



CITY COUNCIL MINUTES 16-002

5:00 p.m.

Wednesday, February 10, 2016

Council Chamber

Hamilton City Hall

71 Main Street West

Present: Mayor F. Eisenberger, Deputy Mayor T. Whitehead
Councillors T. Jackson, , C. Collins, S. Merulla, M. Green, J. Farr,
A. Johnson, D. Conley, B. Johnson, M. Pearson, L. Ferguson,
A. VanderBeek, and J. Partridge

**Absent with
regrets:** Councillor R. Pasuta, personal

Mayor Eisenberger called the meeting to order and in honour of Black History Month, introduced local singer and song writer Dionne Young to sing "Lift Every Voice and Sing" which is often referred to as the "Black American National Anthem."

Mayor Eisenberger called upon Reverend Bob Warriner, Pastor at Flamborough Christian Fellowship to provide the invocation.

The Mayor congratulated Michelle Sergi who after 15 years of employment with the City has accepted a new position as Director of Planning with the Region of Waterloo and thanked her for her many contributions during her time with the City.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

1. CORRECTION TO AGENDA

- 5.4 Correspondence from Jeff Neal, Manager, Governance and Structures Implementation, Ministry of Municipal Affairs & Housing, respecting a Survey on Procurement Practices.

Recommendation: Be received. and referred to the General Manager of Finance & Corporate Services.

2, ADDED COMMUNICATION

- 5.9 Correspondence from Winona Businesses respecting recent robberies in the area, street lighting and a petition containing 8 signatures. *(A copy of the petition is available for viewing in the Office of the City Clerk)*

Recommendation: Be received and referred to the General Manager of Public Works.

- 5.10 Correspondence from Graeme Tosh, Owner, CEO, Unique Restaurant Group, respecting 2251 Rymal Rd E, acting as Vicar's Vice.

Recommendation: Be received and referred to Item (g)(i) of Planning Committee Report 16-002.

3. ADDED NOTICES OF MOTIONS

- 8.2 Establishment of an Affordable Housing Site Selection Sub-Committee

- 8.3 One-Time Grant For Seniors Outreach Services (SOS)

4. ADDED BY-LAWS

- 043 To Incorporate City Land Designated as Parts 1, 2, 4, 7 and 8 on Plan 62R-20232 into Vienna Street

- 044 Respecting Removal of Part Lot Control, Part of Block 51, Registered Plan No. 62M-1199 Respecting Removal of Part Lot Control, Part of Block 51, Registered Plan No. 62M-1199
PLC-15-031

- 045 Respecting Removal of Part Lot Control, Blocks 10 & 11 on Registered Plan No. 62M-1224, known as Parkside Hills 2a
PLC-16-006

- 046 Respecting Removal of Part Lot Control, Part of Block 1, Registered Plan of Subdivision No. 62M-1220, municipally known as 1141, 1143, 1145, 1147, 1149, 1151, 1153, 1155, 1157, 1159, 1161, 1163, 1165, 1167, 1169, 1171, 1173 and 1175 West 5th Street
PLC-15-040

(B. Johnson/Conley)

That the agenda for the February 10, 2016 meeting of Council be approved, as amended.

CARRIED

DECLARATIONS OF INTEREST

Councillor L. Ferguson declared an interest respecting Item 7.3 as he has business ties to the taxi industry.

APPROVAL OF MINUTES

4.1 Minutes – January 20, 2016

(Vanderbeek/B. Johnson)

That the Minutes of the January 20, 2016 meeting of Council be approved, as presented.

CARRIED

COMMUNICATIONS

(Whitehead/Jackson)

That Council Communications 5.1 through 5.10 be approved, ***as amended***, as follows:

- 5.1 Correspondence from Dr. Kathy Garay respecting parking for Hamilton Place at Summers Lane.

Recommendation: Be received and referred the General Manager of Planning & Economic Development ***and the Access and Equity Office***.

- 5.2 Correspondence from Joseph Galimberti, President, Canadian Steel Producers Association, respecting the Canadian International Trade Tribunal's decision regarding the Public Interest Inquiry on Concrete Reinforcing Bar (Rebar) Originating in or Exported From The People's Republic of China, The Republic of Korea, and The Republic of Turkey.

Recommendation: Be received.

- 5.3 Correspondence from Tanzeel Merchant, Director, Partnerships and Consultation, Ministry of Municipal Affairs and Housing, respecting the Submission of City of Hamilton's Public Consultation Summary Report and Comments to the Co-ordinated Review of the Growth Plan for Greater Golden Horseshow, Greenbelt Plan, Oak Ridges Moraine Conservation Plan and Niagara Escarpment Plan.

