10-024 AND RESPECTFULLY
RECOMMENDS:

1.  Share the Warmth (CS09036(a)) (City Wide) (Item 5.1)

That Report CS09036(a) respecting Share the Warmth, be received.

Council – September 15, 2010
2. **Funding Agreement: Safer Communities – 1,000 Officers Partnership Program (SCOPP) (PSB05-055(i)) (City Wide) (Item 5.3)**

That the Mayor and City Clerk be authorized and directed to execute the Funding Agreement: Safer Communities – 1,000 Officers Partnership Program (SCOPP) respecting additional funding for front-line officers between Her Majesty in Right of Ontario, as represented by the Minister of Community Safety and Correctional Services, the City of Hamilton and the Hamilton Police Services Board, such agreement to be in a form satisfactory to the City Solicitor.

3. **Community Policing Partnerships (CPP) Program: Agreement with the Ministry of Community Safety and Correctional Services for Additional Funding for Front-line Officers (PSB98-069(h)) (City Wide) (Item 5.4)**

That the Mayor and City Clerk be authorized and directed to execute the Community Policing Partnerships (CPP) Program Agreement respecting additional funding for front-line officers between the Province of Ontario, the City of Hamilton and the Hamilton Police Services Board, such agreement to be in a form satisfactory to Corporate Counsel.

4. **Implementation of 211 in Hamilton (FCS10079) (City Wide) (Item 6.2(b))**

That Report FCS10079 respecting Implementation of 211 in Hamilton, be received.

The following sub-sections were added by City Council on September 29, 2010 as sub-sections (c), (d) and (e) and the balance of the sub-sections renumbered accordingly:

5. **Re-establishment of Sub-Committees Reporting to the General Issues Committee (formerly known as Committee of the Whole) (CL10007(a)) (City Wide) (Item 8.1)**

(a) That the Sub-Committees, as outlined in Appendix “A”, as amended, attached to Report 10-024 be re-established to report to the General Issues Committee, formerly known as Committee of the Whole, for the 2010 – 2014 term of Council;

(b) That the Sub-Committees, as outlined in Appendix “B”, as amended, attached to Report 10-024 not be re-established;
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(c) That a sub-committee be established to be named the “NHL/AHL/OHL Proposal Sub-Committee” whose mandate is to review any proposals which are directed to them by Hamilton City Council;

(d) That the sub-committee report to the GIC Committee, and have a membership of 5 members, namely the Mayor and four members of Council;

(e) That Item 5 of Committee of the Whole Report 10-024, Appendix “A”, be amended to reflect the addition of the NHL/AHL/OHL Proposal Sub-Committee;

(f) That the required Council appointments for each Sub-Committee, in accordance with the composition as shown, be determined at the Nominating Committee meeting of the new Council;

(g) That the terms for the citizen members be for the term of the 2010-2014 Council, or until such time as their respective mandates have been completed, or successors appointed.

6. Report 10-004 of the Advisory Committee for Persons with Disabilities (Item 8.3)

(a) Built Environment Project Notification

That all General Managers be directed to provide a list of all capital projects for new construction, retrofits and renovations to the Advisory Committee for Persons with Disabilities (ACPD) within 30 days of approval of the annual City Capital Budget, and that any new projects or undertakings be reported to the ACPD in 30 days.

7. International Event Opportunities – 2015 Pan Am Games Update (CM09006(h)) (City Wide)

(a) That the CP Rail yard at Aberdeen and Longwood be forwarded to Hostco as the venue location, agreed to by the City of Hamilton and the Hamilton Tiger-Cats, for the new Pan Am Stadium, subject to Items (b) and (c) below.

