



## City of Hamilton

# CITY COUNCIL AGENDA

19-003

Wednesday, February 13, 2019, 5:00 P.M.

Council Chambers, Hamilton City Hall

71 Main Street West

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### Call to Order

#### 1. APPROVAL OF AGENDA

(Added Items, if applicable, will be noted with \*)

#### 2. DECLARATIONS OF INTEREST

#### 3. CEREMONIAL ACTIVITIES

- 3.1 Team Hamilton at the International Children's Games Winter Competition held in Lake Placid, New York

#### 4. APPROVAL OF MINUTES OF PREVIOUS MEETING

- 4.1 January 23, 2019

#### 5. COMMUNICATIONS

- 5.1 Correspondence from Derek Appleton respecting the congestion with the increase in traffic in the Green Road area due to the developments in the Green Road area.

Recommendation: Be received and referred to the General Manager of Public Works and General Manager of Planning and Economic Development for appropriate action.

5.2 Correspondence from the Niagara Peninsula Conservation Authority respecting the censuring of Member James Kaspersetz for his recent posts of a racist comment on Facebook.

Recommendation: Be received.

5.3 Correspondence from the Federation of Canadian Municipalities (FCM) in response to Council's request for FCM to formally endorse the City of Hamilton's request to the Province of Ontario to be considered a pilot project with respect to a funding formula partnership, as it related to AODA infrastructure renewal projects.

Recommendation: Be received.

5.4 Correspondence from the Ombudsman respecting an investigation with regards to the January 16, 2019 General Issues Committee for holding a meeting that did not comply with the open meeting rules in the Municipal Act, 2001.

Recommendation: Be received.

5.5 Correspondence from Marie Sharp, Dunington-Grubb Committee Chair, Garden Club of Hamilton respecting the Proposed Site of the Firefighter Memorial.

Recommendation: Be received.

5.6 Correspondence announcing that Councillor Judi Partridge was acclaimed and now represents the City of Hamilton on the Federation of Canadian Municipalities (FCM) Board of Directors.

Recommendation: Be received.

5.7 Correspondence respecting the Selection & Hiring Committee for the next City Manager:

5.7.a Jay Edington

5.7.b Lindsay Forsey

5.7.c Rosa Zetler

5.7.d Frances Murray

5.7.e Jamie Stuckless

5.7.f Anna D'Angela

5.7.g Shahzi Bokhari

5.7.h Ryan Strang

- 5.7.i Arig al Shaibah, McMaster University
  
- 5.8 Correspondence from the Honourable Steve Clark, Minister of Municipal Affairs and Housing respecting a consultation on the long-standing issues surrounding joint and several liability.  
  
Recommendation: Be received.
  
- 5.9 Correspondence from Carly Bedford respecting the Friends of the Aviary plea for support.  
  
Recommendation: Be received and referred to the consideration of Item 2 of the Public Works Committee Report 19-002.
  
- 5.10 Correspondence from Pierre Ranger, Chairman, Let's Remember Adam - STOP FOR THE SCHOOL BUS requesting the City of Hamilton's assistance to put an end to stop-arm violations in order to make travel to and from school safer for children in Hamilton.
  - 5.10.a Alice Weatherbee
  - 5.10.b Sarah Lawson
  - 5.10.c Christine Ballantyne
  - 5.10.d S. Knight
  - 5.10.e Krista London-Verticchio
  - 5.10.f Tiffany Fisher
  - 5.10.g Teresa Sanges
  - 5.10.h Wafa Sallam
  - 5.10.i Vanessa Di Salvo
  - 5.10.j Lisa Hilts
  - 5.10.k Maria Simoes
  - 5.10.l Kim Leclercq
  - 5.10.m Kim Leclercq
  - 5.10.n Barb Wallace

- 5.10.o Neil Felder
  - 5.10.p Phil Johnson
  - 5.10.q Kyle Cook
  - 5.10.r Kersti Kerstenbeck
  - 5.10.s James Graham
  - 5.10.t Christine Moritz
  - 5.10.u Carrri Stonehouse
  - 5.10.v Renee Michelle Miller
  - 5.10.w Joan Hassey
- 5.11 Correspondence from Julie Densham, Autism Ontario respecting the launch of their provincial wide 6th annual Raise the Flag campaign that will take place on April 2, 2019.
- Recommendation: Be received.

## **6. COMMITTEE REPORTS**

- 6.1 Selection Committee Report 19-001 - January 22, 2019
- 6.2 Selection Committee Report 19-002 - February 1, 2019
- 6.3 City Manager Recruitment Steering Committee Report 19-001 - February 1, 2019
- 6.4 Public Works Committee Report 19-002 - February 4, 2019
- 6.5 Planning Committee Report 19-002 - February 5, 2019
- 6.6 General Issues Committee Report 19-003 - February 6, 2019
- 6.7 Audit, Finance & Administration Committee Report 19-002 - February 7, 2019

## **7. MOTIONS**

- 7.1 Establishment of a New Steering Committee for the Recruitment of the City Manager
- 7.2 Sub-Committee Terms of Reference Amendment

- 7.3 Amendment to Item 7.3 - Council Meeting 18-017 of September 12, 2018, respecting Hamilton-Wentworth District School Board Property at 4 Vickers Road, Hamilton (PED18208)
- 7.4 Government's Policy Regarding Any Cost Escalation Above the Committed \$1 Billion for the Hamilton LRT
- 7.5 Amendment to Item 8 of the General Issues Committee Report 18-014, respecting Report PED16253(b) - 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program
- 7.6 Resignation from the Capital Projects Work-in-Progress Sub-Committee
- 7.7 Resolving Outstanding Levy Apportionment Matters with the Conservation Authorities
- 7.8 Resignation from the Selection Committee - WITHDRAWN
- 7.9 Policy or Protocol to Guarantee the Sharing of Consultants' Reports with Council when there are Risks to Human Health and Safety
- 7.10 Protocol or Policy Setting Out Clear Guidelines, Expectations, Responsibilities and Obligations for City Staff When Responding to the Inquiries from the City's Auditor General

## **8. NOTICES OF MOTIONS**

## **9. STATEMENTS BY MEMBERS**

## **10. PRIVATE AND CONFIDENTIAL**

- 10.1 Closed Session Minutes - January 23, 2019 (distributed under separate cover)  

Pursuant to Section 8.1, Sub-sections (e) and (f) of the City's Procedural By-law 18-270; 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.
- 10.2 Appointments to the Niagara Peninsula Conservation Authority (distributed under separate cover)  

Pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 18-270, and Section 239(2), Sub-section (b) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City employees

- 10.3 Hamilton Anti-Racism Resource Centre Update (HUR18010(b) / LS19008(a)) (City Wide) (distributed under separate cover)
- Pursuant to Section 8.1, Sub-sections (b), (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (b), (f) and (k) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to personal matters about an identifiable individual(s), including City employees; advice that is subject to solicitor/client privileges, including communications necessary for that purpose; and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.
- 10.4 35 Market Street, Dundas (LS19009) (to be distributed under separate cover)
- Pursuant to Section 8.1, Sub-sections (e) and (f) of the City's Procedural By-law 18-270; 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.
- 10.5 Roads Infrastructure Litigation and Review Assessment Follow Up (LS19010(a)) (City Wide) (distributed under separate cover)
- Pursuant to Section 8.1, Sub-sections (b), (e) and (f) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (b), (e) and (f) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City employees; 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.

## 11. BY-LAWS AND CONFIRMING BY-LAW

### 11.1 021

To Amend By-law No. 01-215, Being a By-law to Regulate Traffic

Schedule 2 (Speed Limits)

Ward: City Wide

11.2 022

Respecting Removal of Part Lot Control, Blocks 116, 117 (closed by By-law No. 18-023), and 118 and Part of Block 119 and all of Moonlight Court (closed by By-law No. 18-002) on Registered Plan No. 62M-1172 and Blocks 33, 34, 35, 37 and 41 and part of Blocks 36, 39 and 40 and all of Bowridge Court (closed by By-law No. 18-003) on Registered Plan No. 62M-1208, Municipally known as 64, 68, 88, 92, 94 and 96 Bellroyal Crescent, Stoney Creek

PLC-19-002

Ward: 9

11.3 023

To Establish City of Hamilton Land Described as Block 60 on Plan 62M-1105 as part of Tanglewood Drive

Ward: 11

11.4 024

To Authorize the Signing of an Agreement between the City of Hamilton and the Ministry of Transportation Related to Funding Provided Under the Dedicated Gas Tax Funds for Public Transportation Program

Ward: City Wide

11.5 025

To Amend Zoning By-law No. 05-200 Respecting Lands Located at 21 Mill Street North (Flamborough)

ZAR-18-011

Ward: 15

11.6 026

To Amend Site Plan Control By-law No. 15-176, as amended by By-law No. 18-104, Respecting Lands Located in Certain Residential Areas of Ancaster ("ER" Zoned Lands)

Ward: 12

11.7 027

To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking

Schedule 2 (Through Highways)

Schedule 6 (Time Limit Parking)

Schedule 8 (No Parking Zones)

Schedule 10 (Alternate Side Parking Zones – April-November)

Schedule 12 (Permit Parking Zones)

Schedule 13 (No Stopping Zones)

Schedule 14 (Wheelchair Loading Zones)

Schedule 15 (Commercial Vehicle Loading Zones)

Ward: 1, 2, 3, 4, 5, 7, 8, 9, 12, 13, 15

11.8 028

To Amend Zoning By-law No. 3692-92 (Stoney Creek) Respecting Lands Located at 222 First Road West

ZAC-18-030

Ward: 9

11.9 029

To Confirm the Proceedings of City Council

## 12. ADJOURNMENT





## **CITY COUNCIL MINUTES 19-002**

5:00 p.m.

Wednesday, January 23, 2019

Council Chamber

Hamilton City Hall

71 Main Street West

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**Present:** Mayor F. Eisenberger  
Councillors J. Farr, M. Wilson, N. Nann, S. Merulla (Deputy Mayor),  
C. Collins, T. Jackson, E. Pauls, J.P. Danko, B. Clark, M. Pearson,  
B. Johnson, L. Ferguson, A. VanderBeek, T. Whitehead and  
J. Partridge

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.

The Mayor called upon Pastor Richard Palmer of Access Community Church, to provide the invocation.

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| <b>APPROVAL OF THE AGENDA</b> |
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The Clerk advised of the following changes to the agenda:

**1. COMMUNICATIONS (Item 5)**

5.19 Correspondence respecting the Application for Amendment to the City of Stoney Creek Zoning By-law No. 3692-92 for Lands Located at 560 Grays Road (Hamilton and Stoney Creek) (PED19001):

- (a) Adrienne Jarrell
- (b) Michelle Blanchette & Garth Baker
- (c) Richard Cameron
- (d) Lakewood Beach Community Council
- (e) Selena Visser & David Stumbo
- (f) Leslie Born & Walter Schaible

Recommendation: Be received and referred to the consideration of Item 9 of Planning Committee Report 19-001.

5.20 Correspondence from Chantal Mancini respecting the hiring process for the City Manager.

Recommendation: Be received and referred to the consideration of Item 7.1

**2. COMMITTEE REPORTS (Item 6)**

6.7 General Issues Committee Capital Budget Report 18-021.

**3. MOTIONS (Item 7)**

7.2 Annual Reports on Discharges to Natural Environment from Dundas and Woodward Sewerage Treatment Plants or CSO and Protocol for Immediate Notification to Council - WITHDRAWN

**4. NOTICES OF MOTION (Item 8)**

8.1 Resignation from the Capital Projects Work-in-Progress Sub-Committee

**5. PRIVATE AND CONFIDENTIAL (Item 10)**

10.2 Potential Litigation Update (LS19007)

**(Pearson/VanderBeek)**

That the agenda for the January 23, 2019 meeting of Council be approved, as amended.

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

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| <b>DECLARATIONS OF INTEREST</b> |
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Councillor Ferguson declared an interest to Item 7.4 of Planning Committee Report 19-001 as it relates to the Taxi Cab system, and his family is involved with a taxi business.

Councillor Pearson declared an interest to Item 4 of Healthy & Safe Communities Committee Report 19-001 as it relates to Landlord and Tenant Board Decisions, as she is a landlord.

Councillor VanderBeek declared an interest to Item 4 of Healthy & Safe Communities Committee Report 19-001 as it relates to Landlord and Tenant Board Decisions, as she is a landlord.

Councillor Merulla declared an interest to Item 4 of Healthy & Safe Communities Committee Report 19-001 as it relates to Landlord and Tenant Board Decisions, as he is a landlord.

Councillor Johnson declared an interest to Item 4 of Healthy & Safe Communities Committee Report 19-001 as it relates to Landlord and Tenant Board Decisions, as she is a landlord.

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| <b>APPROVAL OF MINUTES OF PREVIOUS MEETING</b> |
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**4.1 December 19, 2018**

**(Partridge/Johnson)**

That the Minutes of the December 19, 2018 meeting of Council be approved, as presented.

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**4.2 January 14, 2019**

**(Ferguson/Pearson)**

That the Minutes of the January 14, 2019 meeting of Council be approved, as presented.

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla

YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

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| <b>COMMUNICATIONS</b> |
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**(Partridge/VanderBeek)**

5.2 Correspondence from Association of Municipalities Ontario (AMO) respecting 2018-2020 AMO Board of Directors Vacancies.

Recommendation: ~~Be received.~~ ***That Councillor T. Whitehead be nominated to the Association of Municipalities Ontario (AMO) Board of Directors.***

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Ferguson/Jackson)**

That Communication Items 5.12 and 5.17 (below), be ***referred to the next Audit, Finance and Administrations Committee meeting for consideration.***

5.12 Correspondence from the Federation of Canadian Municipalities (FCM) respecting the 2019-2020 Membership Invoice - Advocacy Fund Contribution along with Appendix A that provides background information on the Advocacy Fund.

- 5.17 Correspondence from Mark Strongman, Tournament Champion, 2019 Little League Championship being held in Ancaster in Summer of 2019 requesting a grant of \$50,0000 to assist in their financial responsibilities.

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Farr/Nann)**

- 5.16 Correspondence from Interval House of Hamilton's MentorAction respecting the Be More Than a Bystander Program.

Recommendation: ~~Be received.~~ ***That staff be directed to assist the Be More Than a Bystander Program by promoting it through the City's social media and website.***

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Merulla/Collins)**

That Council Communications 5.1, 5.3 to 5.11, 5.13 to 5.15 and 5.18 to 5.20 be approved, as presented, as follows:

- 5.1 Correspondence from the Hamilton Conservation Authority respecting the Municipal Levy Apportionments, 2019.
- Recommendation: Be received and referred to the General Manager of Finance & Corporate Services for appropriate action.
- 5.3 Correspondence from Alison Evans, Interim President, Hotel Association of Canada respecting Developing a Modern Approach to Short-Term Rentals in a Digital Economy.
- Recommendation: Be received.
- 5.4 Correspondence respecting the calling of a Special Meeting of the Niagara Peninsula Conservation Authority Board of Directors on January 7, 2019.
- Recommendation: Be received.
- 5.5 Correspondence respecting Councillor Ferguson's acclamation as a member of the 2019 - 2023 ROMA Board for Zone 3.
- Recommendation: Be received.
- 5.6 Correspondence from the Town of Georgina requesting support for their resolution requesting that the Ontario Government abandon or withdraw Schedule 10 or Bill 66 immediately.
- Recommendation: Be received.
- 5.7 Correspondence from Mayor Ted Comiskey, Town of Ingersoll respecting an Update from the Demand the Right Coalition.
- Recommendation: Be received.
- 5.8 Correspondence from Mrs. Beverly Dworzak respecting the state of the Municipal Voters' List for the 2018 Municipal Election.
- Recommendation: Be received and referred to the future General Issues Committee meeting where MPAC will be making a presentation.
- 5.9 Correspondence from Township of Mattice - Val Cote to the Ministry of Municipal Affairs and Housing requesting that the Ministry amend paragraph 4 of the Declaration of Office.
- Recommendation: Be received.

- 5.10 Correspondence from the Town of Whitchurch-Stouffville requesting support for their resolution respecting Employment Growth along Highway 404.

Recommendation: Be received.

- 5.11 Correspondence from Haldimand County respecting the County's appointments to the Niagara Peninsula Conservation Authority.

Recommendation: Be received.

- 5.13 Correspondence from the Honourable Steve Clark, Minister of Municipal Affairs and Housing requesting that the City of Hamilton provide feedback by February 28, 2019 respecting the Proposed Amendment to the Growth Plan for the Greater Golden Horseshoe.

Recommendation: Be received and referred to the General Manager of Planning and Economic Development for appropriate action.

- 5.14 Correspondence from Councillor Jason Farr respecting his resignation from the Waste Management Advisory Committee due to scheduling conflicts.

Recommendation: Be received.

- 5.15 Correspondence from Municipal Property Assessment Corporation respecting the 2018 Year-End Assessment Report - Supporting Municipal Council.

Recommendation: Be received and referred to the General Manager of Finance and Corporate Services for appropriate action.

- 5.18 Correspondence from Carmen's Group and Spectra Venue Management respecting their decision to negotiate multi-year extensions to our current management agreements.

Recommendation: Be received and referred to the consideration of Item 7.7

- 5.19 Correspondence respecting the Application for Amendment to the City of Stoney Creek Zoning By-law No. 3692-92 for Lands Located at 560 Grays Road (Hamilton and Stoney Creek) (PED19001):

- (a) Adrienne Jarrell
- (b) Michelle Blanchette & Garth Baker
- (c) Richard Cameron
- (d) Lakewood Beach Community Council
- (e) Selena Visser & David Stumbo
- (f) Leslie Born & Walter Schaible

Recommendation: Be received and referred to the consideration of Item 9 of Planning Committee Report 19-001.

- 5.20 Correspondence from Chantal Mancini respecting the hiring process for the City Manager.