Recommendation: Be received.

- 5.4 Correspondence from Jeff Neal, Manager, Governance and Structures Implementation, Ministry of Municipal Affairs & Housing, respecting a Survey on Procurement Practices.

Recommendation: Be received.

- 5.5 Correspondence from Bruce and Maria Slye respecting 20 Artfrank Drive, Stoney Creek, ZAC-15-018/UHOPA-15-010.

Recommendation: Be received.

- 5.6 Correspondence from The Honourable Michael Chan, Minister of Citizenship, Immigration and International Trade, respecting the Business Ambassador Program.

Recommendation: Be received.

- 5.7 Correspondence from Lakewood Beach Community Council respecting the Lobbyist Registry. (Background information is attached)

Recommendation: Be received with the information being taken under consideration during the review of By-law #14-244 to Establish and Maintain a Lobbyist Registry in 2017 as prescribed by Council.

- 5.8 Correspondence from Sarah Smith, Acting Clerk, Township of Wainfleet, respecting a Resolution Requesting that Ontario cancel RFP for Added Wind Power Generation.

Recommendation: **Be received.**

- 5.9 Correspondence from Winona Businesses respecting recent robberies in the area, street lighting and a petition containing 8 signatures. (A copy of the petition is available for viewing in the Office of the Clerk)

Recommendation: Be received and referred to the General Manager of Public Works **and the Ward Councillor.**

- 5.10 Correspondence from Graeme Tosh, Owner, CEO, Unique Restaurant Group, respecting 2251 Rymal Rd E, acting as Vicar's Vice.

Recommendation: Be received and referred to Item (g)(i) of Planning Committee Report 16-002.

CARRIED

(Pearson/Conley)

That Council move into Committee of the Whole for consideration of the Committee Reports.

CARRIED

PUBLIC WORKS COMMITTEE REPORT 16-002

(Vanderbeek/Ferguson)

That the SECOND Report of the Public Works Committee be adopted and the information section received. (attached hereto)

CARRIED

PLANNING COMMITTEE REPORT 16-002**10. Rural Zoning By-Law Appeals (Official Plan Amendment 9 and Zoning By-Law 15-173) PL150805 –Update and Instructions - (LS16001/PED16017) (City Wide) (Item 12.1)****(Pearson/Conley)**

That Item 10 of Planning Committee Report 16-002 respecting Rural Zoning By-Law Appeals (Official Plan Amendment 9 and Zoning By-Law 15-173) PL150805 –Update and Instructions - (LS16001/PED16017) be amended by deleting the recommendation in its entirety and replacing it with the following therein:

~~That the recommendations contained in Private and Confidential Report LS16001/PED16017 respecting Rural Zoning By-Law Appeals (Official Plan Amendment 9 and Zoning By-Law 15-173) PL150805 – Update and Instructions remain confidential until Council approval.~~

- (a) That the proposed settlement by Fern Brook Resort Inc. for its appeal of Zoning By-law 15-173 as set out in Report LS16001/PED16017 be approved;
- (b) That the City Solicitor be directed and authorized to take any steps necessary to implement the settlement;
- (c) That Report LS16001/PED16017 respecting Rural Zoning By-Law Appeals (Official Plan Amendment 9 and Zoning By-Law 15-173) PL150805 –Update and Instructions - remain confidential and restricted from public disclosure.

**Amendment CARRIED
Main Motion as Amended CARRIED**

(Conley/Farr)

That Item (g)(i) of Planning Committee Report 16-002, respecting Request to Remove 2251 Rymal Road East (Former Elfrida Church) from the Register of Property of Cultural Heritage Value or Interest and from the Workplan for Designation which reads as follows be LIFTED from the Information Section and added as Item 11 to the Report:

11. Request to Remove 2251 Rymal Road East (Former Elfrida Church) from the Register of Property of Cultural Heritage Value or Interest and from the Workplan for Designation (PED15173) (Ward 9)

- (a) That the request to remove 2251 Rymal Road East (Stoney Creek) (former Elfrida Church) from the Register of Property of Cultural Heritage Value or Interest be denied;
- (b) That the request to remove 2251 Rymal Road East (Stoney Creek) (former Elfrida Church) from the workplan for designation be denied;

- (c) That Council require that any notice of intention to demolish or remove any structure or building on the registered property shown in Appendix "A" of Report PED15173, include a Cultural Heritage Impact Assessment report, to the satisfaction and approval of the Director of Planning and Chief Planner; and,
- (d) That a copy of Report PED15173 be forwarded to the owner of 2251 Rymal Road East (Stoney Creek) (former Elfrida Church) for information.