(b) That the Province of Ontario and the Federal Government, including P3 Canada, be formally requested to provide sufficient additional funding to expand the current proposed 15,000 seat Pan Am Stadium to a 25,000 seat facility as per CFL size requirements, international high performance sport standards and to meet additional land requirements and that the West Harbour development funding be included;

Council – September 15, 2010
(c) That staff be directed to:

(i) engage in negotiations with property owners
(ii) complete Stadium use negotiations and funding arrangements with the Hamilton Tiger-Cats by September 30, 2010;

(d) That the City of Hamilton request the Ministry of Transportation to review traffic impacts on Aberdeen Avenue and request a review of the potential to widen the exit and entrance by adding two vehicle lanes in each direction and review the Main Street West interchange and Longwood Road;

(e) That on or before September 30, 2010, staff report back on the Provincial and Federal Governments’ willingness to fund, and financial commitment from the Tiger Cats;

(f) That Staff report back to Committee of the Whole and Council by October 12, 2010.

8. **Request from Open Streets Committee for an Extension of their Temporary Road Closure Limits – Sunday September 26, 2010 – Open Streets Event (New Business – No Copy)**

(a) That the application from the Open Streets Committee to extend their temporary road closure limits at the northerly end from Burlington Street to Guise, and at the southerly end from Cannon Street to York Street, be approved;

(b) That the event organizers be required to submit a Certificate of Insurance and pay the required full road closure permit fee of $560.39 prior to the closure;

(c) That all other costs related to the road closure be the responsibility of the Open Streets Committee.

**FOR THE INFORMATION OF COUNCIL:**

(a) **CHANGES TO THE AGENDA (Item 1)**

The Clerk advised of the following changes:

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Added Delegations:

(For Today’s Meeting)

(i) Graham Crawford, Hamilton HIStory + HERitage respecting McMaster Innovation Park as a potential site for the Pan Am Stadium (Added as Item 4.5)

(ii) Tony Powell, The White Star Group, respecting the request for compensation and purchase of lands on Tiffany Street (Added as Item 4.6)

(iii) Larry Pattison Jr., Save Ivor Wynne Stadium dot com, respecting fate of Ivor Wynne Stadium (Added as Item 4.7)

(iv) Jasper Kujavsky, regarding the proposed “Longwood” stadium location, specifically as it relates to the new information on how the increased seating costs would be covered (Added as Item 4.8)

(v) Valerie Sturrock, respecting the Committee of the Whole’s discussion of the location of a Pan Am and Hamilton’s Tiger Cats games stadium (Added as Item 4.9)

(For Future Meeting)

(vi) Christine Warner, on behalf of Rick DiGiantomasso (Hamilton International Airport employee) to express concerns regarding the company wide layoff pertaining to security, maintenance and elimination of the firefighter role (Added as Item 4.10)

The following items were withdrawn from the agenda:

(i) Tom Cooper, Hamilton Roundtable for Poverty Reduction, to present its new strategic directions: “An Action Plan to Poverty Reduction” (Item 6.5(a))

(ii) Living Wage/Fair Wage Policy (CS10092) (City Wide) (Item 6.5(b))

(iii) 2010 Corporate Priority Plan Update (CM09021(a)) (City Wide)

The agenda was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.
(c) **APPROVAL OF MINUTES OF PREVIOUS MEETINGS (Item 3.1 to 3.3)**

The Committee of the Whole Minutes of June 29 and August 10 and 31, 2010 were approved as presented.

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

The following delegations were approved to address Committee at today’s meeting:

(i) Request from Reverend Brother Michael James Baldasaro, Archbishop, and Reverend Brother Walter A. Tucker, Abbot, to address September 14, 2010 Committee of the Whole meeting to request change of name of Ivor Wynne Stadium to “Greater Hamilton Area Civic Stadium” and/or “Civic Stadium” (Item 4.2)

(ii) Graham Crawford, Hamilton HIStory + HERitage respecting McMaster Innovation Park as a potential site for the Pan Am Stadium (Added as Item 4.5)

(iii) Tony Powell, The White Star Group, respecting the request for compensation and purchase of lands on Tiffany Street (Added as Item 4.6)

(iv) Larry Pattison Jr., Save Ivor Wynne Stadium dot com, respecting fate of Ivor Wynne Stadium (Added as Item 4.7)