Recommendation: Be received and referred to the consideration of Item 7.1

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**(Farr/Nann)**

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

**CARRIED**

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| <b>PUBLIC WORKS COMMITTEE REPORT 19-001</b> |
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1. **Amendment to Item 1 of the Public Works Committee Report 19-001 respecting Tiger Tails at the Intersection of Balmoral Ave. S. and Justine Ave., Hamilton (Item 8.1)**

**(Nann/Jackson)**

That Item 1 of the Public Works Committee Report 19-001, be deleted in its entirety and replaced with the following in lieu thereof:

1. **Tiger Tails at the Intersection of Balmoral Ave. S. and Justine Ave., Hamilton (Item 8.1)**

~~That staff be directed to remove the tiger tails from the stop signs at the intersection of Balmoral Ave. S. and Justine Ave., Hamilton.~~

***That staff be directed to remove the existing red and orange tiger tails from the stop signs at the intersection of Balmoral Ave. S. and Justine Ave., Hamilton and replace them with red and white tiger tails.***



**Result: Amendment CARRIED by a vote of 13 to 3, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
NO - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
NO - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
NO - Councillor Brad Clark

**Result: Main Motion, As Amended, CARRIED by a vote of 13 to 3, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
NO - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
NO - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
NO - Councillor Brad Clark

**2. Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 256 Mary Street, 250-252 Mary Street and 130 Barton Street East, Hamilton (PW11012a) (Ward 2) (Item 8.2)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson

YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**3. Proposed Permanent Closure and Sale of a Portion of York Road being 501 York Road, Dundas, ON (PW19004) (Ward 13) (Item 8.3)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**4. Bill 65 - Automated Speed Enforcement (PW19002) (City Wide) (Outstanding Business List Item) (Item 10.1)**

**Result: Motion CARRIED by a vote of 15 to 1, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek

NO - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**5. Standardization for the Provision of Support, Maintenance, Repair and Parts to Original Equipment Manufacturer (OEM) or Licensed Distributors (PW19003) (City Wide) (Item 10.2)**

**Result: Motion CARRIED by a vote of 15 to 1, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
NO - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**6. Water Drinking Fountain for Kenilworth Stairs (Item 11.1)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**7. Cannabis Packaging Recycling and Waste Control (Item 11.2)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**8. Installation of Winter Plant Material in the Concrete Planters on the West Side of James St. S., Hamilton within Ward 2 (Item 11.3)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**(Ferguson/Johnson)**

That the FIRST Report of the Public Works Committee be adopted, **as amended**, and the information section received.

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

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| <b>BOARD OF HEALTH REPORT 19-001</b> |
|--------------------------------------|

**1. Alcohol Drug and Gambling Services – Community Mental Health Promotion Program Budget 2019-2020 (BOH19001) (City Wide) (Item 7.1)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**2. Food Advisory Committee 2019 Budget Request and Annual Report (BOH19004) (City Wide) (Item 9.1)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr

YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**4. Feasibility of Amending City of Hamilton By-law 11-080 Prohibiting Smoking Within City Parks and Recreation Property to Incorporate a Prohibition on Recreational and Medicinal Cannabis Smoking and Vaping Within City-owned Parks and Recreation Properties (Added Item 11.1)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Eisenberger/Jackson)**

That the FIRST Report of the Board of Health be adopted, as presented, and the information section received.

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins

YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

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|---|
| <b>PLANNING COMMITTEE REPORT 19-001</b> |
|---|

**1. Early Release of PED19027 respecting Bill 66 – Restoring Ontario’s Competitiveness Act, 2018 (Schedule 10) (Added Item 11.1)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**3. Housekeeping Amendments to the City of Hamilton Property Standards By-law 10-221 and Yard Maintenance By-law 10-118 (PED19011) (City Wide) (Item 7.3)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger

YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**5. To Amend Zoning By-law No. 05-200 to Correct Typographical Errors for Lands Located at 19 Highland Road East, Stoney Creek (PED18169(a)) (Ward 9) (Item 7.5)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**6. Application to Amend the City of Hamilton Zoning By-law No. 6593 for Lands Located at 865 West 5<sup>th</sup> Street, Hamilton (PED19002) (Ward 8) (Item 8.1)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson



YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

7. **Application to Amend the City of Hamilton Zoning By-law No. 05-200 for Lands Located at 119 Highway No. 5 West, Flamborough (PED19003) (Ward 15) (Item 8.2)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

8. **Application for an Amendment to the City of Stoney Creek Zoning By-law No. 3692-92, for Lands Located at 90 Creanona Boulevard (Stoney Creek) (PED19024) (Ward 10) (Item 8.3)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

9. **Application for Amendment to the City of Stoney Creek Zoning By-law No. 3692-92 for Lands Located at 560 Grays Road (Hamilton and Stoney Creek) (PED19001) (Ward 10) (Item 8.4)**

**Result: Motion CARRIED by a vote of 14 to 2, as follows:**

NO - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
NO - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

10. **Appeal to LPAT (formerly OMB) for 609 and 615 Hamilton St. N., 3 Nisbet Blvd., 129-137 Truedell Circle (Town Centre) (PL171331) – OPA (UHOPA-17-03), ZBA (ZAC-17-013) and Plan of Subdivision (25T-201702) (LS19005) (Ward 15) (Item 14.1)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Pearson/Clark)**

That the FIRST Report of the Planning Committee be adopted, as presented, and the information section received.

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

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| <b>GENERAL ISSUES COMMITTEE REPORT 19-001</b> |
|---|

**2. Business Improvement Area Advisory Committee Report 18-010, December 11, 2018 (Item 7.2)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**3. Downtown Hamilton Business Improvement Area (BIA) Board of Management for 2019 through 2022 (PED19007) (Ward 2) (Item 7.3)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**4. Stoney Creek Business Improvement Area (BIA) Board of Management for 2019 through 2022 (PED19013) (Ward 5) (Item 7.4)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**5. Concession Street Business Improvement Area (BIA) Board of Management for 2019 through 2022 (PED19012) (Ward 7) (Item 7.5)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**6. Ancaster Village Business Improvement Area (BIA) Board of Management for 2019 through 2022 (PED19010) (Ward 12) (Item 7.6)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**7. Waterdown Village Business Improvement Area (BIA) Board of Management for 2019 through 2022 (PED19019) (Ward 15) (Item 7.7)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**12. Downtown Hamilton Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2019 (PED19005) (Ward 2) (Item 10.2)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**13. Stoney Creek Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2019 through 2022 (PED19014) (Ward 5) (Item 10.3)**

**(Collins/Whitehead)**

That sub-section (b) of Report PED19014 be amended by deleting "Concession Street" and replacing it with "Stoney Creek", to read as follows:

- (b) That the levy portion of the Operating Budget for the **Stoney Creek** Business Improvement Area in the amount of \$42,500 be approved:

**Result: Amendment, CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**Result: Main Motion, As Amended, CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**14. Concession Street Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2019 (PED19009) (Ward 7) (Item 10.4)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann

YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**15. Ancaster Village Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2019 (PED19006) (Ward 12) (Item 10.5)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**16. Waterdown Village Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2019 (PED19018) (Ward 15) (Item 10.6)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger



YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**17. Auchmar Estate (PED12193(d)) (Ward 8) (Item 10.7)**

**Amendment to Item 17 of the General Issues Committee Report 19-001, respecting Report PED12193(d) – Auchmar Estate**

**(Whitehead/Eisenberger)**

- (a) That Council re-affirm that the Auchmar Estate remain in City ownership; and,
- (b) That staff be directed to implement the ten-year plan, incorporate all stakeholders and any interested groups for opportunities in the development of the business plan.

**Result: Amendment CARRIED by a vote of 15 to 1, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
NO - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**Result: Main Motion, As Amended, CARRIED by a vote of 15 to 1, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger

YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
NO - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**18. Sports, Entertainment and Convention Venues Review (PED18168(a)) (City Wide) (Item 10.8)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**19. Transit Maintenance and Storage Facility – Policy 11 Design Fees (PW19006) (City Wide) (Item 10.9)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson

YES - Councillor Brad Clark

**20. Providing Free Museum Visits to Hamilton Public Library Card Holders (Item 11.1)**

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- NOT PRESENT – Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**21. Hosting Grey Cup – November 2020 or 2021 (PED18234(a)) (City Wide) (Item 14.2)**

**Amendment to Item 21 of the General Issues Committee Report 19-001 respecting Hosting Grey Cup – November 2020 or 2021 (PED18234(a)) (City Wide) (Item 14.2)**

**(Eisenberger/Jackson)**

That Item 21 (a) of the General Issues Committee Report 19-001, be deleted in its entirety and replaced with the following and the balance be renumbered accordingly:

**21. Hosting Grey Cup – November 2020 or 2021 (PED18234(a)) (City Wide) (Item 14.2)**

~~(a) That, should hosting of the Grey Cup be awarded to the Hamilton Tiger-Cats Football Club for 2020, staff be directed to coordinate with the Hamilton Tiger-Cats Football Club, all requirements for hosting the event including, but not be limited to, logistics and any agreements, contracts and necessary ancillary documents;~~

**(a) That City Council approve the commitments outlined in this motion to the approved upset limit as a measure of the City's strong support in being the Host City for the 108th Grey Cup game;**

**(b) That the motion be forwarded to the Hamilton Tiger-Cats to be used as part of their bid for the 108th Game;**

The amended Item 21 to read as follows:

WHEREAS the City of Hamilton is supporting the efforts of the Hamilton Tiger-Cats in their bid for the 108th Grey Cup game in 2020;

WHEREAS, should Hamilton be selected as the Host City for the 108th Grey Cup game, City event coordination resources such as Tourism and Culture Division and Energy, Fleet & Facilities Management Division would be working directly with the Canadian Football League (CFL) and the Hamilton Tiger-Cats Football Club to ensure a successful event;

WHEREAS, the City of Hamilton is supportive of providing the following Host City commitments to the Hamilton Tiger-Cats in support of the bid for the 108th Grey Cup game in 2020 as follows:

- In-kind support to the CFL for a range of City services that are required and essential for events of this magnitude, including paramedic and police services; road closures, traffic and parking control; HSR Shuttle Services; waste management; Permits (e.g. Building, Public Health, Noise Exemption, Parks, AGCO); venue and park rentals;
- Stadium Readiness costs including: temporary seating infrastructure North and East End of Tim Hortons Field; temporary tenting and fencing; portable washrooms and handwashing stations; and festival area infrastructure and equipment for game day; and

WHEREAS a motion of Council support for the City of Hamilton's commitments with respect to acting as the Host City for the 108th Grey Cup game would help the Hamilton Tiger-Cats in their bid for the 2020 game.

THEREFORE, BE IT RESOLVED:

- (a) That City Council approve the commitments outlined in this motion to the approved upset limit, that will be released publicly if the Hamilton Tiger-Cats are selected as the Host City of the 2020 Grey Cup game, as a measure of the City's strong support in being the Host City for the 108th Grey Cup game;**
- (b) That the motion be forwarded to the Hamilton Tiger-Cats to be used as part of their bid for the 108th Game;**
- (c) That, should hosting of the Grey Cup be awarded to the Hamilton Tiger-Cats Football Club for 2020, staff be directed to establish a cross-departmental logistics team to oversee logistical planning and coordination of the requirements for the delivery of the 2020 Grey Cup event;**
- (d) That the Mayor and City Clerk be authorized and directed to execute all required agreements, contracts and necessary ancillary documents, to give effect to City of Hamilton being the host City of the 2020 Grey Cup, should hosting of the Grey Cup be awarded to the Hamilton Tiger-Cats Football Club,**

with content acceptable to the Acting Director of Tourism and Culture, Planning and Economic Development Department, and the Director of Energy, Fleet and Facilities Management, Public Works Department, and in a form satisfactory to the City Solicitor; and

- (e) That Report PED18234(a), respecting Hosting of the Grey Cup – November 2020 or 2021, including recommendations (b), (c), (e) and (g), as listed in the report, as well as Appendix “A” remain confidential.

**Result: Amendment CARRIED by a vote of 15 to 1, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
NO - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**Result: Main Motion, As Amended, CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**22. Public Works Divisional Realignment (PW19007) (City Wide) (Item 14.3)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**23. Collective Bargaining Mandate (HUR19001) (City Wide) (Item 14.4)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**24. Acquisition of Industrial Land (PED18176(a)) (Item 14.5)**

**Result: Motion CARRIED by a vote of 14 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla

YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
NOT PRESENT – Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
NOT PRESENT – Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**25. Sports, Entertainment and Convention Venues Review (LS19002/FCS19002)  
(City Wide) (Item 14.7)**

**Result: Motion CARRIED by a vote of 14 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
NOT PRESENT – Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
NOT PRESENT – Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**26. Potential Regulatory Litigation (PW19008/LS19004) (City Wide) (Item 14.8)**

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
NOT PRESENT – Councillor Terry Whitehead

YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**27. Potential Development and Expansion Proposal at John C Munro Hamilton International Airport (HIA) (City Wide) (PED18200(a)) (Item 14.9)**

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
NOT PRESENT – Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Eisenberger/Partridge)**

That the FIRST Report of the General Issues Committee be adopted, ***as amended***, and the information section received.

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
NOT PRESENT – Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark



**AUDIT, FINANCE & ADMINISTRATION COMMITTEE REPORT 19-001**

**2. 2019 Interim Levy and Temporary Borrowing By-Laws (FCS19003) (City Wide) (Item 7.2)**

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- NOT PRESENT – Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**5. HMRP/HWRF Pension Administration Sub-Committee Report 18-001 (Item 10.2)**

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- YES - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- NOT PRESENT – Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**6. Commercial Relationship Between the City of Hamilton and Century Group Inc. (FCS18100 / LS18060) (City Wide) (City Wide) (Item 14.2)****(Collins/VanderBeek)**

That the recommendation (d) of Item 6 of Audit, Finance and Administration Committee Report 19-001 respecting the Commercial Relationship Between the City of Hamilton and Century Group Inc. (FCS18100 / LS18060) be deleted in its entirety and the following be inserted therein:

~~(d) That recommendations (a), (b) and (c) be released publicly following approval by Council;~~

**(a) *That due to the impairment of the commercial relationship between the City of Hamilton and Century Group Inc., an interim ban be imposed upon Century Group Inc. or any of its related corporate or individual entities from competing or being awarded any City Contract until and including December 19, 2019;***

**(b) *That in imposing an interim ban, staff be directed to reject any current and future bids, proposals or quotations received from Century Group Inc., or any of its related corporate or individual entities until and including December 19, 2019.***

**(c) *That the City of Hamilton not enter into any contract with Century Group Inc., or any of its related corporate or individual entities, until and including December 19, 2019;***

**Result: Amendment CARRIED by a vote of 15 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
NOT PRESENT – Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**Result: Main Motion, As Amended, CARRIED by a vote of 15 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
NOT PRESENT – Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**7. Impact of Bill 148 on Service Contracts (LS18009(c) / FCS18001(c)) (City Wide)  
(Item 14.2)**

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
NOT PRESENT – Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Collins/Jackson)**

That the FIRST Report of the Audit, Finance & Administration Committee be adopted, **as amended**, and the information section received.

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann

YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

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|---|
| <b>HEALTHY AND SAFE COMMUNITIES COMMITTEE REPORT 19-001</b> |
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- 1. Ambulance Act Implications of Bill 160 (The Strengthening Quality and Accountability for Patients Act) (HSC19003) (City Wide) (Outstanding Business List Item) (Item 7.1)**

**(Collins/Jackson)**

That the recommendation in Report HSC19003 be amended to read as follows:

That Report HSC19003, respecting Ambulance Act Implications of Bill 160 (The Strengthening Quality and Accountability for Patients Act), be received, ***and referred to the Government Relations Sub-Committee.***

**Result: Amendment CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**Result: Main Motion, As Amended, CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**2. Response to the Advisory Committee for Persons with Disabilities (ACPD) Inquiries on Housing Issues (HSC19001) (City Wide) (Outstanding Business List Item) (Item 10.1)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**3. Hamilton Housing Benefits (HSC19002) (City Wide) (Item 10.2)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla

YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**4. Landlord and Tenant Board Decisions (Item 11.1)**

**Result: Motion CARRIED by a vote of 13 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
CONFLICT - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
CONFLICT - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
CONFLICT - Councillor Maria Pearson  
YES - Councillor Brad Clark

**5. Renaming of the Healthy and Safe Communities Committee (Item 11.2)**

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek

YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**6. All Seasons Soccer Facility (Added Item 11.3)**

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Jackson/Nann)**

That the FIRST Report of the Healthy and Safe Communities Committee be adopted, **as amended**, and the information section received.

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Farr/Collins)**

That Section 5.7(2) of the City's Procedural By-law 18-270, which provides that a minimum of 48 hours shall pass before a Standing Committee Report is presented to Council, be waived in order to consider the General Issues Committee Capital Budget Report 18-021.

**Result: Motion CARRIED by a 2/3's majority vote of 15 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- NOT PRESENT - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

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| <b>GENERAL ISSUES COMMITTEE CAPITAL BUDGET REPORT 18-021</b> |
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**5. Capital Lifecycle Renewal – Hamilton Farmers' Market (HFM) (PW18090) (Ward 2) (Item 6.3)**

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

- YES - Councillor Maureen Wilson
- YES - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- YES - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- NOT PRESENT - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- YES - Councillor Arlene VanderBeek
- YES - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark



**6. 2019 Tax Supported Capital Budget (FCS18097) (City Wide) (Item 6.1)**

**Result: Motion CARRIED by a vote of 14 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
NOT PRESENT - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**8. Proceeds of the Sale of the Pier 8 Lands (Item 8.1)**

**Result: Motion CARRIED by a vote of 14 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
NOT PRESENT - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**9. Project 3541641602 – Ancaster Memorial Arts and Culture Centre (Item 8.3)**

**Result: Motion CARRIED by a vote of 14 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
NOT PRESENT - Councillor Sam Merulla

YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**10. Digital Information Strategy and Information Technology Infrastructure (Item 8.4)**

**Result: Motion CARRIED by a vote of 14 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
NOT PRESENT - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Eisenberger/Johnson)**

That the TWENTY-FIRST Report of the General Issues Committee Capital Budget be adopted, as presented, and the information section received.

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger

YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Farr/Wilson)**

That the Committee of the Whole Rise and Report.

