



CITY COUNCIL MINUTES 18-004

9:30 a.m.
Thursday, March 8, 2018
Council Chamber
Hamilton City Hall
71 Main Street West

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

**Absent with
Regrets:** Councillor L. Ferguson – Personal
Councillor R. Pasuta – Other City Business

Mayor Eisenberger called the meeting to order and recognized that Council is meeting on the traditional territories of the Mississauga and Haudenosaunee nations, and within the lands protected by the “Dish with One Spoon” Wampum Agreement.

APPROVAL OF THE AGENDA

The Clerk advised of the following change to the agenda:

3. NOTICES OF MOTION

- 3.1 Amendment to Appendix “H” to Item 12 of the General Issues Committee Report 17-022 (Capital Budget) - Ancaster Memorial Arts & Culture Centre

(A. Johnson/Farr)

That the agenda for the March 8, 2018 Special meeting of Council be approved, as amended.

CARRIED

DECLARATIONS OF INTEREST

There were no declarations of interest.

NOTICES OF MOTION

3.1 Amendment to Appendix “H” to Item 12 of the General Issues Committee Report 17-022 (Capital Budget) - Ancaster Memorial Arts & Culture Centre

Councillor C. Collins introduced a Notice of Motion respecting an Amendment to Appendix “H” to Item 12 of the General Issues Committee Report 17-022 (Capital Budget) - Ancaster Memorial Arts & Culture Centre.

(Collins/VanderBeek)

That the Rules of Order be waived to allow for the introduction of a motion regarding an Amendment to Appendix “H” to Item 12 of the General Issues Committee Report 17-022 (Capital Budget) - Ancaster Memorial Arts & Culture Centre.

CARRIED**(Skelly/Green)**

That the Rules of Order be waived to allow for the introduction of a new item, respecting Zero Tolerance for Violence in Hamilton, to the March 8, 2018 Special Council meeting to ratify the 2018 Operating Budget.

CARRIED**3.2 Zero Tolerance for Violence in Hamilton**

Councillor Skelly introduced a Notice of Motion respecting Zero Tolerance for Violence in Hamilton.

(Whitehead/Skelly)

That the Rules of Order be waived to allow for the introduction of a Motion respecting Zero Tolerance for Violence in Hamilton.

CARRIED

MOTIONS

5.1 Amendment to Appendix “H” to Item 12 of the General Issues Committee Report 17-022 (Capital Budget) - Ancaster Memorial Arts & Culture Centre**(Collins/VanderBeek)**

WHEREAS, the Ancaster Memorial Arts & Culture Centre project was conceived in 2012 when a group of local stakeholders including residents, business owners, political representatives, citizens, and community arts administrators met to discuss the issue of lack of space for their rapidly growing community arts groups;

WHEREAS, the City of Hamilton (the “City”) purchased a property in 2014 in the heart of Ancaster’s Heritage Village (est. 1793), is ideally situated in the centre of the Ancaster Village Business Improvement Area (the “BIA”) and has the opportunity to transform the already exciting area into a theatre district, complete with museums, restaurants, shops, and events;

WHEREAS, the capital project 3541641602 - Ancaster Memorial Arts & Culture Centre was approved as part of the 2016 capital budget for design and 2018 capital budget for construction;

WHEREAS, the Ancaster Memorial Arts & Culture Centre will enrich the cultural and artistic landscape of Ancaster and the surrounding region, will add to the City's growing theatre industry, and benefit the City from a social and economic standpoint;

WHEREAS, The BIA's vision of a 'livable', 'walkable' community complimentary to its heritage is close to completion, and with a 450 seat theatre, studio theatre, visual arts and dance studios, the Ancaster Arts Centre will be of a threshold size that will make it the final stroke on the masters canvas that is framed by the historic Ancaster Village BIA;

WHEREAS, in 2015 a public forum was held to present the Ancaster Arts Centre concept and measure community support, where response was found to be overwhelmingly positive, and where Ancaster Town Hall was standing-room-only and a constant parade of community members spoke to their support of the project; and,

WHEREAS, during the following 2 years the private sector has donated \$2.4M (with a commitment to raise \$3M) through the fundraising efforts of the Ancaster Society for the Performing Arts, more than any other project in the history of the community;

WHEREAS, the Provincial government has committed \$3M to the City to help finance the project;

WHEREAS, the Ancaster Society for the Performance Arts has applied for \$3M from the Federal government in order to help finance the project;

WHEREAS, the project has passed conditional Site Plan Approval and is anticipated to be shovel ready by early fall 2018; and,

WHEREAS, staff have been advised by an external consulting firm there that the scope of work currently envisioned for the project will require additional funding;

THEREFORE BE IT RESOLVED:

- (a) That Appendix "H" to Item 12 of the General Issues Committee Report 17-022 (Capital Budget), which was approved by Council on December 8, 2017, be amended by increasing the Gross Costs amount, of the capital project 3541641602 - Ancaster Memorial Arts & Culture Centre, by \$2M (from \$11.2M to \$13.2M), with the additional \$2M to be borrowed and repaid from the Investments Stabilization Reserve Account No. 112300 through area rating, over a period of 10 years against the former municipality of Ancaster; and,
- (b) That any unbudgeted third party recoveries related to the Ancaster Arts Centre be transferred to the Ancaster Reserve Account No. 108030.