(v) Jasper Kujavsky, regarding the proposed “Longwood” stadium location, specifically as it relates to the new information on how the increased seating costs would be covered (Added as Item 4.8)

(vi) Valerie Sturrock, respecting the Committee of the Whole’s discussion of the location of a Pan Am and Hamilton’s Tiger Cats games stadium (Added as Item 4.9)

The following delegations were approved to address the Committee of the Whole at a future meeting:

(i) Request from Grace McGeachie, Bachelor of Commerce Candidate 2012, DeGroote School of Business, for Viva Nsair and Vanya Grover, top competitors from Focus 2040, hosted by the DeGroote School of Business and the Strategic Capabilities Network to present to Committee of the Whole in October, 2010 (Item 4.3)

(ii) Request from Tyler MacLeod, Hamilton Economic Summit, to present outcomes of this year’s Hamilton Economic Summit and plans for 2011 (Item 4.4)
(iii) Christine Warner, on behalf of Rick DiGiantomasso (Hamilton International Airport employee) to express concerns regarding the company-wide layoff pertaining to security, maintenance and elimination of the firefighter role (Added as Item 4.10)

(iv) Request from Mark DeNobile, Canadian Football Hall of Fame, to present governance model proposal for Canadian Football Hall of Fame and Museum at September 14, 2010 Committee of the Whole meeting (Item 4.1)

(e) PUBLIC HEARINGS/DELEGATIONS

(i) Colonel Dan Stepaniuk, Commanding Officer, Royal Hamilton Light Infantry, respecting events planned for the 150th Anniversary of the RHLI in 2012 (Item 6.1)

The Committee received a presentation from Lt. Col. Dan Stepaniuk, Commanding Officer of the Royal Hamilton Light Infantry, who provided a history of the men and women who have served this country as militia, or reserves or as part of the RHLI. They are not a service club nor a community group, but citizen soldiers. Lt. Col. Stepaniuk placed the Regiment into context as soldiers of the City of Hamilton and completed his presentation by speaking of some of their upcoming activities and possibilities.

Lt. Col. Stepaniuk indicated that in 2012, the RHLI will celebrate its 150th anniversary which will be marked with a number of ceremonial events, parades and other activities.

Lt. Col. Stepaniuk also advised of “Operation Yellow Ribbon”, a gala fund-raising dinner hosted by the RHLI on November 11, 2010 at the armoury on James Street, and indicated that tickets for this event will be available in the near future.

Accompanying Lt. Col. Stepaniuk, during his presentation was Cpl. Stephens, attired in the uniforms worn by the RHLI in 1862.

A copy of Lt. Col. Stepaniuk’s comments was submitted to the Office of the City Clerk for the public record.
(ii) Len Lifchus, Chief Executive Officer, United Way of Burlington & Greater Hamilton, respecting the launch of “211” in the City of Hamilton (Item 6.2(a))

Len Lifchus, Chief Executive Officer, United Way of Burlington & Greater Hamilton, appeared before the Committee to outline the 2-1-1 information system.

His comments included, but were not limited to, the following:

- 2-1-1 is a two-channel information system, similar to 9-1-1 and also has internet access via www.211ontario.ca
- system is designed to ensure people have resources to be as informed as possible
- 2-1-1 will cut through the maze and provide a single point of access
- system is answered by live individuals and not by machines
- top 5 reasons for calling 2-1-1: health, government services, financial services, housing and shelter, legal services
- operates 24/7, 365 days a year in over 150 languages
- 42% first-time callers, 58% repeat callers
- outlined the delivery of the 2-1-1 service and building public awareness
- will ensure that all agencies and municipal phones can be used for 2-1-1 and information computers can be logged on to 2-1-1

Angela Dawe, Director, Community Investment and Agency Revenue, United Way; Lesley Russell, Executive Director, Community Information Hamilton; Bill Morris, Executive Director, Ontario 211 Services Corporation; and Rosanna Thoms, Information Niagara were in attendance to respond to questions of the Committee.