**CARRIED**

|                |
|----------------|
| <b>MOTIONS</b> |
|----------------|

**7.1 Establishment of a New Steering Committee for the Recruitment of the City Manager**

Councillor Wilson postponed the consideration of the motion respecting Establishment of a New Steering Committee for the Recruitment of the City Manager to the next Council meeting.

**7.3 Annual Report on Watermain Breaks**

**(Clark/Jackson)**

That staff be directed to provide the Public Works Committee with an annual report on watermain breaks, the total number, cause and cost of each break, as well as the distance of water mains relined with total cost and overall report on sustainability.

**Result: Motion CARRIED by a vote of 15 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

#### 7.4 City of Hamilton Cannabis Policy Statement

**(Eisenberger/Merulla)**

WHEREAS, on January 14, 2019 Council permitted Cannabis Retail Stores to operate in the City of Hamilton, in accordance with the *Cannabis Licence Act*, 2018;

THEREFORE, IT BE RESOLVED:

- (a) That the Mayor submit the City of Hamilton Cannabis Policy Statement to the Province of Ontario along with a request that it be used to guide the Province in making decisions on the approval of locations of cannabis retail stores in the City of Hamilton, attached as Appendix "A";
- (b) That the Director of Licensing and By-law Services or their designate be delegated the authority, on behalf of the City, to provide written submissions upon request of the Registrar as to whether the issuance of a retail store authorization is in the public interest, having regard to the needs and wishes of the residents, and that the Director of Licensing and By-law Services be guided in the exercise of this authority by the City of Hamilton Cannabis Policy Statement;
- (c) That all current and future funding from the Ontario Cannabis Legalization Implementation Fund and surpluses received from Ontario's portion of the Federal Excise Tax, be deposited to a newly created balance sheet account to be used to offset costs associated with the legalization of recreational cannabis with the first phase of funding to be allocated to strengthen By-law enforcement and Public Health in accordance with the Council resolution of January 14, 2019; and
- (d) That staff report back during the 2019 Operating Budget process with what the operating and capital enforcement enhancements will be, for the 2 year transition period, to be funded through the Ontario Cannabis Legislation Implementation Fund and Federal Excise Tax.

**(Clark/Ferguson)**

That sub-section (c) of the Motion respecting City of Hamilton Cannabis Policy Statement be amended by deleting "with the first phase of funding to be allocated to strengthen By-law enforcement and Public Health in accordance with the Council resolution of January 14, 2019", to read as follows:

- (c) That all current and future funding from the Ontario Cannabis Legalization Implementation Fund and surpluses received from Ontario's portion of the Federal Excise Tax, be deposited to a newly created balance sheet account to be used to offset costs associated with the legalization of recreational cannabis; and

**Result: Amendment CARRIED by a vote of 12 to 2, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
NO - Councillor Sam Merulla  
NO - Councillor Chad Collins

YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
NOT PRESENT - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

The Main Motion, As Amended to read as follows:

WHEREAS, on January 14, 2019 Council permitted Cannabis Retail Stores to operate in the City of Hamilton, in accordance with the *Cannabis Licence Act, 2018*;

THEREFORE, IT BE RESOLVED:

- (a) That the Mayor submit the City of Hamilton Cannabis Policy Statement to the Province of Ontario along with a request that it be used to guide the Province in making decisions on the approval of locations of cannabis retail stores in the City of Hamilton, attached as Appendix "A";
- (b) That the Director of Licensing and By-law Services or their designate be delegated the authority, on behalf of the City, to provide written submissions upon request of the Registrar as to whether the issuance of a retail store authorization is in the public interest, having regard to the needs and wishes of the residents, and that the Director of Licensing and By-law Services be guided in the exercise of this authority by the City of Hamilton Cannabis Policy Statement;
- (c) That all current and future funding from the Ontario Cannabis Legalization Implementation Fund and surpluses received from Ontario's portion of the Federal Excise Tax, be deposited to a newly created balance sheet account to be used to offset costs associated with the legalization of recreational cannabis; and,
- (d) That staff report back during the 2019 Operating Budget process with what the operating and capital enforcement enhancements will be, for the 2 year transition period, to be funded through the Ontario Cannabis Legislation Implementation Fund and Federal Excise Tax.

**Result: Main Motion, As Amended, CARRIED by a vote of 14 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins

YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
NOT PRESENT - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

#### **7.5 Concession Street Business Improvement Area Membership**

**(Danko/Jackson)**

WHEREAS, the Concession Street Business Improvement Area is primarily in Ward 7;

THEREFORE BE IT RESOLVED:

That Councillor Jackson be removed from the membership of the Concession Street Business Improvement Area.

**Result: Motion CARRIED by a vote of 14 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
NOT PRESENT - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

#### **7.6 Timely Notice of Any Discharges of Untreated or Partially Treated Sewerage into Hamilton Harbour from Local Municipal Sewerage Treatment Plants**

**(Clark/Farr)**

WHEREAS, the 2016 total Wastewater Treatment Plant bypass numbers for Hamilton were: 10 incidents, 49.28 hours of partially treated sewerage were dumped into Hamilton Harbour with the longest incident being 12.63 hours with the total litres discharged being 432,500,000 litres = 173 Olympic size swimming pools;

WHEREAS, the 2017 total Wastewater Treatment Plant bypass numbers for Hamilton were: 20 incidents, 212.12 hours of partially treated sewerage were dumped into Hamilton Harbour with the longest incident being 53.18 hours with the total litres discharged being 2,746,890,000 litres = 1,099 Olympic size swimming pools; and,

WHEREAS, the 2018 total Wastewater Treatment Plant bypass numbers for Hamilton were: 17 incidents, 159.72 hours of partially treated sewerage were dumped into Hamilton Harbour with the longest incident being 35.00 hours with the total litres discharged being 1,868,079,000 litres = 747 Olympic size swimming pools;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to provide the Public Works Committee with an annual report on discharges to natural environment from Dundas Sewerage Treatment Plant and Woodward Sewerage Treatment Plant with the reasons, costs of any clean-up;
- (b) That staff be directed to develop a public notice protocol for 2019 whereby the City Council and public shall be notified within 24 hours of any discharge of untreated or partially treated sewage into Hamilton Harbour;
- (c) That staff be directed to migrate to a public notice protocol for 2020 whereby the City Council shall be notified within 2 hours of any discharge of untreated or partially treated sewage into Hamilton Harbour; and,
- (d) That staff directed to migrate to a public notice protocol for 2020 whereby the public shall be notified within 4 hours of any discharge of untreated or partially treated sewage into Hamilton Harbour; and,

**(Ferguson/Whitehead)**

That the following be added as sub-section (e):

- (e) ***That the General Manager of Public Works report back to the Public Works Committee on any costs or implementation issues the department may encounter with the directions in sub-section (a), (b), (c) and (d).***

**Result: Amendment CARRIED by a vote of 13 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
NOT PRESENT - Councillor Judi Partridge  
YES - Councillor Terry Whitehead

NOT PRESENT - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**Result: Main Motion, As Amended, CARRIED by a vote of 13 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
NOT PRESENT - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
NOT PRESENT - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**7.7 Amendment to Item 4 of the General Issues Committee Report 18-015, respecting Report CM18013 – Downtown Entertainment Assets Operating Agreements**

**(Eisenberger/Whitehead)**

That Item 4 of the General Issues Committee Report 18-015, respecting Report CM18013 – Downtown Entertainment Assets Operating Agreements, which was approved, as amended, by Council at its meeting of July 13, 2018; and, approved, as further amended by Council at its meeting of September 26, 2018, be amended by deleting sub-sections (e) through (j) and replacing them with new sub-sections (e) and (f) to read as follows:

**4. Downtown Entertainment Assets Operating Agreements (CM18013) (City Wide) (Item 7.3(b))**

- (a) That a 6-month extension of the existing Management Agreement between the City of Hamilton and Global Spectrum Facility Management, L.P. (Global Spectrum), which is set to expire on December 31, 2018, be approved;
- (b) That a 6-month extension of the existing Facility Operating Agreement between the City of Hamilton, the Hospitality Centre Corporation and Mercanti Banquet & Convention Centre Ltd. (Carmen's Group), which is set to expire on December 31, 2018, be approved;



- (c) That the Mayor and the City Clerk be authorized and directed to execute any documents required to give effect to a 6-month extension to the Management Agreement between the City of Hamilton and Global Spectrum Facility Management, L.P. (Global Spectrum);
- (d) That the Mayor and the City Clerk be authorized and directed to execute any documents required to give effect to a 6-month extension to the Facility Operating Agreement between the City of Hamilton, the Hospitality Centre Corporation and Mercanti Banquet & Convention Centre Ltd. (Carmen's Group);
- ~~(e) That staff be directed to invite Global Spectrum to submit two proposal(s):
  - ~~(i) A 5-year extension of the existing Management Agreement between the City of Hamilton and Global Spectrum Facility Management, L.P.; and,~~
  - ~~(ii) A second proposal which also includes the scope of work outlined in the Facility Operating Agreement between the City of Hamilton, the Hospitality Centre Corporation and Mercanti Banquet & Convention Centre Ltd. (Carmen's Group);~~~~
- ~~(f) That staff be directed to invite Carmen's Group to submit two proposals:
  - ~~(i) A 5-year extension of the existing Facility Operating Agreement between the City of Hamilton, the Hospitality Centre Corporation and Mercanti Banquet & Convention Centre Ltd.; and,~~
  - ~~(ii) A second proposal which also includes the scope of work outlined the Management Agreement between the City of Hamilton and Global Spectrum Facility Management, L.P. (Global Spectrum);~~~~
- ~~(g) That staff be directed to evaluate any proposal(s) the City receives using the criteria and methodology used by KPMG during the HECFI review and outlined in Appendix "A" and report back to General Issues Committee with a staff recommendation on how best to proceed with the management of these entertainment assets;~~
- ~~(h) That a contribution to an upset limit of \$100,000 from the Tax Stabilization Reserve (#110046) be used to fund an independent third-party review of the staff recommendation;~~
- ~~(i) That the City Procurement Policy be followed to the extent the Procurement Section and the Legal Services Division determine the Policy to be applicable in order to maintain a fair process related to the management of the Downtown Entertainment Assets; and,~~

- ~~(j) That the City Procurement Policy be waived for the sole purpose of permitting only Global Spectrum and Carmen's Group to participate in the process related to the management of the Downtown Entertainment Assets.~~
- (e) ***That staff be directed to negotiate a 5-year extension of the existing Management Agreement between the City of Hamilton and Global Spectrum Facility Management, L.P. and report back to the General Issues Committee; and,***
- (f) ***That staff be directed to negotiate a 5-year extension of the existing Facility Operating Agreement between the City of Hamilton, the Hospitality Centre Corporation and Mercanti Banquet & Convention Centre Ltd. And report back to the General Issues Committee.***

**Result: Motion CARRIED by a vote of 13 to 0, as follows:**

YES - Councillor Maureen Wilson  
 YES - Councillor Jason Farr  
 YES - Councillor Nrinder Nann  
 YES - Councillor Sam Merulla  
 YES - Councillor Chad Collins  
 YES - Councillor Tom Jackson  
 NOT PRESENT - Councillor Esther Pauls  
 YES - Councillor John-Paul Danko  
 YES - Mayor Fred Eisenberger  
 NOT PRESENT - Councillor Judi Partridge  
 YES - Councillor Terry Whitehead  
 NOT PRESENT - Councillor Arlene VanderBeek  
 YES - Councillor Lloyd Ferguson  
 YES - Councillor Brenda Johnson  
 YES - Councillor Maria Pearson  
 YES - Councillor Brad Clark

## **7.8 Interim Representative on aLPHa**

### **(Ferguson/VanderBeek)**

That Councillor Terry Whitehead be appointed the City of Hamilton's Interim Representative on the Association of Local Public Health Agencies (aLPHa).

**Result: Motion CARRIED by a vote of 16 to 0, as follows:**

YES - Councillor Maureen Wilson  
 YES - Councillor Jason Farr  
 YES - Councillor Nrinder Nann  
 YES - Councillor Sam Merulla  
 YES - Councillor Chad Collins  
 YES - Councillor Tom Jackson

YES - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
YES - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**7.9 Resignation from the Capital Projects Work-in-Progress Sub-Committee**

**(Collins/Merulla)**

That the resignation from Councillor C. Collins, from the Capital Projects Work-in-Progress Sub-Committee, be received.

**CARRIED**

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| <b>NOTICES OF MOTION</b> |
|--------------------------|

**8.1 Resignation from the Capital Projects Work-in-Progress Sub-Committee**

**(Collins/Merulla)**

That the Rules of Order be waived to allow for the introduction of a motion respecting Resignation from the Capital Projects Work-in-Progress Sub-committee.

**Result: Motion CARRIED by a 2/3's majority vote of 13 to 0, as follows:**

YES - Councillor Maureen Wilson  
YES - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
YES - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
NOT PRESENT - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
NOT PRESENT - Councillor Arlene VanderBeek  
YES - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

For disposition of this matter, refer to Item 7.9.

## STATEMENTS BY MEMBERS

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

## PRIVATE &amp; CONFIDENTIAL

**10.1 Closed Session Minutes – December 19, 2018****(Pearson/Clark)**

That the Closed Session Minutes dated December 19, 2018 be approved, as presented, and remain confidential.

**Result: Motion CARRIED by a vote of 10 to 0, as follows:**

YES - Councillor Maureen Wilson  
 YES - Councillor Jason Farr  
 YES - Councillor Nrinder Nann  
 NOT PRESENT - Councillor Sam Merulla  
 YES - Councillor Chad Collins  
 YES - Councillor Tom Jackson  
 NOT PRESENT - Councillor Esther Pauls  
 YES - Councillor John-Paul Danko  
 YES - Mayor Fred Eisenberger  
 NOT PRESENT - Councillor Judi Partridge  
 NOT PRESENT - Councillor Terry Whitehead  
 NOT PRESENT - Councillor Arlene VanderBeek  
 NOT PRESENT - Councillor Lloyd Ferguson  
 YES - Councillor Brenda Johnson  
 YES - Councillor Maria Pearson  
 YES - Councillor Brad Clark

**(Farr/Wilson)**

That Council move into Closed Session to discuss Potential Litigation Update (LS19007), pursuant to Section 8.1, Sub-sections (e) and (f) of the City's Procedural By-law 18-270; 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.

**Result: Motion CARRIED by a vote of 9 to 0, as follows:**

YES - Councillor Maureen Wilson  
 YES - Councillor Jason Farr  
 YES - Councillor Nrinder Nann  
 NOT PRESENT - Councillor Sam Merulla  
 YES - Councillor Chad Collins  
 NOT PRESENT - Councillor Tom Jackson  
 NOT PRESENT - Councillor Esther Pauls  
 YES - Councillor John-Paul Danko

- YES - Mayor Fred Eisenberger
- NOT PRESENT - Councillor Judi Partridge
- NOT PRESENT - Councillor Terry Whitehead
- NOT PRESENT - Councillor Arlene VanderBeek
- NOT PRESENT - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**10.2 Potential Litigation Update (LS1900) (City Wide)**

**(Whitehead/Danko)**

- (a) That Report LS19007 respecting Potential Litigation Update, be received.
- (b) The Report LS19007 respecting Potential Litigation Update remain confidential.

**Result: Motion CARRIED by a vote of 10 to 0, as follows:**

- YES - Councillor Maureen Wilson
- NOT PRESENT - Councillor Jason Farr
- YES - Councillor Nrinder Nann
- NOT PRESENT - Councillor Sam Merulla
- YES - Councillor Chad Collins
- YES - Councillor Tom Jackson
- NOT PRESENT - Councillor Esther Pauls
- YES - Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- NOT PRESENT - Councillor Judi Partridge
- YES - Councillor Terry Whitehead
- NOT PRESENT - Councillor Arlene VanderBeek
- NOT PRESENT - Councillor Lloyd Ferguson
- YES - Councillor Brenda Johnson
- YES - Councillor Maria Pearson
- YES - Councillor Brad Clark

**BY-LAWS**

**(Johnson/Pearson)**

That Bills No. 19-002 to No. 19-020, be passed and that the Corporate Seal be affixed thereto, and that the By-laws, be numbered, be signed by the Mayor and the City Clerk to read as follows:

**By-law No.**

- 19-002**      Respecting Removal of Part Lot Control, Part of Lots 2 to 28, 32 to 43, 45 to 49, 53 to 58, 61 to 66, 68, 69, 72 to 82 and 86 to 88, Registered Plan No. 62M-1249  
Ward: 11  
PLC-18-030

- 19-003**      Respecting Removal of Part Lot Control, Block 160, Registered Plan No. 62M-1251, Municipally known as 65, 67, 69, 71, 73, 75, 77, 79, 81, 83, 85, 87, 89, 91, 93, 95, 97, 99, 101, 103 and 105 Bethune Avenue, Glanbrook  
Ward: 9  
PLC-19-001
- 19-004**      Respecting Removal of Part Lot Control, Block 161, Registered Plan No. 62M-1251, Municipally known as 62, 64, 66, 68, 70, 72, 74, 76, 78, 80, 82, 84, 86, 88, 90, 92, 94, 96, 98, 100 and 102 Cittadella Boulevard, Glanbrook  
Ward: 9  
PLC-19-001
- 19-005**      Respecting Removal of Part Lot Control, Block 221 to 224, Registered Plan of Subdivision No. 62M-1237, "Ancaster Meadows Phase 2B", Municipally known as 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43 and 45 Callon Drive  
Ward: 12  
PLC-18-031
- 19-006**      Respecting Removal of Part Lot Control, Block 237, Registered Plan No. 62M-1237, "Ancaster Meadows Phase 2", Municipally known as 1061 Garner Road East, Ancaster  
Ward: 12  
PLC-18-027
- 19-007**      To Amend Zoning By-law No. 05-200, as amended by By-law No. 15-118, respecting lands located at 73 and 110 Aeropark Boulevard, Glanbrook  
Ward: 11  
ZAH-18-060
- 19-008**      To Amend Zoning By-law No. 05-200 Respecting Lands Located at 119 Highway No. 5 West, Flamborough  
Ward: 15  
ZAR-18-043
- 19-009**      To Amend Zoning By-law No. 6593 Respecting Lands Located at 865 West 5<sup>th</sup> Street (Hamilton)  
Ward: 8  
ZAR-18-026
- 19-010**      A By-law to amend Zoning By-law No. 05-200 to Permit the Development of a Future Stand-Alone Residential or Mixed Use Development on Lands Located at 86, 88, 90, 92 and 94 Lakeview Drive and a Portion of 96 Lakeview Drive (Stoney Creek)  
Ward: 10  
ZAC-17-020
- 19-011**      To Amend Zoning By-law No. 3692-92 (Stoney Creek) Respecting Lands Located at 90 Creanona Boulevard  
Ward: 10  
ZAR-17-033
- 19-012**      To Amend Zoning By-law No. 05-200 (Hamilton), Respecting Lands Located at 90 Creanona Boulevard  
Ward: 10  
ZAR-17-033