CARRIED

(B. Johnson/Ferguson)

That the question be called.

CARRIED

(Conley/Farr)

That Item 11 of Planning Committee Report 16-002 respecting Request to Remove 2251 Rymal Road East (Former Elfrida Church) from the Register of Property of Cultural Heritage Value or Interest and from the Workplan for Designation be amended by inserting the following Whereas clause and a new subsection (d) and re-lettering the balance:

WHEREAS it is the intent of Hamilton Council to reschedule 2251 Rymal Road East, Stoney Creek on the workplan for designation under the Ontario Heritage Act to follow connection of the subject property to municipal sewer services, tentatively scheduled for 2018.

THEREFORE BE IT RESOLVED:

- (d) That 2251 Rymal Road East (Stoney Creek) (former Elfrida Church) be reassigned to 2020 on the workplan for designation

The amended Item 11 to read as follows:

11. Request to Remove 2251 Rymal Road East (Former Elfrida Church) from the Register of Property of Cultural Heritage Value or Interest and from the Workplan for Designation (PED15173) (Ward 9)

WHEREAS it is the intent of Hamilton Council to reschedule 2251 Rymal Road East, Stoney Creek on the workplan for designation under the Ontario Heritage Act to follow connection of the subject property to municipal sewer services, tentatively scheduled for 2018.

THEREFORE BE IT RESOLVED:

- (a) That the request to remove 2251 Rymal Road East (Stoney Creek) (former Elfrida Church) from the Register of Property of Cultural Heritage Value or Interest be denied;
- (b) That the request to remove 2251 Rymal Road East (Stoney Creek) (former Elfrida Church) from the workplan for designation be denied;
- (c) That Council require that any notice of intention to demolish or remove any structure or building on the registered property shown in Appendix "A" of Report PED15173, include a Cultural Heritage Impact Assessment report, to the satisfaction and approval of the Director of Planning and Chief Planner;
- (d) ***That 2251 Rymal Road East (Stoney Creek) (former Elfrida Church) be reassigned to 2020 on the workplan for designation;***
- (e) That a copy of Report PED15173, be forwarded to the owner of 2251 Rymal Road East (Stoney Creek) (former Elfrida Church) for information.

Amendment CARRIED

Main Motion as Amended CARRIED

Councillors Pearson, Partridge and A. Johnson requested to be recorded as OPPOSED to this Item.

(Pearson/Conley)

That consideration of the Planning Committee Report 16-002 be TABLED until after the Private and Confidential section of the agenda.

CARRIED

GENERAL ISSUES COMMITTEE REPORT 16-004

(Vanderbeek/Partridge)

That sub-sections (b)(ii) and (b)(iii) to Item 11 of the General Issues Committee Report 16-004, being the amended Private & Confidential Appendix "B" to Report PED15123(a), be approved, as further amended, to read as follows.

**11. School Board Properties Sub-Committee Report 16-001, January 15, 2016
(Item 8.8)**

- (b) Surplus School Property at 31 Parkside Avenue, Dundas, known as Parkside Secondary School (PED15123(a)) (Ward 13) (Item 12.3)
 - (i) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to present a bona-fide offer to purchase the surplus property located at 31 Parkside Avenue, Dundas legally described as Part Lot 1, Registrar's Compiled Plan 1385; Part of

Lots 5 and 6, Registered Plan 1444, former Town of Dundas and further identified as PIN 17584-0063 and being 1.66 ha (4.10 acres) in size, more or less, as shown on Appendix "A" attached to Report PED15123(a) to the Hamilton-Wentworth District School Board (HWDSB), on terms and conditions acceptable to the General Manager, Planning and Economic Development Department;

- (ii) That the budget and funding for the property acquisition consisting of the market value of the land, including all Real Estate and Legal Services administrative fees, building condition abatement, demolition, site remediation, contingency and other related costs, as detailed in Private and Confidential Appendix "B" of Report PED15123(a), as **further** amended, be approved;
- (iii) That Report PED15123(a) respecting Surplus School Property at 31 Parkside Avenue, Dundas, known as Parkside Secondary School (PED15123(a)), remain confidential and not be released as a public document until following the completion of a transaction pursuant to an agreement of purchase and sale, and that the financial details outlined in Appendix "B", as **further** amended, attached to Report PED15123(a) remain confidential and not be released as a public document;
- (iv) That subject to a successful acquisition under Recommendation (a) of Report PED15123(a):
 - 1. Staff be authorized and directed to demolish the existing school structure;
 - 2. Staff be authorized and directed to pursue the use of a portion of the subject site for cemetery uses; and,
 - 3. Any remnant parcel be deemed surplus and Real Estate staff be authorized and directed to dispose of the surplus remnant parcel in accordance with the "Sale of Land Policy By-law", being By-law 14-204; and,
- (v) That the Mayor and Clerk be authorized and directed to execute all necessary documents for the proposal respecting the surplus school Property 31 Parkside Secondary School (PED151123(a)) in a form satisfactory to the City Solicitor.