Mr. Lifchus extended an invitation to the Committee to attend the official launch of the 2-1-1 Program at 1:00 p.m. on Friday, September 24, 2010 at the Central Library, 5th Floor.

Councillor Whitehead commented that the CRTC, AMO, FCM and Provincial and Federal governments need to be lobbied to ensure that 2-1-1 is accessible from all pay phones.

A copy of Mr. Lifchus’ comments was submitted to the Office of the City Clerk for the public record.

(iii) Belma Diamante, CEO, The Canadian Ballet Youth Ensemble, respecting the “Tivoli, Soul of the City” Project (Item 6.3)
Belma Diamante, Chief Executive Officer of The Canadian Ballet Youth Ensemble, Gina Gentili, Campaign Chair, and Janice Barlow provided a power point presentation to the Committee on the following:

- Brief overview of the Tivoli Theatre project;
- 2007-2009 Feasibility Study and Findings
- Hamilton Facilities – Seating Capacity
- Tivoli Rehabilitation
- Proposed Tivoli Rehabilitation Drawings/Plans of the basement first and second floors and stepped floor section
- Proposed Next Steps
- How the City Can Help.

In addition to requesting the City’s continue support for this project, Ms. Diamante requested guidance from senior staff to assist their organization through the rehabilitation process. The CBYE is attempting to bring in as much funds from other funding programs and sources before coming back to the City. Ms. Diamante stated that donations are received on a daily basis.

The Committee suggested that the Canadian Ballet Youth Ensemble should be part of the “Creative Catalyst” funding mix.

**Staff Direction:**
Staff was directed to meet with the pertinent individuals to help streamline and facilitate the process for the Tivoli i.e., funding opportunities, and report back to the Committee.

(iv) Gabriella Kalapos, on behalf of the Clean Air Partnership, to provide a presentation regarding the 2010 Clean Air and Climate Change Declaration and outcomes of the GTA Clean Air Council’s Clean Air and Climate Change Action Scans and Summit (Item 6.4)

Gabriella Kalapos provided a power point presentation to the Committee outlining 2010 Clean Air and Climate Change Declaration and outcomes of the GTA Clean air Council Clean Air and Climate Change Action Scans and Summit.

Ms. Kalapos also presented a Recognition of Achievement to the City of Hamilton for meeting the targets of the GTA Clean Air Council 2008 and 2009 Inter-governmental Declaration on Clean Air and Climate Change.
Members of the Committee requested that they be circulated with a copy of the power point presentation.

(v) Reverend Brother Michael James Baldasaro, Archbishop, and Reverend Brother Walter A. Tucker, Abbot, respecting request to change of name of Ivor Wynne Stadium to “Greater Hamilton Area Civic Stadium” and/or “Civic Stadium” (Item 4.2)

Reverend Baldasaro questioned why Ivor Wynne Stadium could not be renovated, rather than building a new stadium. He stated that Ivor Wynne Stadium is all that is left in the downtown and one of the few cultures left. He also wants to have the name changed back to “Civic Stadium”.

(vi) Graham Crawford, Hamilton HIStory + HERitage respecting McMaster Innovation Park as a potential site for the Pan Am Stadium (Added as Item 4.5)

Mr. Crawford pointed out that the Hamilton Tiger Cats have not submitted any detailed information i.e., financial breakdown, or numbers which demonstrate why the West Harbour site does not “work” for their organization, and that the City should insist on obtaining this information prior to committing more dollars.

(vii) Tony Powell, The White Star Group, respecting the request for compensation and purchase of lands on Tiffany Street (Added as Item 4.6)

Mr. Powell appeared before the Committee to provide the history of the events experienced by his client with respect to his lands in the Tiffany/Barton area which is in the West Harbour precinct and the request for financial compensation.

Councillor Bratina indicated that he will be bring forward a Notice of Motion on this matter.