- 19-013** To Amend Zoning By-law No. 05-200, Respecting Lands Located at 19 Highland Road East (Stoney Creek)  
Ward: 9  
ZAC-17-055
- 19-014** To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting Lands Located at 560 Grays Road  
Ward: 10  
ZAC-18-018
- 19-015** To Authorize the Temporary Borrowing of Monies to Meet Current Expenditures Pending Receipt of Current Revenues for 2019  
Ward: City Wide
- 19-016** To Authorize an Interim Tax Levy for 2019  
Ward: City Wide
- 19-017** Being a By-law to Permanently Close a Portion of Public Unassumed Alley Abutting 150 Main Street East, Hamilton, established by Registered Plan 48, in the City of Hamilton, designated as Part 1 on Reference Plan 62R-20413, being Part of PIN 17170-0156 (LT), City of Hamilton  
Ward: 2
- 19-018** 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 14 (Wheelchair Loading Zones)  
Schedule 15 (Commercial Vehicle Loading Zones)  
Schedule 20 (School Bus Loading Zones)  
Ward: 1, 2, 3, 4, 7, 8, 9, 10, 11, 13
- 19-019** Being a By-law to Permanently Close a Portion of Public Alley Abutting 49 Walnut Street South, Hamilton, established by Registered Plan 48, in the City of Hamilton, designated as Part 1 on Reference Plan 62R-20965, being Part of PIN 17169-0007 (LT), City of Hamilton  
Ward: 2
- 19-020** To Confirm the Proceedings of City Council

**Result: Motion CARRIED by a vote of 10 to 0, as follows:**

YES - Councillor Maureen Wilson  
NOT PRESENT - Councillor Jason Farr  
YES - Councillor Nrinder Nann  
NOT PRESENT - Councillor Sam Merulla  
YES - Councillor Chad Collins  
YES - Councillor Tom Jackson  
NOT PRESENT - Councillor Esther Pauls  
YES - Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger

NOT PRESENT - Councillor Judi Partridge  
YES - Councillor Terry Whitehead  
NOT PRESENT - Councillor Arlene VanderBeek  
NOT PRESENT - Councillor Lloyd Ferguson  
YES - Councillor Brenda Johnson  
YES - Councillor Maria Pearson  
YES - Councillor Brad Clark

**(Pearson/Johnson)**

That, there being no further business, City Council be adjourned at 10:45 p.m.

**CARRIED**

Respectfully submitted,

Mayor F. Eisenberger

Janet Pilon  
Acting City Clerk



**Pilon, Janet**

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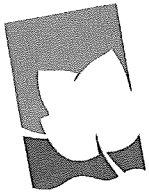
**Subject:** Stop the Developments

**From:** Derek @ Home  
**Sent:** January 17, 2019 2:44 PM  
**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)  
**Subject:** Stop the Developments

We live at 500 Green Road and the area is becoming congested with traffic. Put these developments where everyone will benefit. In areas that are rundown in downtown Hamilton. It will raise the profile of these areas and, cut down crime.

*Derek Appleton*

**Sent From:** Family E-Mail Account.



NIAGARA PENINSULA  
**CONSERVATION**  
AUTHORITY

250 Thorold Road, 3<sup>rd</sup> Floor, Welland ON L3C 3W2  
Tel: 905-788-3135  
Fax: 905-788-1121  
www.npca.ca

January 11, 2019

Office of the City Clerk  
71 Main St. W., 1st Floor  
Hamilton, Ontario, Canada  
L8P 4Y5

RE: NPCA Board Member Censure

Dear Ms. Caterini

As per the Niagara Peninsula Conservation Authority's (NPCA) By-Laws, Appendix 5, Section 3, please be advised that at its Special Meeting January 7, 2019, Member James Kaspersetz was censured. The following motion was carried:

Motion to censure Member Kaspersetz

Resolution No. FA-12-19  
Moved by Board Member Clark  
Seconded by Board Member Beattie

That NPCA Full Authority Board **CENSURE** member Kaspersetz for his recent reposting of a racist comment of Facebook, as it is not reflective of the values of the NPCA, the City of Hamilton, Region of Niagara, and Haldimand County.

The Board Chair called the question respecting Resolution No. FA-12-19, and declared that having received the approval of two-thirds majority of the Board members of the meeting, it was,

CARRIED

Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Dave Bylsma', with a long horizontal line extending to the right.

Dave Bylsma  
Niagara Peninsula Conservation Authority, Board Chair  
dbylsma@westlincoln.ca  
905-984-1515

**President  
Présidente**

Vicki-May Hamm  
Mairesse  
Ville de Magog, QC

**First Vice-President  
Premier vice-président**

Bill Karsten  
Councillor  
Halifax Regional  
Municipality, NS

**Second Vice-President  
Deuxième vice-président**

Garth Frizzell  
Councillor  
City of Prince George, BC

**Chief Executive Officer  
Chef de la direction**

Brock Carlton  
Ottawa, ON

January 22<sup>nd</sup>, 2019

Stephanie Paparella  
Legislative Coordinator  
Office of the City Clerk  
City of Hamilton

**Re: Request for FCM Support – Ontario Pilot Project for Funding Formula  
Partnership, AODA Infrastructure Renewal Projects**

Dear Stephanie,

Thank you for your correspondence of September 14<sup>th</sup>, 2018, requesting that FCM formally endorse the City of Hamilton's request to the Province of Ontario to be considered for a pilot project with respect to a funding formula partnership, as it relates AODA infrastructure renewal projects.

In order to be considered by our Board of Directors, resolution submissions must focus on issues that are the direct responsibility or concern of Canadian municipalities at a national level and fall within the jurisdiction of the federal government. As the pilot project in question pertains to an area of exclusive provincial jurisdiction in Ontario, FCM is unable to weigh in on the issue to offer its support at this time.

For additional information about FCM's resolutions process, please refer to our [Procedures for Resolutions](#).

If you or your staff have any questions or require further information, please contact Matt Gemmel, Manager of Policy and Research, at 613-907-6390 or [mgemmel@fcm.ca](mailto:mgemmel@fcm.ca).

Sincerely,



Vicki-May Hamm  
Mairesse, Ville de Magog  
FCM President



January 31, 2019

Council for the City of Hamilton  
Hamilton City Hall  
71 Main Street West  
Hamilton, Ontario L8P 4Y5

*Via mail and email*

Dear Council:

**Re: Ombudsman investigation**

This is to notify you that the Ombudsman's Office has received a complaint alleging that on January 16, 2019, the General Issues Committee for the City of Hamilton held a meeting that did not comply with the open meeting rules in the *Municipal Act, 2001*. The Ombudsman's Open Meetings Team will be investigating this complaint.

Lauren Chee-Hing, with our Office's Open Meetings Team, will be in contact with the Clerk in the near future, to provide further information with respect to the conduct of this investigation.

Please do not hesitate to contact Lauren-Chee-Hing at 416-646-8008 or by e-mail at [lchee-hing@ombudsman.on.ca](mailto:lchee-hing@ombudsman.on.ca), should you have any questions.

Thank you for your cooperation with our Office during this investigation.

Sincerely,



Wendy Ray  
General Counsel

cc: Janet Pilon, City Clerk, [Janet.Pilon@hamilton.ca](mailto:Janet.Pilon@hamilton.ca)

Bell Trinity Square  
483 Bay Street, 10th Floor, South Tower, Toronto, ON M5G 2C9  
483, rue Bay, 10e étage, Tour Sud, Toronto, ON M5G 2C9  
Tel/Tél. : 416-586-3300  
Facsimile/Télécopieur : 416-586-3485 TTY/ATS : 1-866-411-4211

[www.ombudsman.on](http://www.ombudsman.on)

January 25, 2019

Dear Councillor Nann,

Re: Proposed Site of the Firefighter Memorial

The Garden Club of Hamilton has been active in Hamilton for over 60 years. We have contributed significantly to the beautification of the city and the preservation of its historical landscapes, most notably Dundurn Castle and the Royal Botanical Gardens.

It has recently come to our attention that the City of Hamilton plans to disrupt the Dunington-Grubb designed formal gardens with the installation of a firefighter memorial. While we greatly honour the firefighters, and their dedication to saving lives, we believe these historic gardens must remain undisturbed.

These gardens are a significant part of our city's history. They were designed by the husband and wife team of landscape architects who contributed their hard work and talents in beautifying Gage Park and other locations throughout both our city and province. Some of their notable works include gardens and landscaping at the following locations:

- Battlefield Park, Stoney Creek
- Whitehern Historic House, Hamilton
- The Oakes Garden Theatre, Niagara Falls
- The Rainbow Bridge Gardens, Niagara Falls
- University Avenue, Toronto
- University of Toronto
- McLaughlin Estate, Oshawa.
- Sheridan Nurseries, Oakville, once owned by the Dunington-Grubbs.

The contribution of the Dunington-Grubbs is not just limited to Hamilton and Ontario but extends internationally.

It is worth mentioning that Lorrie Alfred Dunington-Grubb was the first woman to practice landscape architecture in Canada, and was recognized for her extensive knowledge in town planning, horticulture, and garden

design. Leaving the formal gardens intact is an acknowledgment of this incredible woman's contribution to life in Hamilton during the early 1900s and a significant milestone for women.

As you know, in 2012-13, Gage Park underwent a large scale revitalization based on a Master Plan, at great expense to the citizens of Hamilton. In September 2013, the Dunington-Grubb memorial was presented to Gage Park by the Friends of Gage Park. This presentation was a confirmation of the importance of the work carried out by this dedicated couple.

When the Master Plan for Gage Park was submitted in 2010, the purpose, as noted by Mayor Eisenberger, was to work towards "re-establishing *the glory of formal gardens* with respect to the historic intentions of the park, and that the new park vision provide greater protection of cultural heritage elements to strengthen the park as a cultural landscape. The Master Plan responds to the historical importance of this park to the City. It is a park of historical significance and presents, horticulture excellence. A formal garden adjacent to Main Street, Gage Park remains a prime example of a public garden reflective of the Canadian City Beautiful Movement."

The Dunington-Grubb formal gardens are an historical site.

As such, in keeping with the Mayor's stated position, they should be honored and celebrated as part of Hamilton's history. Achieving this would enrich our community and assist in preserving our past.

We need to work towards ensuring the preservation of these gardens as a significant historic resource. We must NOT set aside this very important recognition of a part of our city's past as if it is merely yesterday's news.

Although the Garden Club supports recognition of the firefighters, we are firm in our belief that such recognition can be achieved without disturbing the "glory of formal gardens." There are many other suitable places for the memorial.

The 52 members of the Garden Club of Hamilton vigorously oppose the displacing and /or destruction of the formal gardens.

Councillor Nann, we are asking to meet with you in the immediate future to discuss this issue. Our understanding is that the matter is shortly to be addressed by council, so time is of the essence. I can be reached at 905-547-8585 and looking forward to hearing from you.

Regards,

Marie Sharp  
Dunington-Grubb Committee Chair,  
Garden Club of Hamilton

**Pilon, Janet**

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**Subject:** Results of election to fill Ontario vacancy seat

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**From:** Elections <[elections@fcm.ca](mailto:elections@fcm.ca)>  
**Sent:** Thursday, January 31, 2019 5:22 PM  
**To:** Elections  
**Subject:** Results of election to fill Ontario vacancy seat

Dear Board members of the Ontario caucus,

This is to advise that, during its conference call this afternoon, the FCM Executive Committee approved the following nominees – all of whom were acclaimed – to represent Ontario on the FCM Board of Directors.

- Cheryl Antoski, Councillor, City of Brantford
- Ana Bailão, Councillor, City of Toronto
- Mike Colle, Councillor, City of Toronto
- Judi Partridge, Councillor, City of Hamilton
- Clark Somerville, Councillor, Regional Municipality of Halton

Therefore, with these appointments, the two seats assigned to the City of Toronto, as well as the three vacant at-large seats are now filled. The candidates will be advised later today.

Should you have any questions, please don't hesitate to contact me.

Thank you.

Tim Kehoe  
Deputy CEO and Chief Elections Officer



**Pilon, Janet**

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**Subject:** City Manager Hiring Committee

**From:** S & J Edington  
**Sent:** January 30, 2019 12:31 PM  
**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)  
**Cc:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>  
**Subject:** City Manager Hiring Committee

Greetings Mayor Eisenberger and City Clerk,

As a Citizen of the City of Hamilton, I am writing to urge you to vote to expand the Selection & Hiring Committee for the next City Manager.

This is the most influential, non-elected job in the City system. City Council has one opportunity to set the tone for how the City of Hamilton is to be managed for the foreseeable future.

We need the right hire for this position.

How can you as council do this? Start by looking around the horseshoe. For the first time in Hamilton's history you have near gender parity on council; 47% of council are women. In addition, 30% council members are new. These are significant changes. It makes sense that this hiring committee, reflect the current term of council and the residents of the city that they represent.

I question the reasons to keep new Councillors from participating in the hiring process and am troubled by it. No hiring committee should be based on tradition over best practice. More, new and different voices add value, experience and perspective to the sort of city we are building and their election to Council is proof that residents respect and want this representation.

I urge you to ensure that the makeup of the hiring committee includes all interested Councillors, incumbent or not.

Thank You,

Jay Edington

**Pilon, Janet**

---

**Subject:** City Manager Hiring Committee

**From:** L.D. Forsey

**Sent:** January 31, 2019 11:53 AM

**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)

**Cc:** Merulla, Sam <[Sam.Merulla@hamilton.ca](mailto:Sam.Merulla@hamilton.ca)>; Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>

**Subject:** City Manager Hiring Committee

RE: City Manager Hiring Committee

For: General Issues Committee – February 6th 2019

Mayor Fred Eisenberger & Members of City Council  
2nd Floor 71 Main Street West  
Hamilton, Ontario  
L8P4Y5

Dear Mr. Mayor and Members of Hamilton City Council,

As a Citizen of the City of Hamilton, I am writing to urge you to vote to expand the Selection & Hiring Committee for the next City Manager.

This is the most influential, non-elected job in the City system. City Council has one opportunity to set the tone for how the City of Hamilton is to be managed for the foreseeable future. We need the right hire for this position.

How can you as council do this? Start by looking around the horseshoe. For the first time in Hamilton's history you have near gender parity on council; 47% of council are women. In addition, 30% council members are new. These are significant changes. It makes sense that this hiring committee, reflect the current term of council and the residents of the city that they represent.

I question the reasons to keep new Councillors from participating in the hiring process and am troubled by it. No hiring committee should be based on tradition over best practice. More, new and different voices add value, experience and perspective to the sort of city we are building and their election to Council is proof that residents respect and want this representation.

I urge you to ensure that the makeup of the hiring committee includes all interested Councillors, incumbent or not.

Thank You,  
Lindsay Forsey

**Pilon, Janet**

---

**Subject:** Vote to Expand Selection & Hiring Committee

**From:** Rosa Zetler

**Sent:** February 1, 2019 9:27 AM

**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)

**Cc:** Farr, Jason <[Jason.Farr@hamilton.ca](mailto:Jason.Farr@hamilton.ca)>; Shantz, Michelle <[Michelle.Shantz@hamilton.ca](mailto:Michelle.Shantz@hamilton.ca)>

**Subject:** Vote to Expand Selection & Hiring Committee

RE: City Manager Hiring Committee

For: General Issues Committee – February 6th 2019

Mayor Fred Eisenberger & Members of City Council  
2nd Floor  
71 Main Street West  
Hamilton, Ontario  
L8P4Y5

Dear Mr. Mayor and Members of Hamilton City Council,

As a Citizen of the City of Hamilton, I am writing to urge you to vote to expand the Selection & Hiring Committee for the next City Manager.

This is the most influential, non-elected job in the City system. City Council has one opportunity to set the tone for how the City of Hamilton is to be managed for the foreseeable future.

We need the right hire for this position.

How can you as council do this? Start by looking around the horseshoe. For the first time in Hamilton's history you have near gender parity on council; 47% of council are women. In addition, 30% council members are new. These are significant changes. It makes sense that this hiring committee, reflect the current term of council and the residents of the city that they represent.

I question the reasons to keep new Councillors from participating in the hiring process and am troubled by it. No hiring committee should be based on tradition over best practice.

More, new and different voices add value, experience and perspective to the sort of city we are building and their election to Council is proof that residents respect and want this representation.

I urge you to ensure that the makeup of the hiring committee includes all interested Councillors, incumbent or not.

Thank You,  
Rosa Zetler

**Pilon, Janet**

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**Subject:** City Manager Selection Committee

**From:** Frances Murray

**Sent:** February 2, 2019 12:12 PM

**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)

**Cc:** Farr, Jason <[Jason.Farr@hamilton.ca](mailto:Jason.Farr@hamilton.ca)>; Eisenberger, Fred <[Fred.Eisenberger@hamilton.ca](mailto:Fred.Eisenberger@hamilton.ca)>

**Subject:** City Manager Selection Committee

Please accept this correspondence in support for Ward 1 Councillor Maureen Wilson's motion to expand the hiring committee for the position of City Manager of Hamilton.

