SPECIAL GENERAL ISSUES COMMITTEE
MINUTES 17-027

5:30 p.m.
December 18, 2017
Hamilton Convention Centre, Albion Rooms (A&B)

Present: Mayor F. Eisenberger, Deputy Mayor R. Pasuta (Chair)
Councillors T. Whitehead; T. Jackson; B. Johnson; J. Farr; M. Green; S. Merulla, D. Skelly, D. Conley, M. Pearson, J. Partridge, A. Johnson, L. Ferguson, C. Collins.

Absent with Regrets: Councillor A. VanderBeek - Personal

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 1)

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

1. DELEGATION REQUESTS – ADDED

4.1 Patrick Rose

(Ferguson/Pearson)
That the agenda for the December 18, 2017 Special General Issues Committee meeting be approved, as amended.

CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

(c) DELEGATION REQUESTS (Item 4)

(Farr/A. Johnson)
That the delegation request from Mr. Patrick Rose (Item 4.1), be approved for today's meeting.

CARRIED

(d) DELEGATIONS (Item 6)

Mr. Patrick Rose was not in attendance when called upon.

(e) PRIVATE & CONFIDENTIAL (Item 12)

(B. Johnson/Partridge)
That Committee move into Closed Session respecting Item 12.1 Pursuant to Section 8.1, Sub-sections (e) and (f) of the City's Procedural By-law 14-300, and Section 239(2), Sub-sections (e) and (f) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to 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.

CARRIED

(i) Appeals of Ward Boundary By-law 17-030 to the Ontario Municipal Board Update (LS17015(d)) (City Wide) (Item 12.1)

(Pasuta/Partridge)
(a) That the City Solicitor and appropriate City staff be directed to file a motion seeking leave to appeal before the Divisional Court to have the Board's decision reviewed; and

(b) That the City Solicitor be authorized to retain external counsel to represent the City and file a motion for leave to appeal and if successful the appeal, to be funded through the Tax Stabilization Reserve; and

(c) That Report LS17015(d), respecting Appeals of Ward Boundary By-law 17-030 to the Ontario Municipal Board Update, be received and remain confidential.

Upon a request the motion was divided and voted on as follows:

Sub-sections (a) and (b) were **DEFEATED** on the following Standing Recorded Vote:

Yeas:	D. Skelly, T. Whitehead, M. Pearson, B. Johnson, L. Ferguson, R. Pasuta, J. Partridge
Total:	7
Nays:	F. Eisenberger, A. Johnson, J. Farr, M. Green, S. Merulla, C. Collins, T. Jackson, D. Conley
Total:	8
Absent:	A. VanderBeek
Total:	1

Sub-section (c) was **DEFEATED** on the following Standing Recorded Vote:

Yeas:	F. Eisenberger, A. Johnson, D. Conley, L. Ferguson, R. Pasuta, J. Partridge
Total:	6

Nays: J. Farr, M. Green, S. Merulla, C. Collins, T. Jackson, D. Skelly, T. Whitehead, M. Pearson, B. Johnson
Total: 9
Absent: A. VanderBeek
Total: 1

(ii) (Whitehead/Green)
That Report LS17015(d), respecting Appeals of Ward Boundary By-law 17-030 to the Ontario Municipal Board Update, be released publicly.

CARRIED

(f) ADJOURNMENT (Item 13)

(Ferguson/Farr)
That, there being no further business, the Special General Issues Committee be adjourned at 8:46 p.m.

CARRIED

Respectfully submitted,

R. Pasuta, Deputy Mayor
Chair, General Issues Committee

Janet Pilon
Deputy Clerk
Office of the City Clerk