



## **SPECIAL GENERAL ISSUES COMMITTEE REPORT 17-027**

5:30 p.m.

December 18, 2017

Hamilton Convention Centre, Albion Rooms (A&B)

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**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

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### **THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 17-027 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**

The agenda for the December 18, 2017 Special General Issues Committee meeting was approved, as amended.

#### **(b) DECLARATIONS OF INTEREST (Item 2)**

There were no declarations of interest.

#### **(c) DELEGATION REQUESTS (Item 4)**

The delegation request from Mr. Patrick Rose (Item 4.1), was approved for today's meeting.

#### **(d) DELEGATIONS (Item 6)**

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

#### **(e) PRIVATE & CONFIDENTIAL (Item 12)**

The Committee moved 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.

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

- (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) Report LS17015(d), respecting Appeals of Ward Boundary By-law 17-030 to the Ontario Municipal Board Update, was released publicly.

**(f) ADJOURNMENT (Item 13)**

There being no further business, the Special General Issues Committee was adjourned at 8:46 p.m.

Respectfully submitted,

R. Pasuta, Deputy Mayor  
Chair, General Issues Committee

Janet Pilon  
Deputy Clerk  
Office of the City Clerk