This is a unique opportunity to "widen the net" and employ an Equity, Diversity and Inclusive lens on the hiring process for this executive position at City Hall. I believe it is imperative we ensure the City of Hamilton continues to progress in the area of equity, diversity and inclusion in its hiring practices. At this time we have a Council that comprises almost 50 per cent women and 30 per cent new councillors. Please support utilizing the new, non-traditional voices and perspectives available for the hiring committee.

Council is not bound to use a "traditional" hiring committee model in its hiring process for City Manager -- indeed, this is a critical period in Hamilton's history and we should bring fresh eyes to the evaluation of candidates who can contribute to our success.

Thank you for your consideration and please support the motion on February 6.

Sincerely,

Frances Murray

**Pilon, Janet**

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**Subject:** City Manager Hiring Committee (General Issues Committee - Feb 6, 2019)

**From:** Jamie Stuckless

**Sent:** February 3, 2019 7:07 PM

**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)

**Cc:** Wilson, Maureen <[Maureen.Wilson@hamilton.ca](mailto:Maureen.Wilson@hamilton.ca)>; Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>

**Subject:** City Manager Hiring Committee (General Issues Committee - Feb 6, 2019)

Mayor Fred Eisenberger & Members of City Council

2<sup>nd</sup> Floor

71 Main Street West

Hamilton, Ontario

L8P4Y5

RE: City Manager Hiring Committee

Dear Mr. Mayor and Members of Hamilton City Council,

As a Citizen of the City of Hamilton, I am writing to urge you to vote to expand the Selection & Hiring Committee for the next City Manager.

This is the most influential, non-elected job in the City system. City Council has one opportunity to set the tone for how the City of Hamilton is to be managed for the foreseeable future.

We need the right hire for this position.

How can you as council do this? Start by looking around the horseshoe. For the first time in Hamilton's history you have near gender parity on council; 47% of council are women. In addition, 30% council members are new. These are significant changes. It makes sense that this hiring committee, reflect the current term of council and the residents of the city that they represent.

I question the reasons to keep new Councillors from participating in the hiring process and am troubled by it. No hiring committee should be based on tradition over best practice.

More, new and different voices add value, experience and perspective to the sort of city we are building and their election to Council is proof that residents respect and want this representation.

I urge you to ensure that the makeup of the hiring committee includes all interested Councillors, incumbent or not.

Thank You,

**Jamie Stuckless**

**Pilon, Janet**

---

**Subject:** City Manager Hiring Committee (For General Issues Committee - February 6th, 2019)

**From:** Anna D'Angela

**Sent:** February 4, 2019 1:41 PM

**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)

**Cc:** Farr, Jason <[Jason.Farr@hamilton.ca](mailto:Jason.Farr@hamilton.ca)>; Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>

**Subject:** City Manager Hiring Committee (For General Issues Committee - February 6th, 2019)

Hello Mr. Mayor, Councillor Farr and Ms. Caterini

My name is Anna D'Angela and I am a Physician Assistant Candidate at McMaster University and a proud Ward 2 resident.

I am emailing you today to urge you to expand the Selection and Hiring Committee for the next City Manager. As I understand it, the current hiring committee is made up of only 4 Councillors, all of whom are incumbents, only one woman and no racialized folks. Our Council is almost 50% women and made up of 30% new Councillors. Our city itself is also one of tremendous diversity.

Given the importance of the role of the City Manager, the most influential, non-elected job that has the ability to impact the direction and future of the city, I strongly believe that this hiring committee should better reflect the current term of council and the residents of the city they represent. While I respect the experience of veteran councillors, more, new and different voices add value, experience and perspective. As well, we should not be relying on tradition and past practices for this process, especially when they do not align with many other municipalities or best practices in recruiting.

I urge you to ensure that the makeup of the hiring committee includes all interested Councillors, incumbent or not.

Thank you in advance,

**Anna D'Angela, MBA**

Physician Assistant Candidate | McMaster University

E: [anna.dangela@mac.com](mailto:anna.dangela@mac.com)

T: 416-708-4609

**Pilon, Janet**

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**Subject:** City Manager Position

**From:** Shahzi Yasmin  
**Sent:** February 5, 2019 2:04 PM  
**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)  
**Cc:** Farr, Jason <[Jason.Farr@hamilton.ca](mailto:Jason.Farr@hamilton.ca)>; Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>  
**Subject:** City Manager Position

Dear Mr. Mayor and Members of Hamilton City Council,

I have been living in Hamilton for approximately 10 years. I initially moved here from the GTA to study at McMaster University. My intention was always to go back to Toronto, where I wanted to live and work. Over the years of my studies in Hamilton, I had grown to love the many facets that the city offers. I love the landscapes, the easy access to nature, the humble long time residents, the warm feeling from grassroots movements advocating for the environment, for sustainability, for locally sourced products and services, as well as the advocating for fair representation on council.

As a woman of colour in this city, I have faced systemic racism on many fronts. I have faced it at the university, at work, in accessing any kind of service, in advocating for better supports, etc. Although I love Hamilton and consider Hamilton home, there is immense potential for the City to respond to its ever-growing population. Hamilton has sponsored so many refugees who now consider Hamilton home. The city has also taken in so many immigrants, who have so much potential to thrive right here in this city. We are seeing so many moving here from Toronto, like myself (though I came before the housing crisis) who have experienced all kinds of diversity in Toronto and the GTA.

With the current rise in extreme right-wing display in our city via protests, posters, as well as attempted fire bombings (if you remember, the mosque on King St was attempted to be set on fire, and the surrounding community of refugees and immigrants safely held on to the perpetrator for authorities). There have been several hate crimes that we have witnessed and heard of in this city.

In the spirit of this new era of the Woman and of folks of colour, it would be tremendously important for Hamilton to support a hiring committee that reflects the city of Hamilton and to put into action the things you all claim Hamilton to be: the best place to raise a child and age successfully. The only way in which we can do that is by modelling behaviour. Half the population of Hamilton identifies as a woman. Now we finally have fair representation of this on council. However, the City has lost Shylo Elmayan. The City has defunded the Access and Equity office.

We need to further push for and fight for equity, diversity, and inclusion. Hundreds of women, non-binary, and men have shown up at the Women's March events in Hamilton three years in a row. Take Back The Night, organized by SACHA, sees hundreds and hundreds of women taking to streets to fight for street safety at night. Women still do not feel safe. Women still do not feel heard. Women still are disbelieved and disregarded. Gender equity is incredibly important for any city to thrive, but more so, we need women of colour, queer persons, persons with disabilities, etc. to be prominently placed as the City's leaders in order to shut down ignorance and bigotry. We need a City Manager who has empathy, who has first hand experience of the issues residents face in Hamilton. We need a City Manager who supports marginalized folks and experiences. We need a City Manager who looks like us. We need a City Manager who inspires young marginalized persons to instill within them the possibility of leadership, the possibility of success, the possibility of respect, the possibility of representation, the possibility of a turning point for the City of Hamilton to respect all women and marginalized persons in Hamilton

Let's show the rest of the province, especially the likes of Mr. Doug Ford, that Women, especially Women of Colour, are not just welcomed and supported in Hamilton, but are respected enough to take on such a big role. Because we are capable. Because we have earned it. Because it's time.

Please make the smart decision to expand the Selection and Hiring Committee in time for the City Manager hiring. Keeping the hiring committee as is would be an example of how the City of Hamilton does not want to keep up with the times. In this era of the Woman, please include new councillors in the Selection and Hiring Committee.

Sincerely,

Shahzi Bokhari  
Resident of City of Hamilton's Ward 2



**Pilon, Janet**

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**Subject:** Meeting re City Manager

-----Original Message-----

From: Ryan Strang

Sent: February 6, 2019 3:12 PM

To: clerk@hamilton.ca; Office of the Mayor <mayor@hamilton.ca>

Cc: Wilson, Maureen <Maureen.Wilson@hamilton.ca>; Ward 1 Office <ward1@hamilton.ca>; Farr, Jason <Jason.Farr@hamilton.ca>

Subject: Meeting re City Manager

Hi Rose and Fred,

I am completely appalud by the fact that the City of Hamilton and the hiring committee for the new city manager would hold a meeting in NOTL.

It's 2019. There is absolutely not one reason for this to happen. This is a complete waste of taxpayers money. And, if you think there is, please explain.

This is in addition to the opposition from a number of veteran councillors who are opposed to Councillor Wilson's motion to expand the hiring committee.

A disappointed resident,

Ryan

February 8, 2019

Council, City of Hamilton

Dear Mayor Eisenhower and Honourable City Councillors,

With respect to Council's consideration of Motions tabled relating to best principles and practices for advancing equity, diversity, and inclusion (EDI) in and through recruitment and selection processes, I would like to offer the following contextual remarks and supplementary resources in the hopes that the information may elevate deliberations and decision making.

As McMaster's inaugural Associate Vice-President, Equity and Inclusion, I have been tasked to lead institutional efforts to integrate EDI priorities and practices throughout the university. We are not alone in augmenting EDI efforts at McMaster. Counterpart institutions are following suit at the strong encouragement and incentivization of Universities Canada<sup>1</sup> and the Tricouncil Funding Agency<sup>2</sup>.

To date, I have engaged the campus community in a broad consultation, and we are on the path to developing a strategic EDI action plan for the institution. Appended to this letter is a deck of slides that I have been using to articulate the case for EDI at McMaster, and to describe the four-pillar framework that will underpin our strategic planning process.

The Motions being presented to Council are premised on the belief that the City of Hamilton will be strengthened and best served by diversifying municipal management and leadership staff, as well as the membership of Council and its Committees. Indeed, there is ample literature that demonstrates the "business" case for diversity, including positive outcomes across a number of organizational performance indicators. Attached is a document articulating McMaster's EDI Imperative, which includes a summary of the relevant literature that compels us to apply best principles and practices for advancing equity, diversity and inclusion in all of our talent recruitment and selection processes at the university.

Council members are being asked to contemplate actions that have the potential to transform Council's capacity to attract - to the role of city manager – the most talented/excellent applicants from the most diverse candidate pools. This goal presumes Council members' awareness and acceptance that:

- 1) Quality and diversity are not mutually exclusive, but rather integrally connected; the creativity and innovation that leads to excellence relies on diversity of thought, perspective and experience, and therefore the pursuit of excellence requires incorporating an equity lens and inclusive practices.
- 2) There is not a "pipeline issue" or dearth of available talent among equity groups, but rather there is talent in every community;

---

<sup>1</sup> <https://www.univcan.ca/wp-content/uploads/2017/10/equity-diversity-inclusion-principles-universities-canada-oct-2017.pdf>

<sup>2</sup> <http://www.chairs-chaire.gc.ca/program-programme/equity-equite/index-eng.aspx#m1>

- 3) Some talented members in our community (specifically federally designated equity groups: Indigenous, racialized, persons with disabilities and women) still experience significant barriers to employment, and data demonstrates that these equity groups continue to be underrepresented in leadership and decision-making roles and bodies across sectors.
- 4) Employment barriers encountered are a consequence of personally-mediated or individual unconscious and implicit bias, as well as systems and structures which may inadvertently hinder access to equal opportunity; moreover, everyone harbours some level of unconscious implicit biases, and the literature has shown that even the most well-meaning, fair-minded individuals have biases that operate below the level of consciousness to influence differential treatment (including perceptions and evaluations) in employment contexts.
- 5) Diverse committees can mitigate the effects of implicit bias and produce more robust and fair analyses, assessments, and outcomes; the literature demonstrates that diverse teams and boards are more creative and resourceful, and their performance is superior including fewer “missed” hires among talented candidates from equity groups

If Council members accept all of the above, then members may appreciate and embrace strategies to reduce personally mediated/individual bias and eliminate structural and systemic barriers in our policies and practices, in order to attract the most diverse talent pool from which to select an excellent candidate. It is my view that the Motions presented exemplify those strategies that have been demonstrated to effect change. If Council members require more information to support the assertions made above, and to view the Motions as being aligned with best principles and practices for sourcing diverse talent, members may benefit from reviewing some of the additional resources attached.

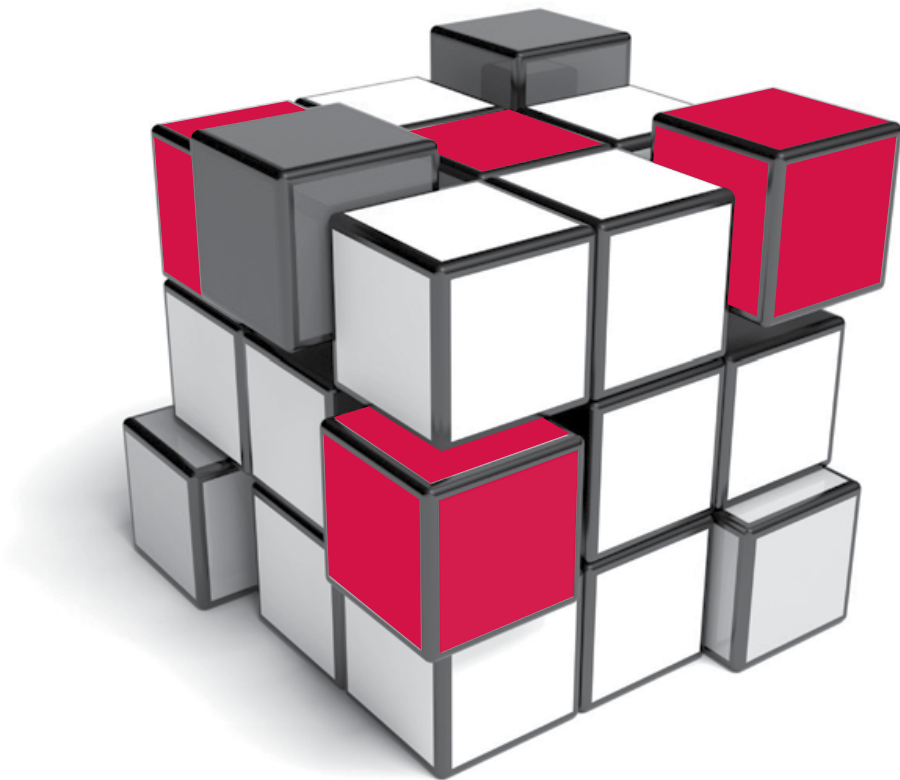
Please do not hesitate to contact me should you have any further questions or require any further information at this time.

Sincerely,



**Arig al Shaibah, Ph.D.**  
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**Adjunct Professor, Department of Sociology**  
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# **Benefits and Challenges of Diversity in Academic Settings**

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<https://charge.wisc.edu/wiseli/items.asp>

## **Benefits and Challenges of Diversity**

The diversity of a university's faculty, staff, and students influences its strength, productivity, and intellectual personality. Diversity of experience, age, physical ability, religion, race, ethnicity, gender, and many other attributes contributes to the richness of the environment for teaching and research. We also need diversity in discipline, intellectual outlook, cognitive style, and personality to offer students the breadth of ideas that constitute a dynamic intellectual community.

A vast and growing body of research provides evidence that a diverse student body, faculty, and staff benefits our joint missions of teaching and research by increasing creativity, innovation, and problem-solving. Yet diversity of faculty, staff, and students also brings challenges. Increasing diversity can lead to less cohesiveness, less effective communication, increased anxiety, and greater discomfort for many members of a community.<sup>1</sup>

Learning to respect and appreciate each other's cultural and stylistic differences and becoming aware of unconscious assumptions and behaviors that may influence our interactions will enable us to minimize the challenges and derive maximum benefits from diversity.

This booklet summarizes research on the benefits and challenges of diversity and provides suggestions for realizing the benefits. Its goal is to help create a climate in which all individuals feel *"personally safe, listened to, valued, and treated fairly and with respect."*<sup>2</sup>

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***"It is time to renew the promise of American higher education in advancing social progress, end America's discomfort with race and social difference, and deal directly with many of the issues of inequality present in everyday life."***

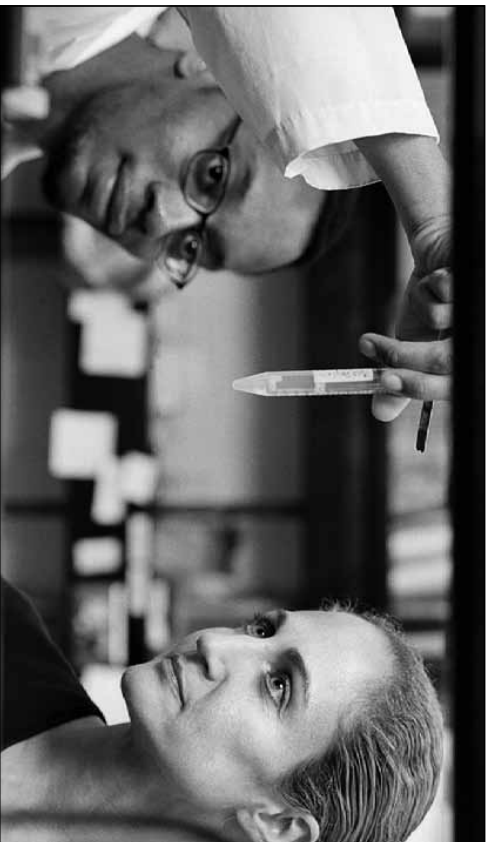
SYLVIA HURRADO

## Benefits for Teaching and Research

Research shows that diverse working groups are more productive, creative, and innovative than homogeneous groups, and suggests that developing a diverse faculty will enhance teaching and research.<sup>3</sup>

### Some findings are:

- A controlled experimental study of performance during a brainstorming session compared ideas generated by ethnically diverse groups composed of Asians, Blacks, Whites, and Latinos to those generated by ethnically homogeneous groups composed of Whites only. Evaluators who were unaware of the source of the ideas found no significant difference in the number of ideas generated by the two types of groups. However, when applying measures of feasibility and effectiveness, they rated the ideas generated by diverse groups as being of higher quality.<sup>4</sup>
- The level of critical analysis of decisions and alternatives was higher in groups exposed to minority viewpoints than in groups that were not. Minority viewpoints stimulated discussion of multiple perspectives and previously unconsidered alternatives, whether or not the minority opinion was correct or ultimately prevailed.<sup>5</sup>



- A study of corporate innovation found that the most innovative companies deliberately established diverse work teams.<sup>6</sup>
- Data from the 1995 Faculty Survey conducted by UCLA's Higher Education Research Institute (HERI) demonstrated that scholars from minority groups have expanded and enriched scholarship and teaching in many academic disciplines by offering new perspectives and by raising new questions, challenges, and concerns.<sup>7</sup>

- Several investigators found that women and faculty of color more frequently employed active learning in the classroom, encouraged student input, and included perspectives of women and minorities in their coursework.<sup>8</sup>



## Benefits for Students

Numerous research studies have examined the impact of diversity on students and educational outcomes. Cumulatively, these studies provide extensive evidence that diversity has a positive impact on all students, minority and majority.<sup>9</sup>

### Some examples are:

- A national longitudinal study of 25,000 undergraduates at 217 four-year colleges and universities showed that institutional policies fostering diversity of the campus community had positive effects on students' cognitive development, satisfaction with the college experience, and leadership abilities. These policies encouraged faculty to include themes relating to diversity in their research and teaching, and provided students with opportunities to confront racial and multicultural issues in the classroom and in extracurricular settings.<sup>10</sup>
- Two longitudinal studies—one conducted by HERI in 1985 and 1989 with over 11,000 students from 184 institutions, and another in 1990 and 1994 on approximately 1500 students at the University of Michigan—showed that students who interacted with racially and ethnically diverse peers both informally and within the classroom showed the greatest "engagement in active thinking, growth in intellectual engagement and motivation, and growth in intellectual and academic skills."<sup>11</sup> A more recent study of 9,000 students at ten selective colleges reported that meaningful engagement rather than casual and superficial interactions led to greater benefit from interaction with racially diverse peers.<sup>12</sup>



- Data from the National Study of Student Learning indicated that both in-class and out-of-class interactions and involvement with diverse peers fostered critical thinking. This study also found a strong correlation between “the extent to which an institution’s environment is perceived as racially nondiscriminatory” and students’ willingness to accept both diversity and intellectual challenge.<sup>13</sup>
- A survey of 1,215 faculty members in departments granting doctoral degrees in computer science, chemistry, electrical engineering, microbiology, and physics showed that women faculty played important roles in fostering the education and success of women graduate students.<sup>14</sup>

### Challenges of Diversity

Despite the benefits that a diverse faculty, staff, and student body provide to a campus, diversity also presents considerable challenges that must be addressed and overcome.