Amendment CARRIED

Main Motion as Amended CARRIED

(Eisenberger/Partridge)

That the FOURTH Report of the General Issues Committee be adopted, as amended, and the information section received. (attached hereto)

CARRIED

AUDIT, FINANCE & ADMINISTRATION REPORT 16-002**(A. Johnson/Farr)**

That the SECOND Report of the Audit, Finance, and Administration Committee meeting be adopted, as presented, and the information section received. (attached hereto)

CARRIED

EMERGENCY AND COMMUNITY SERVICES REPORT 16-002**(Green/Merulla)**

That the SECOND Report of the Emergency and Community Services Committee be adopted as presented, and the information section received. (attached hereto)

CARRIED

MOTIONS**7.1 Vision Zero – Comprehensive Plan to Improve Road Safety****(Green/Whitehead)**

That the General Manager of Public Works be directed, in consultation with other City Departments, as appropriate, to report to the Public Works Committee in coordination with the Transportation Master Plan, with a comprehensive plan to improve road safety to include, but not be limited to, the following:

- (i) A review of best practice from comparable jurisdictions including Vision Zero;
- (ii) A review of existing City policies, strategies and guidelines respecting road safety;
- (iii) An enhanced analysis of city-wide traffic collision data;
- (iv) Specific recommendations to improve road safety, particularly for pedestrians, cyclists and *motorists*, over the short term, medium and long terms;
- (v) An implementation plan and funding strategy, as appropriate;
- (vi) A regular reporting mechanism and track progress;
- (vii) Continued consultation with the Hamilton Cycling Committee, Hamilton Wentworth District School Board, Hamilton Wentworth Catholic District School Board and all other educational entities in the city of Hamilton who wish to participate; to include but not be limited to the Hamilton Catholic French District School Board, the Hamilton French District School Board,

Mohawk College, McMaster University, and Redeemer College University, Public Health Hamilton Police Services, Cycle Hamilton, the Advisory Committee for Persons with Disabilities, the Agriculture & Rural Affairs Advisory Committee, and the Seniors Advisory Committee; and,

- (viii) The creation of a Road Safety Task Force is to be led by the Public Works Department.

CARRIED

7.2 Filling a Vacancy on the Procurement Sub-Committee

(Ferguson/B. Johnson)

WHEREAS, Councillor Duvall's resignation has resulted in a vacancy on the Procurement Sub-Committee.

THEREFORE BE IT RESOLVED:

That Councillor D. Conley be appointed to the Procurement Sub-Committee for the remainder of the term of Council.

CARRIED

7.3 Licensing of UBER and Other Ride Sharing Applications

(Merulla/Eisenberger)

WHEREAS the City of Hamilton Licenses 447 Taxi Cabs, 2 Taxi Brokers and 1,200 Taxi Drivers, all of whom operate within the City's Business Licensing By-law 07-170 to ensure public safety;

AND WHEREAS in July, 2015, UBER was launched in the City without ensuring that their drivers and vehicles were licensed, had proper insurance and operated within the City's Business Licensing By-law;

AND WHEREAS the City's Licensing Section has laid 35 charges against UBER drivers for operating without a proper license, contrary to the City's Business Licensing By-law;

AND WHEREAS the City of Edmonton has successfully licensed UBER vehicles, drivers and UBER as a company;

AND WHEREAS a new By-law Category to regulate UBER can more effectively resolve this matter;

AND WHEREAS the Insurance industry has now come forward with products providing coverage for UBER;

AND WHEREAS on December 9, 2015, City staff met with UBER and the taxi industry, as per the direction provided by Council at its meeting on October 28,

2015, to determine how each could work on a level playing field, while continuing to ensure public safety.

THEREFORE BE IT RESOLVED:

That the City of Hamilton Licensing Section be directed to develop and bring forward by March 30, 2016 a License Category that creates a level playing field for the taxi industry while ensuring operators of UBER or like Ride Sharing applications are licensed to ensure consumer protection and public safety.