(viii) Larry Pattison Jr., Save Ivor Wynne Stadium dot com, respecting fate of Ivor Wynne Stadium (Added as Item 4.7)

Mr. Pattison appeared before the Committee to express that there are opportunities that exist at Ivor Wynne Stadium which are worth exploring, and urged the Committee to ensure that all of the facts about Ivor Wynne Stadium are known.
(ix) Jasper Kujavsky, regarding the proposed “Longwood” stadium location, specifically as it relates to the new information on how the increased seating costs would be covered (Added as Item 4.8)

Mr. Kujavsky appeared before the Committee to state that the most important thing at the end of the day is to end up with a city building initiative that takes care of the interests of the City and the Tiger Cats. The stadium should be on an LRT line and as a result, the CP Rail site does make sense. He encouraged the Committee to accept the staff recommendations, move forward with West Harbour development plans, chose private sector partners for the West Harbour development and move on with an agreement with Katz Entertainment Group.

(x) Valerie Sturrock, respecting the Committee of the Whole’s discussion of the location of a Pan Am and Hamilton’s Tiger Cats games stadium (Added as Item 4.9)

Ms. Sturrock appeared before the Committee to state that there is a missing sense of a level playing field. She also referred to 440 Victoria Avenue North as a location for a stadium.

The presentations were received.

(f) STAFF PRESENTATIONS

(i) Update – Alternatives for Stadium Location for 2015 Pan Am Games Events (CM09006(h)) (City Wide) Item 7.1

Chris Murray provided an overview and expanded on information contained in the staff report. The presentation included components of Hostco and Infrastructure Ontario; the Tiger-Cats; McMaster University and MIP, financial information and a review of the recommendations contained in the Report.

The following amendments were put and approved:

Amendment #1
That the recommendations contained in Report CM09006(h) respecting International Event Opportunities – 2015 Pan Am Games Update, be amended as follows:
(a) By adding the words, “including P3 Canada”, following the word, “Government” in sub-section (b);

(b) By amending sub-section (c)(i) by deleting the words, “complete land” and replace with “engage in”;

(c) By amending sub-section (c)(ii) by deleting the word, “complete” and replace with “engage in”;

(d) By adding the following as sub-section (d):

“(d) That the City of Hamilton request the Ministry of Transportation to review traffic impacts on Aberdeen Avenue and request a review of the potential to widen the exit and entrance by adding two vehicle lanes in each direction.”

(e) That the balance of the sections be re-numbered accordingly.

Amendment #2
That sub-section (c)(ii) be further amended by deleting the words, “engage in” and replace it with the word, “complete” and by adding the words, “By September 30, 2010”, following the words, “Hamilton Tiger Cats”.

Amendment #3
That sub-section (d) be amended by adding the following words, “in each direction and review the Main Street West interchange and Longwood Road.” following the words, “two vehicle lanes”.

Councillor L. Ferguson indicated that he wished to be recorded as opposed to sub-section (d), as amended.

Amendment #4
(a) That sub-section (b) be amended by adding the words, “and that the West Harbour development funding be included” following the words, “land requirements”;

(b) That the following be added as sub-section (e):

“(e). That on or before September 30, 2010, staff report back on the Provincial and Federal Governments’ willingness to fund, and financial commitment from the Tiger Cats.”

Councillors L. Ferguson, S. Merulla and T. Whitehead indicated that they wished to be recorded as opposed to the above amendment.
The Main Motion, as amended, **CARRIED** on the following Standing Recorded Vote:

**Yeas:** Eisenberger, Whitehead, Duvall, Pasuta, Collins, Morelli, Bratina, Clark, Pearson, Mitchell, Ferguson, Powers, Jackson

Total Yeas: 13

**Nays:** Merulla, McHattie

Total Nays: 2

Absent: McCarthy

Total Absent: 1

(g) **FUNDING AGREEMENT: SAFER COMMUNITIES – 1,000 OFFICERS PARTNERSHIP PROGRAM (SCOPP) (PSB05-055(i)) (City Wide) (Item 5.3)**

Staff was directed to provide additional financial information with respect to this matter.

