Committee of the Whole
MINUTES 09-035
9:30 a.m.
December 7, 2009
Albion Room
Hamilton Convention Centre

Present: Mayor F. Eisenberger
Deputy Mayor B. Morelli

Absent with regrets: Councillor B. Clark – illness
Councillor R. Pasuta – Another Commitment

Also Present: C. Murray, City Manager
R. Rossini, General Manager, Finance and Corporate Services
G. Davis, General Manager, Public Works
T. McCabe, General Manager, Planning and Economic Development
J. Kay, General Manager, HES, Fire Chief
Dr. E. Richardson, Medical Officer of Health
P. Barkwell, City Solicitor
M. Gallagher, Co-ordinator, Council and Committee of the Whole/Budgets

1. CHANGES TO THE AGENDA

4th Report of the Accountability and Transparency Sub-Committee. Added as Item 8.6 (Pearson/Collins)
That the Agenda be adopted as amended. CARRIED.
2. DECLARATIONS OF INTEREST

Councillor Morelli declared an interest in Item 11.2 and vacated the room during the closed session.

Councillor Whitehead declared an interest in Item 8.6 and vacated the room during the closed session.

3. ADOPTION OF MINUTES

3.1 November 9, 2009

(Morelli/Mitchell)
Be adopted as presented. CARRIED.

3.2 November 23, 2009

(Merulla/Jackson)
Be adopted as presented. CARRIED.

4. CONSENT ITEMS

None

5. DELEGATION REQUESTS

5.1 Request to address Committee by Mark DeNobile, and Steve Howse, Canadian Football Hall of Fame respecting the relocation of the Canadian Football Hall of Fame and Museum

(Duvall/Whitehead)
Be approved. CARRIED.

7. PRESENTATIONS

7.1 2010 Corporate Priority Plan (CM09021) (City Wide)

Chris Murray, City Manager provided an overview of the 2010 Corporate Priority Plan. Highlights of the presentation included:
- City Manager observations
- Challenges
- Opportunities
- Priority Plan
- Next Steps
That the presentation be received. CARRIED.

(Collins/Bratina)
(a) That Council approve the 2010 Corporate Priority Plan which aims to optimize economic opportunities in the lower city to the benefit of the entire City of Hamilton; and establish a long range strategy for managing service delivery costs that meet the needs of citizens.

(b) That Senior Management Team report back to Council in the first quarter of 2010 with a Work Plan that integrates and focuses the broad array of services SMT can implement to address item (a) of Report CM09021. CARRIED.

Staff will provide committee with a report which provides an update on:
- Low unemployment and high poverty – differentials
- Where we are now including Ontario Works pressures.
- Include working poor numbers

7.2 Implementation of Guidelines – O. Reg. 429/07 Accessibility Standards for Customer Service, pursuant to the Accessibility for Ontarians with Disabilities Act, 2005 (AODA) (FCS09101(a) (City Wide)
(Morelli/Powers)
That Appendix “A” attached to Report FCS09101(a) respecting the City of Hamilton Customer Service Guidelines for Accessibility be approved. CARRIED.

7.3 Policy Approval – O. Reg. 429/07 Accessibility Standards for Customer Service, pursuant to the Accessibility for Ontarians with Disabilities Act, 2005 (AODA) (FCS09101(b) (City Wide)
(Morelli/Powers)
That Appendix “A” attached to Report FCS09101(b) respecting the Accessible Customer Service Policies be approved and implemented effective January 1, 2010. CARRIED.

7.4 2009 Annual Accessibility Plan – Ontarians with Disabilities Act Report (FCS09121 (City Wide)
(Morelli/Powers)
a) That the 2009 Annual Accessibility Plan for the City of Hamilton (attached as Appendix A to Report FCS09121) be approved and be made available to the public; and
b) That the Advisory Committee for Persons with Disabilities (ACPD) be thanked for their advice and contribution towards the completion of the accessibility plan. CARRIED.

Maxine Carter provided a power point presentation highlighting the following:
- Purpose of the AODA
- Regulations
- Regulatory Standards
- Customer Service Standards
- Accessible Customer Service Principles
- Feedback and Tracking complaints
- Policies
- Financial Implications

8. DISCUSSION ITEMS

8.1 Advisory Committee for Persons with Disabilities Report 09-007
(Ferguson/Pearson)
That the report be received and referred to staff for a report back. CARRIED.