CARRIED

5.2 Zero Tolerance for Violence in Hamilton

(Skelly/Merulla)

WHEREAS, Hamilton businesses, on Locke Street and in other areas of the City, have become targets of unprovoked assaults by Anarchists;

WHEREAS, this violence has outraged law-abiding citizens across our community;

WHEREAS, Hamilton residents and businesses have the right to live and work in a City free of threat and violence; and,

WHEREAS, the City of Hamilton recognizes there is no grey area when it comes to unprovoked assaults on our law-abiding citizens;

THEREFORE IT BE RESOLVED:

- (a) That the City of Hamilton stands united, publicly condemning the recent acts of violence against its citizens; including the attacks on Locke Street, Kenilworth Avenue, Barton Street, Ottawa Street, Main Street and the Durand and Kirkendall Neighbourhoods, and other areas of our downtown core or anywhere else in the City of Hamilton;
- (b) That the City of Hamilton will work with police and the community to identify the perpetrators of this recent violence;
- (c) That the City of Hamilton will support the women and men who work hard and play by the rules in hopes of building a strong local economy; and,
- (d) That the City of Hamilton recognizes that taking an unwavering stand against violence ensures that our City continues to be the best place to raise a child and age successfully.

The above Motion CARRIED unanimously, with all those present, on the following Standing Recorded Vote:

Yeas: F. Eisenberger, T. Whitehead, D. Skelly, T. Jackson, C. Collins, S. Merulla, M. Green, J. Farr, A. Johnson, D. Conley, M. Pearson, B. Johnson, A. VanderBeek, J. Partridge

Total: 14

Absent: L. Ferguson, R. Pasuta

Total: 2

5.3 Programs Available to Assist Businesses in the City Affected by Acts of Violence and Graffiti

(Green/Merulla)

That a copy of the Motion respecting Zero Tolerance in the City of Hamilton be sent to the BIA Sub-Committee and to all BIA's within the City of Hamilton, with a copy of information respecting the appropriate programs available to assist those businesses who have been affected by acts of violence and/or graffiti.

CARRIED

Councillor M. Green requested that his business on Ottawa Street be exempt from any assistance available, through the City, respecting the appropriate programs available to assist those businesses who have been affected by acts of violence and/or graffiti.

(Jackson/Collins)

That Council move into Committee of the Whole to consider the Committee Report.

CARRIED

GENERAL ISSUES COMMITTEE (BUDGET) REPORT 18-003
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Amendment to Item 7 of the General Issues Committee Report 18-003 (Operating Budget) – Corporate Financials

(Collins/VanderBeek)

That Appendix "B" to Item 7 of the General Issues Committee Report 18-003 (attached hereto), be amended to reflect an amendment to the Corporate Financials for the addition of the \$2M borrowed and repaid from the Investments Stabilization Reserve Account No. 112300 through area rating, over a period of 10 years against the former municipality of Ancaster, for the Ancaster Memorial Arts & Culture Centre, by \$2M (from \$11.2M to \$13.2M).

CARRIED

(Eisenberger/Jackson)

That the THIRD report of the General Issues Committee (Budget) be approved, as amended (attached hereto).

The above Motion CARRIED unanimously, with all those present, on the following Standing Recorded Vote:

Yeas: F. Eisenberger, T. Whitehead, D. Skelly, T. Jackson, C. Collins, S. Merulla, M. Green, J. Farr, A. Johnson, D. Conley, M. Pearson, B. Johnson, A. VanderBeek, J. Partridge
Total: 14
Absent: L. Ferguson, R. Pasuta,
Total: 2

(Jackson/Collins)

That Committee Rise and Report.

CARRIED

BY-LAWS

(Jackson/Partridge)

That Bill No.18-059 be passed and that the Corporate Seal be affixed thereto, and that the By-law, be renumbered, be signed by the Mayor and the City Clerk to read as follows:

**By-law
No.**

18-059 To Confirm the Proceedings of Council

CARRIED

(Pearson/B. Johnson)

That, there being no further business, City Council be adjourned at 11:18 p.m.

CARRIED

Respectfully submitted,

Mayor F. Eisenberger

Rose Caterini
City Clerk