CARRIED

7.4 Ice Rescue Service

(Ferguson/Whitehead)

That the **General Manager of Community and Emergency Services** be directed to report back to the **Emergency and Community Services Committee** with respect to the feasibility of Hamilton Fire Service assuming, from the Hamilton Police Service, the Ice Rescue service.

CARRIED

7.5(a) Rescinding Council's Previous Decision respecting the Liquor Licence Application for Coco Bongo Lounge and Dining Located at 303 York Boulevard, in the City of Hamilton

(A. Johnson/Farr)

WHEREAS the Hamilton Police Service has advised the City of Hamilton that they have reversed their previous decision and are now granting approval of the Liquor Licence Application for Coco Bongo Lounge and Dining located at 303 York Boulevard in the City of Hamilton.

THEREFORE BE IT RESOLVED:

That the October 28, 2015 Council decision objecting to the Liquor Licence Application for Coco Bongo Lounge and Dining Located at 303 York Boulevard, in the City of Hamilton, which reads as follows, be rescinded:

That the Alcohol and Gaming Commission of Ontario (AGCO) be advised that the City of Hamilton wishes to object to the Liquor Licence application for Coco Bongo Lounge and Dining located at 303 York Boulevard in the City of Hamilton as the applicant has been found not suitable to possess a liquor licence at this time.

CARRIED

7.5(b) Liquor Licence Application for Coco Bongo Lounge and Dining Located at 303 York Boulevard, in the City of Hamilton

(A. Johnson/Farr)

That the Alcohol and Gaming Commission of Ontario (AGCO) be advised that the City of Hamilton wishes to support the Liquor Licence application for Coco Bongo Lounge and Dining located at 303 York Boulevard in the City of Hamilton.

CARRIED

7.6 Establishment of an Affordable Housing Site Selection Sub-Committee

(Collins/Merulla)

WHEREAS, the City of Hamilton's Strategic Plan recognizes and supports the need for new affordable housing units as one of the City's top priorities (Strategic Action xi for Objective 1.5);

WHEREAS, the City's Housing and Homelessness Action Plan, approved in December of 2013, targets an aggressive 50% reduction in the Access to Housing Waitlist by 2023;

WHEREAS, the Access to Housing Waitlist continues to grow at an alarming wait with an estimated 5,700 families, seniors and individuals currently on the list;

WHEREAS, the City's Housing and Homelessness Action Plan emphasizes the need to upgrade the physical quality of the existing affordable housing stock in Hamilton as well as the need to provide new affordable housing units;

WHEREAS, the Federal Government has publicly announced their intent to create a National Infrastructure Program worth an estimated \$60 Billion over 10 years;

WHEREAS, an estimated \$20 Billion may be dedicated to affordable housing initiatives as part of the program;

WHEREAS, the City of Hamilton has identified affordable housing as a priority and a topic of discussion with the Province of Ontario and the Federal Government;

WHEREAS, the City of Hamilton lacks sufficient reserve funds and debt/levy capacity to address the need for new affordable housing units;

WHEREAS, the rising cost of real estate presents a significant challenge to social housing providers; and,

WHEREAS, the City of Hamilton has an inventory of properties that could facilitate the construction of new affordable housing units;

THEREFORE BE IT RESOLVED:

- (a) That an Affordable Housing Site Selection Sub-committee of Council be established to devise a list of City of Hamilton owned properties that could be offered to social housing providers for the purpose of building new affordable housing units;
- (b) That staff be directed to prepare a Terms of Reference for the Affordable Housing Site Selection Sub-Committee and report back to the Emergency & Community Services Committee;
- (c) ***That the Community and Emergency Services and Planning and Economic Development staff report back with a process for offering City of Hamilton owned properties at no charge to not-for-profit or private sector housing providers/developers for the purpose of building new affordable housing units.***

CARRIED

7.7 One-Time Grant For Seniors Outreach Services (SOS)

(Pearson/Green)

WHEREAS, Seniors Outreach Services is a wholly volunteer group of residents, who provide valued services to the aging and disabled community in Stoney Creek, including snow clearing, grass cutting, and light housekeeping assistance;

WHEREAS the volunteers do not have a funding source to replenish their aging equipment when the need arises; and

WHEREAS the royalty proceeds from the cell towers located in Ward 10 are accruing approximately \$65,000 annually to the Stoney Creek Reserve, in part to assist with local initiatives.