(h) **COMMUNITY POLICING PARTNERSHIPS (CPP) PROGRAM: AGREEMENT WITH THE MINISTRY OF COMMUNITY SAFETY AND CORRECTIONAL SERVICES FOR ADDITIONAL FUNDING FOR FRONT-LINE OFFICERS (PSB98-069(h)) (City Wide) (Item 5.4)**

Staff was directed to provide additional financial information with respect to this matter.

(i) **RE-ESTABLISHMENT OF SUB-COMMITTEES REPORTING TO THE GENERAL ISSUES COMMITTEE (FORMERLY KNOWN AS COMMITTEE OF THE WHOLE) (CL10007(a)) (City Wide) (Item 8.1)**

The re-establishment of the Budget Steering Committee was referred to the General Issues Committee for consideration.

Appendix “A” was amended to include the Airport Implementation Task Force.
(j) **NIAGARA TO GTA CORRIDOR PLANNING AND EA STUDY UPDATE (PW0505(a)/PED10113) (City Wide) (Item 8.2)**

Report PW05054(a)/PED10113 respecting Niagara to GTA Corridor Planning and EA Study Update was referred back to staff to work with Council members to review recommendation language.

(k) **Resolution of Matters Related to Lands in the West Harbour Stadium Precinct – The White Star Group (New Business – No Copy)**

Staff was directed to review and report back to Council by October 12, 2010 on the resolution of matters related to the lands in the West Harbour stadium precinct owned or controlled by The White Star Group, including possible compensation for losses sustained by the proponent as a result of City actions related to the Setting Sail Plan and the Pan Am Games opportunity.

(l) **NOTICES OF MOTION**

(i) Councillor B. Bratina put forward the following Notice of Motion:

**Request from Open Streets Committee for an Extension of their Temporary Road Closure Limits – Sunday September 26, 2010 – Open Streets Event (New Business – No Copy)**

(a) That the application from the Open Streets Committee to extend their temporary road closure limits at the northerly end from Burlington Street to Guise, and at the southerly end from Cannon Street to York Street, be approved;

(b) That the event organizers be required to submit a Certificate of Insurance and pay the required full road closure permit fee of $560.39 prior to the closure;

(c) That all other costs related to the road closure be the responsibility of the Open Streets Committee.

The rules of order were waived to allow for the introduction of a motion respecting Request from Open Streets Committee for an Extension of their Temporary Road Closure Limits – Sunday September 26, 2010 – Open Streets Event,

See Item 8 for the disposition of this item.

(ii) Councillor B. Bratina put forward the following Notice of Motion:

**Council – September 15, 2010**
Resolution of Matters Related to Lands in the West Harbour Stadium Precinct – The White Star Group (New Business – No Copy)

That staff be directed to review and report back to Council by October 12, 2010 on the resolution of matters related to the lands in the West Harbour stadium precinct owned or controlled by The White Star Group, including possible compensation for losses sustained by the proponent as a result of City actions related to the Setting Sail Plan and the Pan Am Games opportunity.

The rules of order be waived in order to allow for the introduction of a motion respecting Resolution of Matters Related to Lands in the West Harbour Stadium Precinct – The White Star Group.

See Information Item (k) for the disposition of this item.

(m) PRIVATE AND CONFIDENTIAL

Pursuant to Section 8.1(d) of the Procedural By-law and the Municipal Act, the Committee move In Camera at 3:45 p.m. as the subject matter of Item 12.1 deals with labour relations or employee negotiations with respect to Memorandum of Local Agreement between the City of Hamilton and the United Brotherhood of Carpenters and Joiners, Local 18.

Committee reconvened in Open Session at 3:50 p.m.

No action to report on this item.

There being no further business, the meeting adjourned at 3:50 p.m.

Respectfully submitted,

Mayor F. Eisenberger
Committee of the Whole

Carolyn Biggs
Legislative Assistant
September 14, 2010

Council – September 15, 2010