1. HSR Destination Signage

That destination signage on HSR buses remain illuminated at all times.

2. Verbal Stop Announcements

That HSR drivers be directed to verbally announce all bus stops until the automated system has been implemented.

3. Eligibility Policy

That the Advisory Committee for Persons with Disabilities be given an opportunity to comment on the Public Works staff report regarding the New Eligibility Policy for Accessible Transportation Services prior to adoption of the new policy by Council.
4. **HECFI Fire Plan**

   (a) That all City of Hamilton facilities' fire plans be reviewed, updated, practiced and any necessary staff training implemented as soon as possible.

   (b) That the updated and reviewed fire plans and staff training plan for the Hamilton Convention Centre be submitted to the Fire Department for approval, to ensure that they are adequate and meet requirements of the Fire legislation.

   (c) That all volunteer committees have an appointed fire warden, preferably a City staff member.

8.2 **Performance Review Process for City Manager (HUR09024)**

   (Powers/McCarthy)
   
   That the performance review process for the position of City Manager, as detailed in appendix “A” and “B” to report HUR09024 be approved. CARRIED.

8.3 **Interest Arbitration Award – City of Hamilton and CUPE Local 5167 (HUR09022)**

   (Pearson/Jackson)
   
   That Report HUR09022 respecting Interest Arbitration award – City of Hamilton and CUPE Local 5167 be received. CARRIED.

8.4 **Amendment of the Police Services Board Protocol for Sharing respecting Policy AI-001 Framework for Annual Reporting (City Wide) (PSB020-030a)**

   (Morelli/Powers)
   
   (a) That the Council of the City of Hamilton approve by resolution, in accordance with the provisions of s.220.1 of the *Municipal Act*, R.S.O. 1990, c.M.45, as amended, the attached amended Protocol for the Sharing of Information between the Hamilton Police Services Board and the City of Hamilton to ensure compliance with the Adequacy and Effectiveness Regulation.

   (b) That the Protocol for Sharing of Information come into force on the date of approval by Council of the City of Hamilton.
8.5 **Community Policing Partnerships (CPP) Program Agreement with Ministry of Community Safety and Correctional Services for Additional Funding for Front-line Officers (City Wide) (PSB98-069g)** (Morelli/McCarthy)
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. CARRIED.

8.6 **Report 09-004 of the Accountability and Transparency Sub-Committee** (Powers/Pearson) that this item be Deferred to in camera session. CARRIED.

### 9. MOTIONS

As Councillor Clark was not in attendance, the motion was not put.

**9.1 Establishment of a Pan Am Games Infrastructure Committee**

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.

### 10. NOTICES OF MOTION

None
11. PRIVATE AND CONFIDENTIAL  
(Jackson/Ferguson)

That Committee move into Closed Session on the following sections of the City's Procedural By-law and the Ontario Municipal Act:

8.1(b) Personal Matters about identifiable individuals, including municipal or local board employees

8.1(e) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality

8.1(f) Receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose

CARRIED.

(Pearson/Jackson)
That Committee reconvene in Open Session. CARRIED.

11.1 Hamilton Utilities Corporation – Resolution of Shareholders – Appointment to Board of Directors  
(Pearson/Jackson)
(a) That Joseph Rinaldo, be approved to serve as a new independent Director, as put forth by the Nominating Committee and supported by the Board of Directors of Hamilton Utilities Corporation,

(b) That the corresponding term of office is approved for the period commencing December 10, 2009 and ending June 30, 2011. CARRIED.

11.2 Licensing and Standards Litigation matter

Staff direction provided in closed session.

11.3 Closed Session Minutes of November 23, 2009  
(Duvall/Powers)
That the minutes of the closed session be approved. CARRIED.

8.6 Report 09-004 of the Accountability and Transparency Sub-Committee  
(Merulla/Pearson) That this item be deferred to the City Council meeting. CARRIED.
There being no further business (Pearson/Powers) that the meeting adjourn at 2:00 p.m.

Respectfully submitted,

Mayor F. Eisenberger

M. Gallagher, Co-ordinator
Council/Committee of the Whole/Budgets
December 7, 2009