#### Some examples include:

- Numerous studies have reported that women and minority faculty members are considerably less satisfied with many aspects of their jobs than are majority male faculty members. These aspects include teaching and committee assignments, involvement in decision-making, professional relations with colleagues, promotion and tenure, salary inequities, and overall job satisfaction.<sup>15</sup>
- A study of minority faculty at universities and colleges in eight Midwestern states showed that faculty of color experience exclusion, isolation, alienation, and racism in predominantly white universities.<sup>16</sup>



- Multiple studies demonstrate that minority students often feel isolated and unwelcome in predominantly white institutions and that many experience discrimination and differential treatment. Minority status can result from race, ethnicity, national origin, sexual orientation, disability and other factors.<sup>17</sup>

- Women students, particularly when they are minorities in their classes, may experience unwelcoming climates that can include sexist use of language, presentation of stereotypic or disparaging views of women, differential treatment from professors, and/or sexual harassment.<sup>18</sup>



- Research has demonstrated that a lack of previous positive experiences with “outgroup members” (minorities) causes “ingroup members” (majority members) to feel anxious about interactions with minorities. This anxiety can cause majority members to respond with hostility or to avoid interactions with minorities.<sup>19</sup>

## Influence of Unconscious Assumptions and Biases

Research studies show that people who have strong egalitarian values and believe that they are not biased may unconsciously behave in discriminatory ways.<sup>20</sup> A first step towards improving climate is to recognize that unconscious biases, attitudes, and other influences that are not related to the qualifications, contributions, behaviors, and personalities of our colleagues can influence our interactions, **even if we are committed to egalitarian views.**

Although we all like to think that we are objective scholars who judge people on merit, the quality of their work, and the nature of their achievements, copious research shows that a lifetime of experience and cultural history shapes every one of us and our judgments of others.

The results from controlled research studies demonstrate that people often hold unconscious, implicit assumptions that influence their judgments and interactions with others. Examples range from expectations or assumptions about physical or social characteristics associated with race, gender, age, and ethnicity to those associated with certain job descriptions, academic institutions, and fields of study.

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***“People confident in their own objectivity may overestimate their invulnerability to bias.”***

ERIC LUIS UHLMANN AND GEOFFREY L. COHEN

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### Examples of common social assumptions or expectations:

- When shown photographs of people of the same height, evaluators overestimated the heights of male subjects and underestimated the heights of female subjects, even though a reference point, such as a doorway, was provided.<sup>21</sup>
- When shown photographs of men of similar height and build, evaluators rated the athletic ability of African American men higher than that of White men.<sup>22</sup>
- When asked to choose counselors from a group of equally competent applicants who were neither exceptionally qualified nor unqualified for the position, college students chose White candidates more often than African American candidates, exhibiting a tendency to give members of the majority group the benefit of the doubt.<sup>23</sup>

These studies show that we often apply generalizations about groups (that may or may not be valid) to the evaluation of individuals.<sup>24</sup> In the study on height, evaluators applied the statistically accurate generalization that men are usually taller than women to estimate the height of individuals who did not necessarily conform to the generalization. If we can inaccurately apply generalizations to objective

characteristics as easily measured as height, what happens when the qualities we are evaluating are not as objective or as easily measured? What happens when, as in the studies of athletic ability and choice of counselor, the generalizations are not valid? What happens when such generalizations unconsciously influence the ways we interact with other people?

### Examples of assumptions or biases that can influence interactions:

- When rating the quality of verbal skills as indicated by vocabulary definitions, evaluators rated the skills lower if told that an African American provided the definitions than if told that a White person provided them.<sup>25</sup>
- When asked to assess the contribution of skill versus luck to successful performance of a task, evaluators more frequently attributed success to skill for males and to luck for females, even though males and females performed the task identically.<sup>26</sup>
- Evaluators who were busy, distracted by other tasks, and under time pressure gave women lower ratings than men for the same written evaluation of job performance. Sex bias decreased when they took their time and focused attention on their judgments, which rarely occurs in actual work settings.<sup>27</sup>
- Research has shown that incongruities between perceptions of female gender roles and leadership roles can cause evaluators to assume that women will be less competent leaders. When women leaders provided clear evidence of their competence, thus violating traditional gender norms, evaluators perceived them to be less likeable and were less likely to recommend them for hiring or promotion.<sup>28</sup>
- A study of nonverbal communication found that White interviewers maintained higher levels of visual contact, reflecting greater attraction, intimacy, and respect, when talking with White interviewees and higher rates of blinking, indicating greater arousal and tension, when talking with Black interviewees.<sup>29</sup>





### Examples of assumptions or biases in academic contexts:

Several research studies conclude that implicit biases and assumptions can affect evaluation and hiring of candidates for academic positions. These studies show that the gender of the person being evaluated significantly influences the assessment of resumes and postdoctoral applications, evaluation of journal articles, and the language and structure of letters of recommendation. As we attempt to enhance campus and department climate, consider whether the influence of such biases and assumptions also affects selection of invited speakers, conference presenters, committee membership, interaction, and collaboration with colleagues, and promotion to tenure and full professorships.

- A study of over 300 recommendation letters for medical faculty hired by a large American medical school found that letters for female applicants differed systematically from those for males. Letters written for women were shorter, provided "minimal assurance" rather than solid recommendations, raised more doubts, and included fewer superlative adjectives.<sup>30</sup>
- In a national study, 238 academic psychologists (118 male, 120 female) evaluated a junior-level or a senior-level curriculum vitae randomly assigned a male or a female name. These were actual vitae from an academic psychologist who successfully competed for an assistant professorship and then received tenure early. For the junior-level applicant, both male and female evaluators gave the male applicant better ratings for teaching, research, and service and were more likely to hire the male than the female applicant. Gender did not influence evaluators' decisions to tenure the senior-level applicant, but evaluators did voice more doubts about the female applicant's qualifications.<sup>31</sup>
- A study of postdoctoral fellowships awarded by the Medical Research Council of Sweden found that women candidates needed substantially more publications to achieve the same rating as men, unless they personally knew someone on the selection panel.<sup>32</sup>
- A 2008 study showed that when the journal *Behavioral Ecology* introduced a double-blind review process that concealed the identities of reviewers and authors, there was a significant increase in the publication of articles with a woman as the first author.<sup>33</sup>

### Reaping the Benefits and Minimizing the Challenges of Diversity

In order to reap the benefits and minimize the challenges of diversity, we need to overcome the powerful human tendency to feel more comfortable when surrounded by people we resemble. We need to learn how to understand, value, and appreciate difference. Below is some advice for doing so:



### Become aware of unconscious biases that may undermine your conscious commitment to egalitarian principles.

One way of doing so is to take the Implicit Association Test (IAT) offered by Project Implicit (a research collaborative at the University of Virginia, Harvard University, and the University of Washington): <https://implicit.harvard.edu/implicit/demo>.

### Consciously strive to minimize the influence of unintentional bias.

Question your judgments and decisions and consider whether unintentional bias may have played a role. One way to do so is to perform a thought experiment: ask yourself if your opinions or conclusions would change if the person was of a different race, sex, or religion, etc. Some questions to consider include:

- Are women or minority colleagues/students subject to higher expectations in areas such as number and quality of publications, name recognition, or personal acquaintance with influential colleagues?
- Are colleagues or students who received degrees from institutions other than major research universities under-valued? Are we missing opportunities to benefit from the innovative, diverse, and valuable perspectives and expertise of colleagues or students from other institutions such as historically black universities, four-year colleges, community colleges, government, or industry?
- Are ideas and opinions voiced by women or minorities ignored? Are their achievements and contributions under-valued or unfairly attributed to collaborators, despite evidence to the contrary in their publications or letters of reference?
- Is the ability of women or minorities to lead groups, raise funds, and/or supervise students and staff underestimated? Are such assumptions influencing committee and/or course assignments?

- Are assumptions about whether women or minorities will “fit in” to an existing environment influencing decisions?
- Are assumptions about family obligations inappropriately influencing appointments and other decisions?

### **Seek out opportunities for greater interaction with women and minority colleagues.**

Get to know women and minority colleagues in your department, your campus, and your professional associations. Pursue meaningful discussions with them about research, teaching methodologies, and ideas about the direction of your department, college, and profession. Listen actively to any concerns they express and try to understand and learn from their perspectives and experiences.

### **Focus on the individual and on his/her personality, qualifications, merit, interests, etc.**

Consciously avoid the tendency to make assumptions about an individual based on the characteristics (accurate or not) of his/her group membership. Likewise, avoid the tendency to make assumptions about groups based on the behavior, personality, qualifications, etc. of an individual group member. Instead, concentrate on the individual and his/her qualities.

### **Treat all individuals—regardless of race, sex, or status—with respect, consideration, and politeness.**

- Greet faculty, staff, and students pleasantly in hallways or in other chance encounters.
- Make requests to faculty, staff, and students politely—even when the work you are asking for is part of their obligations.
- Acknowledge and appreciate the work, assistance, and contributions of faculty colleagues, staff, and students. Do so in public forums as well as privately.
- Address individuals by their appropriate titles or by their preferred forms of address.

### **Actively promote inclusive communities.**

- In classroom, committee, laboratory, and departmental settings, work to ensure that everyone has a chance to voice opinions, concerns, or questions. Acknowledge and attribute ideas, suggestions, and comments accurately. Women and minorities often report that their remarks or contributions are ignored or unheard.
- Support efforts to ensure that leadership and membership of departmental and professional committees are diverse with respect to age, gender, nationality, race, ethnicity, etc.

- Support efforts to ensure that departmental events such as seminar series and sponsored conferences include presenters of various ages, genders, nationalities, races, and ethnicities.
- Promote inclusive language by example. Avoid using only male pronouns when referring to groups of both sexes. Avoid language that makes assumptions about marital status and or/sexual orientation, i.e., consider using “partner” rather than “spouse.”
- Welcome new departmental members by initiating conversations or meetings with them. Attend social events hosted by your department and make efforts to interact with new members and others who are not part of your usual social circle.

## **Conclusion**

### ***Diversity is not an end in itself.***

Diversity is a means of achieving our educational and institutional goals. As such, merely adding diverse people to a homogeneous environment does not automatically create a more welcoming and intellectually stimulating campus.

Long-term efforts, engagement, and substantial attention are essential for realizing the benefits that diversity has to offer and for ensuring that all members of the academic community are respected, listened to, and valued.



## References

Complete references, including links to articles, are available online:  
[http://wiseli.engr.wisc.edu/docs/benefits\\_references.pdf](http://wiseli.engr.wisc.edu/docs/benefits_references.pdf)

- <sup>1</sup> Manzoni, Strelbel, and Barsoux, 2010; Herring, 2009; Page, 2007; Putnam, 2007; van Knippenberg and Schippers, 2007; Mannix and Neale, 2005; Cox, 1995.
- <sup>2</sup> University of Wisconsin–Madison, Office of the Provost, 2004.
- <sup>3</sup> Herring, 2009; Chang et al., 2003; ACE and AAUP, 2000.
- <sup>4</sup> McLeod, Lobel and Cox, 1996.
- <sup>5</sup> Nemeth, 1995; 1986; 1985. See also: Schulz-Hardt, et al., 2006; Sommers, 2006; Antonio, et al., 2004.
- <sup>6</sup> Kanter, 1983.
- <sup>7</sup> Antonio, 2002. See also: Turner, 2000; Nelson and Pellet, 1997.
- <sup>8</sup> Milem in Chang et al., 2003.
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- <sup>12</sup> Espenshade and Radford, 2009.
- <sup>13</sup> Pascarella et al., 1996.
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- <sup>18</sup> Salter and Persaud, 2003; Crombie et al., 2003; Swim et al., 2001; Whitt, 1999; Sands, 1998; Foster, T., 1994; Hall and Sandler, 1982.
- <sup>19</sup> Plant and Devine, 2003.
- <sup>20</sup> Dovidio, 2001.
- <sup>21</sup> Biernat, Manis and Nelson, 1991.
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- <sup>24</sup> Bielby and Baron, 1986.
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- <sup>26</sup> Deaux and Emswiller, 1974.
- <sup>27</sup> Martell, 1991.
- <sup>28</sup> Eagly and Sczesny in Barreto, Ryan and Schmitt, 2009; Eagly and Koenig in Borgida and Fiske, 2008; Heilman et al., 2004; Ridgeway, 2001.
- <sup>29</sup> Dovidio et al., 1997.
- <sup>30</sup> Trix and Psenka, 2003.
- <sup>31</sup> Steinpreis, Anders and Ritzke, 1999.
- <sup>32</sup> Wennerås and Wold, 1997.
- <sup>33</sup> Budden et al., 2008.

## Pullout Quotes:

Hurtado, 2007.  
Uhlman and Cohen, 2007.

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**W I S E L I**

*Women in Science & Engineering Leadership Institute  
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### Unconscious Bias in Faculty and Leadership Recruitment: A Literature Review

Although women and minorities have made significant strides in achieving equality in the workplace, they are still underrepresented in the upper strata of organizations, including senior faculty and leadership positions at medical schools and teaching hospitals.<sup>a,1,2</sup> Within the last decade, social science researchers have pursued the theory of “unconscious bias” as one barrier to workplace equality that may persist despite a general commitment to increase diversity across the academic medicine workforce and other organizations. This *Analysis in Brief* reviews the scientific literature on the theory of unconscious bias, explores the role of unconscious bias in job recruitment and evaluations, and offers suggestions for search committees and others involved in hiring decisions at medical schools and teaching hospitals.

#### Background and Method

Unconscious bias refers to social stereotypes about certain demographics or groups of people that individuals form outside of their own conscious awareness. Social scientists argue that most people have some degree of unconscious bias because it stems from our natural tendency to make associations to help us organize our social worlds.<sup>3</sup>

To analyze and present the most relevant studies on unconscious bias, I performed an extensive literature search and sorted articles by their research methodologies and focus.<sup>b</sup> The eight articles selected for this *Analysis in Brief* were specifically about career-related unconscious bias, except for those on the Implicit

**Table 1. Experimental Studies of Career-related Unconscious Bias\***

| Method  | Results  |
|---|--|
| <b>Steinpres, Anders, &amp; Ritzke (1999)</b>   |  |
| Participants (238 academic psychologists) rated the <i>curriculum vitae</i> (CVs) of real-life psychologists: one CV from early career and one CV from later career. They received one of these CVs with either a male or female name on it, and were asked whether they would hire the job applicant (for those who received the early-career CV) or whether they would award the candidate tenure (for those who received the later-career CV). | <ul style="list-style-type: none"> <li>• Both male and female participants were more likely to hire the male applicant than the female applicant and were more likely to report that the male applicant had adequate experience in research, teaching, and service.</li> <li>• Participants were four times more likely to write comments of concern in the margins of their questionnaires for female tenure candidates than for male tenure candidates.</li> </ul>   |
| <b>Heilman &amp; Okimoto (2007)</b>   |  |
| Given descriptions of fictitious male and female managers who were successful in male-dominated jobs, undergraduate students evaluated the managers on several measures, including likeability, interpersonal hostility, competence, and desirability as a boss.  | Female managers were rated as less likeable, more interpersonally hostile, less competent, and less desirable as bosses than were male managers.   |
| <b>King, Madera, Hebl, &amp; Knight (2006)</b>  |  |
| Participants (155 white males) viewed a fictitious resume of an Asian-American, Mexican-American, African-American, or Caucasian man that was either high or low quality. They gave the target of the resume an overall evaluation (based on intelligence, motivation, and likelihood to be hired) and a rating on suitability for various occupations (categorized as high- or low-status jobs).   | <ul style="list-style-type: none"> <li>• On the overall evaluation, African-American targets were rated the least positively and Asian-American targets were rated the most positively.</li> <li>• Asian-American targets were rated as the most suitable for high-status jobs, whereas Mexican-American targets were rated as the least suitable for high-status jobs. Mexican-American targets were rated as the most suitable for low-status jobs, whereas Caucasian targets were rated as the least suitable for low-status jobs.</li> </ul> |
| <b>Biernat &amp; Manis (1994)</b>   |  |
| Participants (143 white undergraduates) viewed 40 photographs of black and white individuals, each paired with definitions of two words. The participants rated the verbal ability of the photographed individuals as if those individuals had provided the definitions.  | Black individuals were rated as having lower verbal ability than were white individuals, suggesting that the participants had a bias that black people are less verbally skilled than white people.  |

\* For complete bibliographical information on the literature in this table, see [www.aamc.org/data/aib](http://www.aamc.org/data/aib).