THEREFORE BE IT RESOLVED:

That a one-time grant be given to Seniors Outreach Services (SOS) up to \$8,500.00 and that this amount be funded from Stoney Creek Reserve No. 108034.

CARRIED

NOTICES OF MOTION

Councillor A. Johnson introduced the following Notice of Motion:

8.1 Rescinding Council's Previous Decision respecting the Liquor Licence Application for Coco Bongo Lounge and Dining Located at 303 York Boulevard, in the City of Hamilton

WHEREAS the Hamilton Police Service has advised the City of Hamilton that they have reversed their previous decision and are now granting approval of the Liquor Licence Application for Coco Bongo Lounge and Dining located at 303 York Boulevard in the City of Hamilton.

THEREFORE BE IT RESOLVED:

That the October 28, 2015 Council decision objecting to the Liquor Licence Application for Coco Bongo Lounge and Dining Located at 303 York Boulevard, in the City of Hamilton, which reads as follows, be rescinded:

That the Alcohol and Gaming Commission of Ontario (AGCO) be advised that the City of Hamilton wishes to object to the Liquor Licence application for Coco Bongo Lounge and Dining located at 303 York Boulevard in the City of Hamilton as the applicant has been found not suitable to possess a liquor licence at this time.

(A. Johnson/Farr)

That the Rules of Order be waived to allow for the introduction of a motion to rescind Council's decision of October 28, 2015, objecting to the Liquor Licence Application for Coco Bongo Lounge and Dining Located at 303 York Boulevard, in the City of Hamilton.

CARRIED

For disposition of this matter, refer to Items 7.5(a) and 7.5(b).

Councillor Collins introduced the following Notice of Motion:

8.2 Establishment of an Affordable Housing Site Selection Sub-Committee

WHEREAS, the City of Hamilton's Strategic Plan recognizes and supports the need for new affordable housing units as one of the City's top priorities (Strategic Action xi for Objective 1.5);

WHEREAS, the City's Housing and Homelessness Action Plan, approved in December of 2013, targets an aggressive 50% reduction in the Access to Housing Waitlist by 2023;

WHEREAS, the Access to Housing Waitlist continues to grow at an alarming wait with an estimated 5,700 families, seniors and individuals currently on the list;

WHEREAS, the City's Housing and Homelessness Action Plan emphasizes the need to upgrade the physical quality of the existing affordable housing stock in Hamilton as well as the need to provide new affordable housing units;

WHEREAS, the Federal Government has publicly announced their intent to create a National Infrastructure Program worth an estimated \$60 Billion over 10 years;

WHEREAS, an estimated \$20 Billion may be dedicated to affordable housing initiatives as part of the program;

WHEREAS, the City of Hamilton has identified affordable housing as a priority and a topic of discussion with the Province of Ontario and the Federal Government;

WHEREAS, the City of Hamilton lacks sufficient reserve funds and debt/levy capacity to address the need for new affordable housing units;

WHEREAS, the rising cost of real estate presents a significant challenge to social housing providers; and,

WHEREAS, the City of Hamilton has an inventory of properties that could facilitate the construction of new affordable housing units;

THEREFORE BE IT RESOLVED:

- (a) That an Affordable Housing Site Selection Sub-committee of Council be established to devise a list of City of Hamilton owned properties that could be offered to social housing providers for the purpose of building new affordable housing units; and,
- (b) That staff be directed to prepare a Terms of Reference for the Affordable Housing Site Selection Sub-Committee and report back to the Emergency & Community Services Committee.
- (c) ***That the Community and Emergency Services and Planning and Economic Development staff report back with a process for offering City of Hamilton owned properties at no charge to not-for-profit or private sector housing providers/developers for the purpose of building new affordable housing units.***

(Collins/Merulla)

That the Rules of Order be waived to allow for the introduction of a motion respecting the Establishment of an Affordable House Site Selection Sub-Committee.

CARRIED

For disposition of this matter, refer to Items 7.6.

Councillor Pearson introduced the following Notice of Motion:

8.3 One-Time Grant For Seniors Outreach Services (SOS)

WHEREAS, Seniors Outreach Services is a wholly volunteer group of residents, who provide valued services to the aging and disabled community in Stoney Creek, including snow clearing, grass cutting, and light housekeeping assistance;

WHEREAS the volunteers do not have a funding source to replenish their aging equipment when the need arises; and

WHEREAS the royalty proceeds from the cell towers located in Ward 10 are accruing approximately \$65,000 annually to the Stoney Creek Reserve, in part to assist with local initiatives.