Association Test (IAT), which were included as background material because of their prevalence in the literature and their direct illustration of unconscious bias. Articles on career-related unconscious bias included methodologies of two types: experimental studies involving artificial workplace situations and examinations of unconscious bias in actual hiring and review practices. The implications about recruitment practices in academic medicine drawn from this literature review are gener-

alized from the findings of unconscious bias in many fields.

#### Results and Discussion

##### *Implicit Association Test*

Though not directly connected to career-related unconscious bias, studies involving the IAT receive the most support for the theory of unconscious bias in general. The IAT has consistently demonstrated that people unconsciously prefer white over black, young over old, and thin over fat, and that people have stereotypic associations

<sup>a</sup> For the numbered list of references, see [www.aamc.org/data/aib](http://www.aamc.org/data/aib).

<sup>b</sup> For more information on the methodology of the literature search, see [www.aamc.org/data/aib](http://www.aamc.org/data/aib).

**Table 2. Real-life Examinations of Career-related Unconscious Bias\***

| Method   | Results   |
|--|---|
| <b>Trix &amp; Psenka (2003)</b>  |   |
| The researchers analyzed 312 real letters of recommendation that helped medical school faculty receive their clinical and research positions. The letters were received by a large U.S. medical school from 1992 to 1995.  | Compared with letters of recommendation for males, letters for females were shorter, were more likely to be "letters of minimal assurance" (e.g., lacking in specificity), were more likely to contain gender terms (e.g., "she is an intelligent young lady"), and were more likely to include "doubt raisers" (e.g., criticisms, hedges, faint praise).   |
| <b>Wennerås &amp; Wold (1997)</b>  |   |
| The researchers evaluated whether the peer-review system of postdoctoral fellowships at the Swedish Medical Research Council was biased against women.   | For peer-reviewers to equally rate men and women on scientific competency, women needed an equivalent of approximately three more articles in <i>Nature</i> or <i>Science</i> , or 20 more articles in a specialist journal, such as <i>Neuroscience</i> or <i>Radiology</i> .  |
| <b>Goldin &amp; Rouse (2000)</b>   |   |
| To test for sex-biased hiring in symphony orchestras, the researchers compared two audition procedures: "blind" auditions (adopted in 1970—involves the use of screens to conceal candidates' identities) and "not-blind" auditions (no use of screens).   | <ul style="list-style-type: none"> <li>Blind auditions increases the likelihood that a female will be hired by 25 percent.</li> <li>The switch to blind auditions in 1970 explains 30 percent of the increase in the proportion of females among new hires.</li> </ul>  |
| <b>Bertrand &amp; Mullainathan (2003)</b>  |   |
| To examine the effect of race on receiving job callbacks, the researchers responded with fictitious resumes to help-wanted ads in Boston and Chicago newspapers. The resumes were altered from actual ones found on job search Web sites. The researchers categorized the new resumes as high or low quality and assigned them an equal number of traditionally black names (e.g., Lakisha) or traditionally white names (e.g., Greg). | <ul style="list-style-type: none"> <li>Resumes with white names had a 50 percent greater chance of receiving a callback than did resumes with black names (10.08% vs. 6.70%, respectively).</li> <li>Higher-quality resumes elicited 30 percent more callbacks for whites, whereas they only elicited 9 percent more callbacks for blacks.</li> <li>Employers who listed "Equal Opportunity Employer" in their ad discriminated just as much as other employers.</li> </ul> |

\* For complete bibliographical information on the literature in this table, see [www.aamc.org/data/aib](http://www.aamc.org/data/aib).

linking males with science and careers and females with liberal arts and family.<sup>4,5</sup> Typically, the IAT requires test-takers to rapidly match individuals of different demographics to words and pictures of varying pleasantness. The quick associations that the test-takers must make reveal their unconscious biases. Additionally, the test-takers often complete a measure of conscious bias. Correlations between scores on the pairing task and the conscious bias scale are generally weak, suggesting that participants have unconscious biases.<sup>6</sup>

*Career-related Unconscious Bias*

Experimental studies of career-related unconscious bias generally involve participants' rating the skills of equally experienced, fictitious job applicants who vary only by gender or race. As evidenced by the articles described in Table 1, studies of this type support the notion that, given equal weighting on all other variables, people prefer males over females, and white and Asian-American individuals over African-American and Mexican-American individuals in job positions. In contrast to these experi-

mental studies, research in real-life settings highlights the practical ramifications of career-related unconscious bias. Real-life examinations provide evidence that unconscious bias affects decisions in actual hiring and evaluation processes. The articles displayed in Table 2 suggest that unconscious bias negatively affects female and black individuals in search and selection processes. Therefore, employers may be more likely to hire white males over individuals of other demographics for job openings. In contrast to studies involving the IAT, the studies in Tables 1 and 2, which do not address the level of consciousness of the participants' biases, provide only indirect evidence of unconscious bias. However, most individuals believe that they hold fewer biases than the average person,<sup>7</sup> so the findings of bias in these studies very likely demonstrate unconscious bias.

**Implications for Faculty Recruitment Processes in Academic Medicine**

As evidenced by the preceding examples, unconscious biases may affect evaluations and decisions made in recruitment processes in academic medicine.

However, the literature suggests that those involved in hiring processes can take steps to mitigate some of the effects of unconscious bias in evaluating job candidates. These steps may include:

- Ask individuals involved in hiring processes to reflect on unconscious biases by taking the online version of the IAT (<https://implicit.harvard.edu/>).
- Create a more objective, structured interview process by (a) setting criteria or using objective measures to assess the skills needed for effective job performance; (b) administering training to all involved in the search and interview process on how to conduct structured interviews; and (c) using performance, satisfaction, and turnover rates of new hires to measure the effectiveness of the interview process.<sup>8</sup>
- Be aware that recommenders of applicants may hold unconscious biases, and therefore may present skewed representations of applicants in their letters of recommendation.<sup>9</sup>
- Consider that cultural differences can affect first impressions of candidates. For instance, the standard interview in the United States uses the criteria of self-confidence, goal orientation, enthusiasm, and leadership, even though these qualities may not be apparent in people of more reserved cultures.<sup>10</sup>
- Reserve ample time for the interviews and evaluations of candidates, as sex bias emerges more when evaluators are under time pressure.<sup>11</sup>

**Author:**

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**Association of American Medical Colleges**

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# Advancing Inclusive Excellence in Recruitment and Selection

Arig al Shaibah, PhD  
Associate Vice-President,  
Equity and Inclusion

January 2019

# Land Acknowledgement

## *Indigenous Education Council, May 2016*

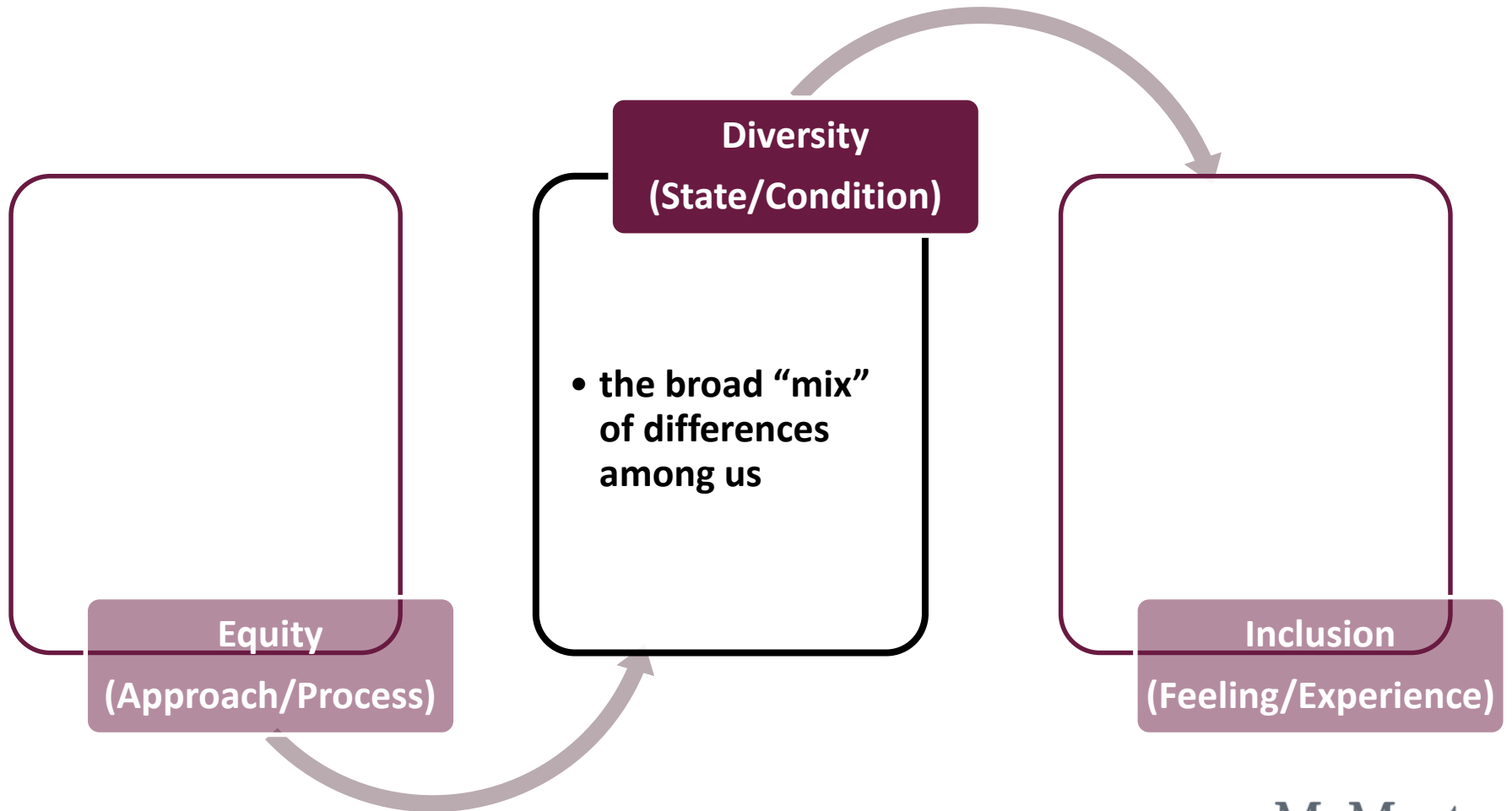
- McMaster University recognizes and acknowledges that it is located on the traditional territories of the Mississauga and Haudenosaunee Nations, and within the lands protected by the Dish With One Spoon wampum agreement.
- The Dish With One Spoon represents the first treaty made on Turtle Island (North America). It also represents a covenant with nature: take what you need, leave something in the dish for others and keep the dish clean.



# Equity, Diversity and Inclusion

## *Definitions: Distinct but Related Concepts*

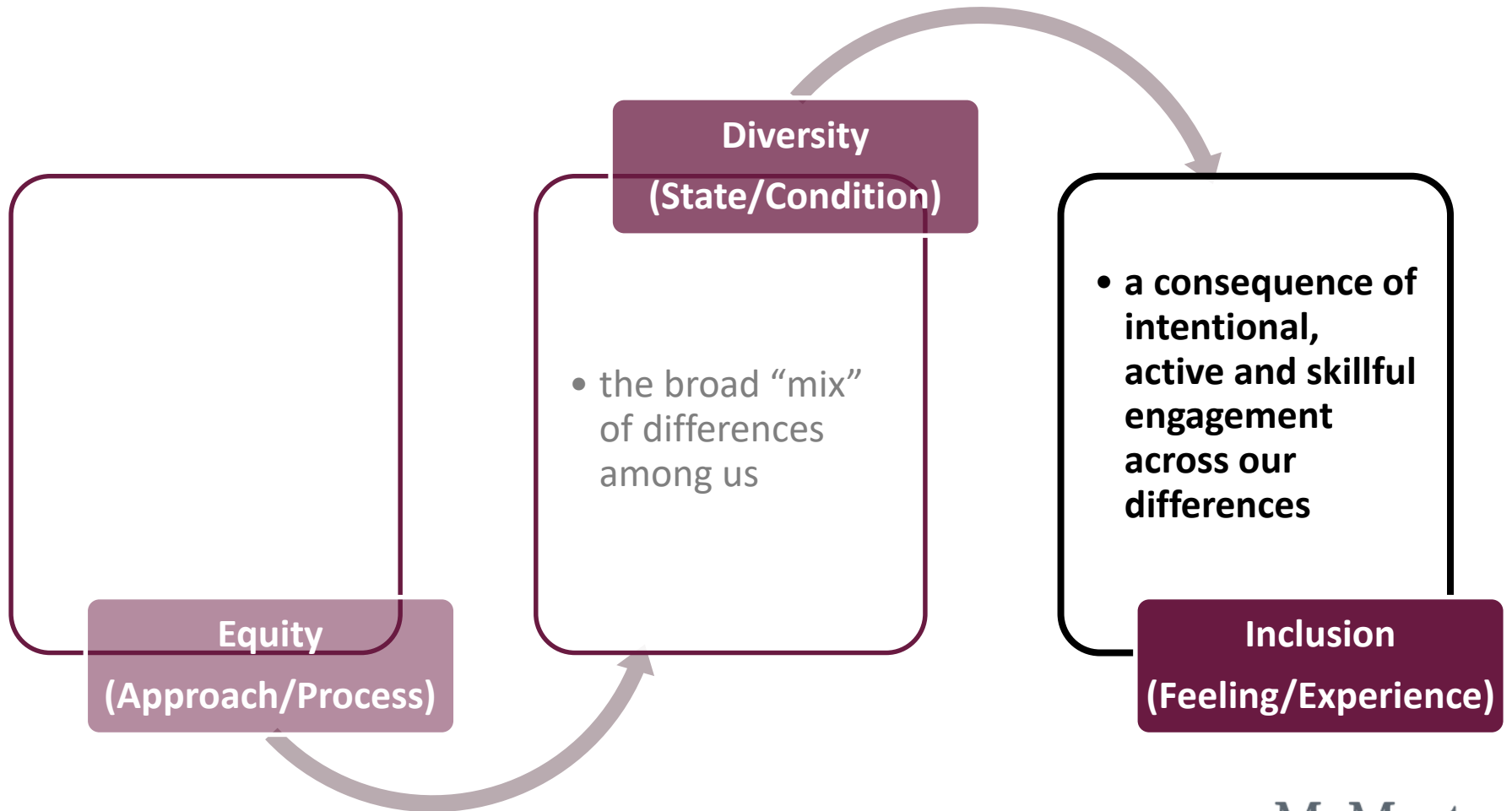
(adapted from Associate of American Colleges & Universities and M. Bolger, 2017)



# Equity, Diversity and Inclusion

## *Definitions: Distinct but Related Concepts*

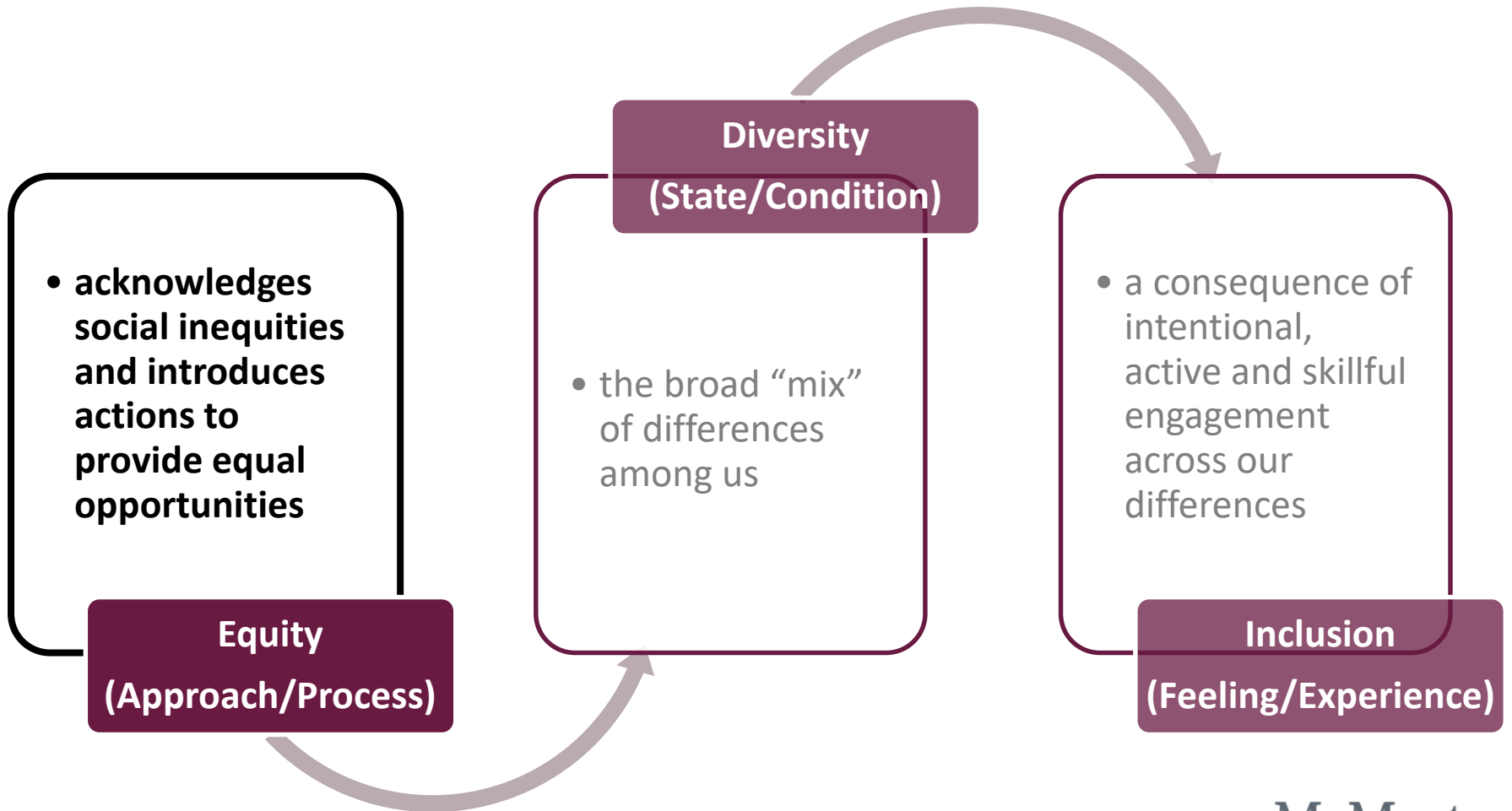
(adapted from Associate of American Colleges & Universities and M. Bolger, 2017)