THEREFORE BE IT RESOLVED:

That a one-time grant be given to Seniors Outreach Services (SOS) up to \$8,500.00 and that this amount be funded from Stoney Creek Reserve No. 108034.

(Pearson/Green)

That the Rules of Order be waived to allow for the introduction of a motion respecting a One-Time Grant For Seniors Outreach Services (SOS).

CARRIED

For disposition of this matter, refer to Items 7.7.

STATEMENT BY MEMBERS

Members of Council used this opportunity to discuss matters of general interest.

PRIVATE & CONFIDENTIAL

(Conley/Pearson)

That Council move into Closed Session, at 7:50 p.m. respecting the following Item of Planning Committee Report 16-002:

- 12. Section 30 of the *Expropriations Act* – City purchase of Wedge (vacant parcel) on West Side of Fortissimo Drive, Adjacent To 879 and 885 West 5th Street from 1125814 Ontario Limited - LS16002/PED16023) (Ward 8)**

Pursuant to Section 8.1, Sub-sections (c), (e) and (f) of the City's Procedural By-law 14-300, and Section 239(2), Sub-sections (c), (e) and (f) of the Municipal Act, 2001, as amended, as the subject matters pertain to a proposed or pending acquisition or disposition of land for City purposes, litigation or potential litigation, including matters before administrative tribunals, affecting the City and the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose

Council reconvened in Open Session at 8:40 p.m.

(Pearson/Conley)

That Item (k)(ii) of Planning Committee Report 16-002 respecting Section 30 of the *Expropriations Act* – City purchase of Wedge (vacant parcel) on West Side of Fortissimo Drive, Adjacent To 879 and 885 West 5th Street from 1125814 Ontario Limited – (LS16002/PED16023) be LIFTED from the Information Section and added as Item 12 to the Report as follows:

12. Section 30 of the *Expropriations Act* – City purchase of Wedge (vacant parcel) on West Side of Fortissimo Drive, Adjacent To 879 and 885 West 5th Street from 1125814 Ontario Limited – (LS16002/PED16023) (Ward 8) (Item 12.2)

That the recommendations, as amended, of Report LS16002/PED16023 respecting Section 30 of the *Expropriations Act* – City purchase of Wedge (vacant parcel) on West Side of Fortissimo Drive, Adjacent To 879 and 885 West 5th Street from 1125814 Ontario Limited, be approved and remain confidential until completion.

CARRIED

PLANNING COMMITTEE REPORT 16-002 continued

(Pearson/Conley)

That the SECOND Report of the Planning Committee be adopted, as amended, and the information section received. (attached hereto)

CARRIED

(Pearson/Conley)

That the Committee of the Whole Rise and Report.

CARRIED

BY-LAWS

(Whitehead/Jackson)

That the Bill List for the February 10, 2016 meeting of Council be amended by adding Bills 16-043 to 16-045, as follows, and renumbering the balance:

Bill No.

- 043** To Incorporate City Land Designated as Parts 1, 2, 4, 7 and 8 on Plan 62R-20232 into Vienna Street
- 044** Respecting Removal of Part Lot Control, Part of Block 51, Registered Plan No. 62M-1199 Respecting Removal of Part Lot Control, Part of Block 51, Registered Plan No. 62M-1199
PLC-15-031
- 045** Respecting Removal of Part Lot Control, Blocks 10 & 11 on Registered Plan No. 62M-1224, known as Parkside Hills 2a
PLC-16-006

CARRIED

(Whitehead/Jackson)

That Bills No. 16-017 to No. 16-046, as amended, be passed, and that the Corporate Seal be affixed thereto, and that the By-laws be renumbered and signed by the Mayor and the City Clerk to read as follows:

Bill No.

- 017** To Amend By-law No. 01-215 Being a By-law to Regulate Traffic
Schedule 2 (Speed Limits)
Schedule 3 (Flashing School Zones – Reduced Speed Limit)
Schedule 9 (No Right Turn on Red)
Schedule 28 (Reduced Loads)
Schedule 29 (Weight Restrictions on Bridges)
- 018** To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking
Schedule 6 (Time Limit Parking)
Schedule 8 (No Parking Zones)
Schedule 10 (Alternate Side Parking)
Schedule 12 (Permit Parking Zones)
Schedule 13 (No Stopping Zones)
Schedule 15 (Commercial Vehicle Loading Zones)
Schedule 20 (School Bus Loading Zones)
- 019** To Incorporate City Land Designated as Blocks 111, 118, 120 and 128 on Plan 62M-1125 Into Nisbet Boulevard
- 020** To Incorporate City Land Designated as Blocks 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 153 and 154 on Plan 62M-1125 into Browview Drive
- 021** To Incorporate City Land Designated as Blocks 122, 123, 124, 125, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165 and 166 on Plan 62M-1135 into Truedell Circle
- 022** To Incorporate City Land Designated as Block 119 on Plan 62M-1125 into White Gates Drive
- 023** To Incorporate City Land Designated as Blocks 117, 126, 127, 150, 151, 152 and 155 on Plan 62M-1125 into Cole Street
- 024** To Incorporate City Land Designated as Block 121 on Plan 62M-1125 into Truedell Circle and Nisbet Boulevard
- 025** To Incorporate City Land Designated as Block 116 on Plan 62M-965 into Nashville Circle
- 026** To Incorporate City Land Designated as Parts 4 and 10 on Plan 62R-19277 into Waterbridge Street
- 027** To Incorporate City Land Designated as Block 113 on Plan 62M-965 into

Webster Road

- 028** To Incorporate City Land Designated as Blocks 114, 127, 128, 129, 130, 131, 132, 133, 134, 135 & 136 on Plan 62M-1131 into Nisbet Boulevard
- 029** To Incorporate City Land Designated as Block 126 on Plan 62M-1131 into Wimberly Avenue and Nisbet Boulevard
- 030** To Incorporate City Land Designated as Block 113 on Plan 62M-1131 into Wimberly Avenue
- 031** To Incorporate City Land Designated as Blocks 113 and 114 on Plan 62M-1125 into Cole Street
- 032** Respecting Removal of Part Lot Control, Blocks 171 & 172 on Registered Plan No. 62M-1214, known as Fairgrounds West
PLC-16-001
- 033** Respecting Removal of Part Lot Control, Block 3, Registered Plan of Subdivision 62M-1217, "Crossings", municipally known as 18, 20 and 22 Kingsborough Drive
PLC-15-039
- 034** To Adopt Official Plan Amendment No. 44 to the Urban Hamilton Official Plan Respecting 1169 Garner Road East (Ancaster)
- 035** To Amend Zoning By-law No. 87-57, Respecting Lands Located at 1169 Garner Road East, in the former Town of Ancaster, now in the City of Hamilton
ZAC-15-008
- 036** To Adopt Official Plan Amendment No. 45 to the Urban Hamilton Official Plan Respecting 20 Artfrank Drive
- 037** To Amend Zoning By-law No. 3692-92 (Stoney Creek) Respecting the Lands Located at 20 Artfrank Drive
ZAC-15-018
- 038** To Adopt Official Plan Amendment No. 46 to the Urban Hamilton Official Plan Respecting 101 Shoreview Place (Stoney Creek)
- 039** To Amend Zoning By-law No. 3692-92 (Stoney Creek) Respecting the Lands Located at 101 Shoreview Place To Amend Zoning By-law No. 3692-92 (Stoney Creek) Respecting the Lands Located at 101 Shoreview Place
ZAR-15-020
- 040** To Adopt Official Plan Amendment No. 47 to the Urban Hamilton Official Plan Respecting 149 ½ Sherman Avenue North (Hamilton)

- 041** To Amend Zoning By-law No. 6593 Respecting Lands Located at 149 ½ Sherman Avenue North
ZAR-15-034/UHOPA-15-027
- 042** Being a By-law to Provide for Advance Voting and Institutional Polls for the Ward 7 2016 Municipal By-Election
- 043** To Incorporate City Land Designated as Parts 1, 2, 4, 7 and 8 on Plan 62R-20232 into Vienna Street
- 044** Respecting Removal of Part Lot Control, Part of Block 51, Registered Plan No. 62M-1199
PLC-15-031
- 045** Respecting Removal of Part Lot Control, Blocks 10 & 11 on Registered Plan No. 62M-1224, known as Parkside Hills 2a
PLC-16-006
- 046** Respecting Removal of Part Lot Control, Part of Block 1, Registered Plan of Subdivision No. 62M-1220, municipally known as 1141, 1143, 1145, 1147, 1149, 1151, 1153, 1155, 1157, 1159, 1161, 1163, 1165, 1167, 1169, 1171, 1173 and 1175 West 5th Street
PLC-15-040
- 047** To Confirm the Proceedings of City Council

CARRIED

(Pearson/Conley)

That, there being no further business, the City Council meeting be adjourned at 8:45 p.m.

CARRIED

Respectfully submitted,

Mayor Fred Eisenberger

Rose Caterini
City Clerk