# Equity, Diversity and Inclusion

## *Definitions: Distinct but Related Concepts*

(adapted from Associate of American Colleges & Universities and M. Bolger, 2017)



# The Case for EDI in the Academy

## *Inclusive Excellence*

### ***Beyond...***

- Charity...the benevolence case *“the nice thing to do”*
- Commerce...the business/bottom-line case *“the profitable thing to do”*
- Compliance...the legal human rights case *“the thing we must do”*

### ***Toward...***

- Consciousness...the social betterment/fairness case *“the right thing to do”*
- Creativity/Quality...the innovation and excellence case *“the best thing to do”*

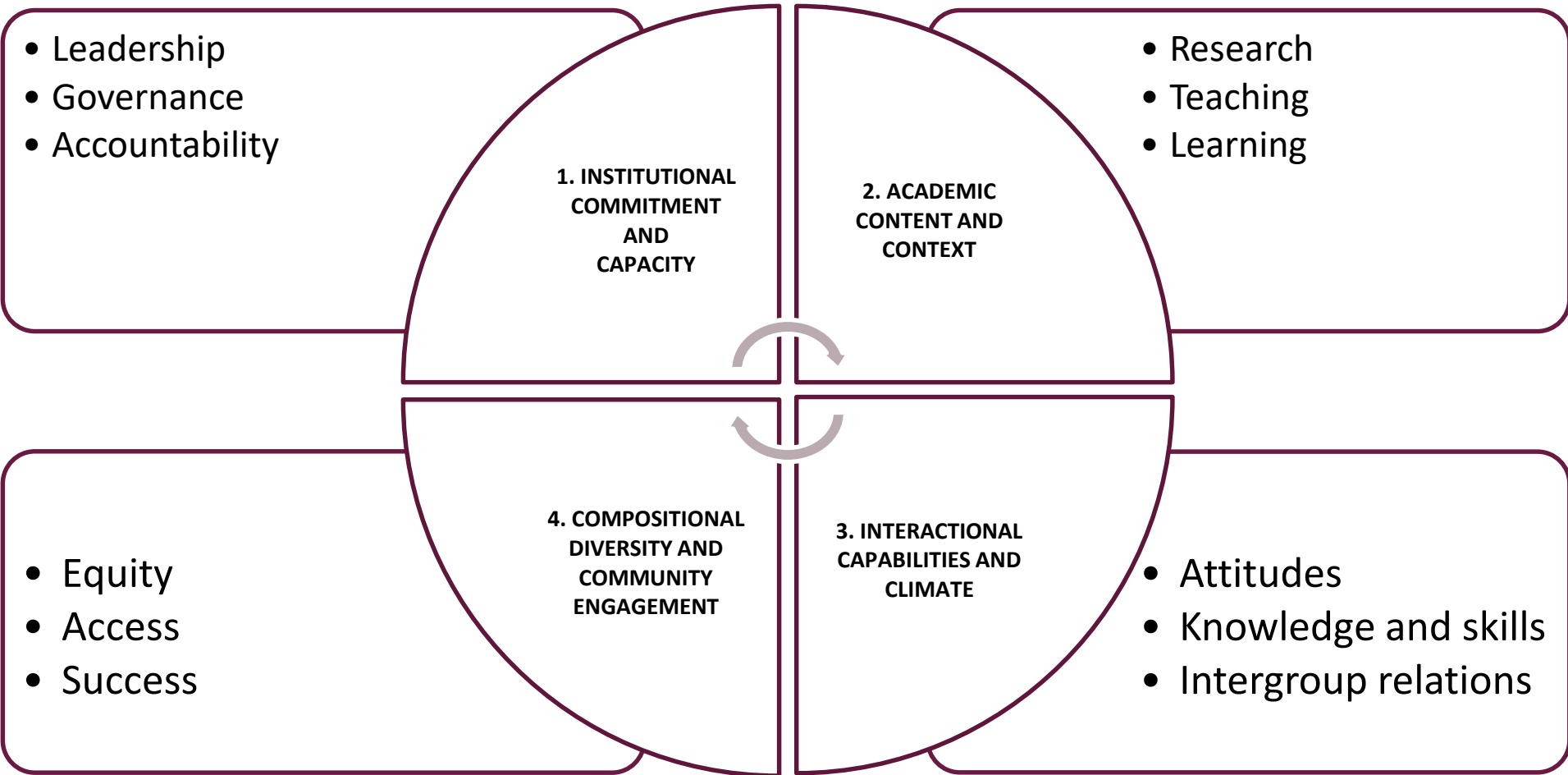
# McMaster's Vision and Values

## *Advancing Inclusive Excellence through EDI*

- McMaster has a vision to achieve international distinction for creativity, innovation and excellence, and to embody values of integrity, quality, inclusiveness and teamwork
- McMaster acknowledges that **diversity is essential to creativity and innovation** and, therefore, **integral to excellence** in teaching, research and service – **inclusive excellence**.
- McMaster must, therefore, assess excellence through an equity, diversity and inclusion (EDI) lens.
- McMaster is committed to advancing inclusive excellence through a strategic institutional **EDI Action Plan**

# McMaster's EDI Framework

## *Areas for Strategic Action and Goals*



# Federal Employment Equity Act

## *Federally Designated Groups*

- McMaster is committed to proactive employment practices to remove barriers to employment and increase representation of federally designated groups, who have experienced historic disadvantage in employment and continue to be under-represented in the workforce:
  - **Indigenous peoples (First Nations, Métis and Inuit)**
  - **Racialized persons (“visible” minorities)**
  - **Persons with (dis)abilities – visible and invisible, including mental illness**
  - **Women/Female identified persons**
- McMaster also commits to proactive employment practices for **persons who identify as LGBTQ+**, who experience employment barriers as members of marginalized sexual orientation and gender identity groups.

# “Deep” Equity

## *Individual and Institutional Interventions*

### Equality



Treating everyone the same – assumes that everyone benefits from the same supports or experiences the same barriers.

**Equal treatment does not result in equal opportunity.**

### Equity



Equity (access to equal opportunity is achieved through **positive, proactive action** – supports provided based on individual.

Akin to concept of **accommodation**

### “Deep” Equity/Social Justice



Equity is achieved through **positive, proactive action** – **removal of the systemic/structural barrier** contributing to inequity.

Akin to concept of **universal/accessible design.**



# Ontario Human Rights Code (OHRC) Obligations

## *Protection against Discrimination and Duty to Accommodate*

### Implications for Search Process:

- ❑ Consider and remove potential biases and barriers to employment
- ❑ Avoid questions which solicit information related to “protected grounds”

Refer to: *Appropriate and Inappropriate Human Rights-Related Questions*

<http://www.workingatmcmaster.ca/med/document/Appropriate-and-Inappropriate-Human-Rights-Related-Questions-1-83.pdf>

- ❑ Employ proactive measures to address accessibility needs
- ❑ Accommodate to the point of undue hardship

Refer to: *Tips on Accommodations and Accessible Interviewing* <http://www.workingatmcmaster.ca/med/document/Tips-on-Accommodations-and-Accessible-Interviewing-1-83.pdf>

# Unconscious Bias Testing and Training

## *Committee Pre-Session Assignment*

1. Select and complete one (and preferably two) Harvard Implicit Association Tests

<https://implicit.harvard.edu/implicit/canada/takeatest.html>

2. View The Royal Society (of UK) online video clip (3 minutes)

<https://royalsociety.org/topics-policy/publications/2015/unconscious-bias/>

3. View Facebook Training Modules: Managing Unconscious Bias (27 minutes)

<https://managingbias.fb.com/>

- *Stereotyping and Performance Bias* (16:21 minutes) **REQUIRED**
- *Performance Attribution Bias* (10:21 minutes) **REQUIRED**
- *Competence/Likability Trade-Off Bias* (7:16 minutes) **OPTIONAL**
- *Maternal Bias* (7.21) **OPTIONAL**

# Common Unconscious/Implicit Biases in Searches

## *Self-Reflection and Examination*

### **Performance Bias**

- Am I evaluating expected potential or proven accomplishments based on stereotypes?

### **Confirmation bias**

- Am I seeking information that confirms preconceived ideas/assumptions based on stereotypes?

### **Performance Attribution Bias**

- Am I attributing performance to skill or “innate” talent or to luck or external factors?

### **Competency/Likability Trade Off**

- Am I overlooking competencies by assessing likability based on stereotypical expectations?

### **In-Group Bias**

- Am I giving preference to someone because I relate to an aspect of their identity?

### **Projection Bias**

- Am I drawn to someone because they appear to share my values and ways of thinking?

### **Normative Bias (“group think”)**

- Am I conforming to the thoughts of others in a group?

# Unlearning Unconscious Bias

## *Risk Factors and Mitigating Strategies*

(J.A. Goodman, n.d.)

### Risk Factors:

- Ambiguity  
(e.g., vague basis of judgement, unfamiliar)
- Certain emotional states  
(e.g., anger)
- Salient social categories  
(e.g., “race”)
- Low effort cognitive processing  
(e.g., less deliberative)
- Distracted or pressured decision-making  
(e.g., various conditions)
- Lack of feedback  
(e.g., uncritical peers/supervisors/leaders)

### Mitigating Strategies:

- Identify and reduce/eliminate risk factors
- Mindfulness  
(e.g., raise awareness, recognize and accept)
- Perspective-taking and empathy-building  
(e.g., consider situation from another’s perspective)
- Individuation  
(e.g., think about individual not group)
- Stereotype replacement  
(e.g., make new associations to replace old ones)
  - Imagine individuals who counter-stereotypes (counter-stereotype image)
  - Engage/interact with out-group member (“contact” and cooperation)
- Routinely check thought processes and decisions for possible bias

# Selection Criteria and Assessment Matrix

## *Small Group Activity: Developing Selection Criteria*

| 1  | Category of Qualification   |           |                |  |  |  |  |  |  |  | RANKING  |  |  |       |
|----|---|-----------|----------------|--|--|--|--|--|--|--|--|--|--|-------|
| 2  | Rate demonstration of selection criteria/qualifications:<br><br>0 - not demonstrated<br>1 = minimally or inconsistently demonstrated (poor)<br>2 = adequately demonstrated (fair)<br>3 = well demonstrated (good)<br>4 = very well demonstrated (excellent) |           |                |  |  |  |  |  |  |  | Give a score to all candidates without weighting first and rank according to this rating. Then return and multiply each score by weight indicated under each criterion, and enter new weighted score in grey cell. Make comments on whether your ranking changes as a consequence of this new score. |  |  |       |
| 3  |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 4  | #   | Candidate | Weight         |  |  |  |  |  |  |  |  |  |  | SCORE |
| 5  |   |           | <b>Scoring</b> |  |  |  |  |  |  |  |  |  |  |       |
| 6  |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 7  |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 8  |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 9  |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 10 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 11 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 12 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 13 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 14 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 15 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 16 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 17 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 18 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 19 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 20 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 21 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 22 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 23 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 24 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 25 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |
| 26 |   |           |                |  |  |  |  |  |  |  |  |  |  |       |

# McMaster University Faculty Hiring Principles and Practices

## Advancing Inclusive Excellence

### Inclusive Excellence and McMaster's Vision

McMaster has a vision to achieve international distinction for creativity, innovation and excellence as a student-centred, research-intensive university.

To achieve this vision, McMaster will pursue and advance **inclusive excellence**<sup>1</sup> in teaching, research and scholarship by aiming to, among other things, attract and retain a diverse faculty body that represents the diverse academic talent pool available and reflects an increasingly diverse student body.

### Definitions<sup>2</sup>:

**Diversity** – the broad “mix” of differences (across multiple and intersecting dimensions of personal and social identities) among community members.

**Inclusion** – the active, intentional, and ongoing engagement with diversity, in and outside the classroom, in ways that deepen awareness, knowledge and skill to enhance the experiences and sense of belonging among community members.

**Equity** – the active, intentional, and ongoing process to create opportunities for marginalized members of society, who have historically been and continue to be under-represented/engaged/served in higher education, to have equal access to and meaningfully engage in the life and work of the university.

**Inclusive Excellence** – re-envisioning both quality and diversity as interdependent and synergistic (“two sides of the same coin”), thereby requiring and reflecting an expansive view on the assessment of merit.

*“As an “alloy,” Inclusive Excellence re-envisioning both quality and diversity. It reflects a striving for excellence in higher education that has been made more inclusive by decades of work to infuse diversity into recruiting, admissions, and hiring; into the curriculum and cocurriculum; and into administrative structures and practices. It also embraces newer forms of excellence, and expanded ways to measure excellence, that take into account research on learning and brain functioning, the assessment movement, and more nuanced accountability structures. Likewise, diversity and inclusion efforts move beyond numbers of students or numbers of programs as end goals. Instead, they are multilayered processes through which we achieve excellence in learning; research and teaching; student development; local and global community engagement; workforce development; and more.”*

~ Clayton-Pedersen, O’Neill & McTighe-Musil, 2017

### Principles:

McMaster’s faculty hiring practices will be guided by the following principles:

- Confidentiality – maintaining privacy of applicant, obtaining consent to share beyond committee;
- Fairness – adhering to due process (substantive, procedural, relational fairness);
- Equity – mitigating implicit bias and systemic barriers to equal opportunity; and
- Meritocracy – identifying excellence through assessment of essential qualifications and experience.

<sup>1</sup> Clayton-Pedersen, A.R., O’Neill, N., & McTighe Musil, C. (2017). *Making Excellence Inclusive: A Framework for Embedding Diversity and Inclusion into Colleges and Universities’ Academic Excellence Mission*. Association of American Colleges and Universities (AAC&U).

Available online at: <https://www.aacu.org/sites/default/files/files/mei/MakingExcellenceInclusive2017.pdf>

<sup>2</sup> Megan Bolger, <https://generalassemb.ly/blog/diversity-inclusion-equity-differences-in-meaning/>

## Assertions and Evidence:

A growing body of literature supports the following three assertions:

1. Diverse people bring diverse values, interests, lived experiences, perspectives, and practices which are essential to disciplinary and interdisciplinary curiosity, creativity, innovation and, therefore, quality, necessitating the pursuit of inclusive excellence including expanding the diversity of scholars and scholarship in academe.
2. Marginalized members of society, and particularly federally designated equity-seeking groups<sup>3</sup>, have historically been and continue to be under-represented/engaged/served in academe.
3. Diversifying the faculty body, to achieve proportionate representation of the diverse academic talent pool and to reflect both increasingly diverse students bodies and communities, requires active and intentional examination and renewal of hiring policies and practices.

The evidence provided below is not exhaustive, but rather a sampling of research that makes the case for inclusive excellence and provide a rationale for efforts to advance current leading and emerging practices to more successfully attract, recruit and retain a diversity of talented faculty members.

*“Diversity in science refers to cultivating talent, and promoting the full inclusion of excellence across the social spectrum. This includes people from backgrounds that are traditionally underrepresented **and** those from backgrounds that are traditionally well represented.” ~ Gibbs, 2014<sup>4</sup>*

### **1. The Case for Diversity and Inclusive Excellence: Innovation, Performance and Effectiveness**

*(Lising Antonio et al., 2003<sup>5</sup>; Chubin & Malcom, 2008<sup>6</sup>; Medin & Lee, 2012<sup>7</sup>; Catalyst, 2013<sup>8</sup>; Redmond, 2014; Deloitte, 2017<sup>9</sup>)*

- Diverse people bring diverse life practices, perspectives, values, and motivations
- Scientific progress relies on problem-solving and collaboration – groups with diverse experiences tend to be more creative and innovative
- Curiosity and inquiry drive science forward, and scientists with different perspectives often ask different questions
- The methods scientists use to seek out answers to questions can be influenced by their values and perspectives; new methods often lead to new knowledge
- Diversity of perspectives enriches science, making it more responsive to a global pool of beneficiaries of the knowledge and practice generated
- Students working in more diverse group setting were influenced by the different perspectives of minority participants and demonstrated enhanced complex thought processes as a result

<sup>3</sup> The Government of Canada has identified four designated groups who have historically faced, and continue to face, barriers in employment: women, Indigenous peoples (First Nations, Inuit and Metis), racialized persons (visible minorities) and persons with disabilities.

<sup>4</sup> Gibbs, K. Jr. (2014). Diversity in STEM: What it is and Why it Matters. *Scientific American*, Sept. 10. Available online at: <https://blogs.scientificamerican.com/voices/diversity-in-stem-what-it-is-and-why-it-matters/>

<sup>5</sup> Lising Antonio, A. et al. (2004). Effects of racial diversity on complex thinking in college students. *Psychological Science*, 15(8): 507 – 510.

<sup>6</sup> Chubin, D.E. & Malcom, S.M. *Making a case for diversity in STEM fields*. Inside Higher Ed (October 6, 2008). Available online at: <https://www.insidehighered.com/views/2008/10/06/making-case-diversity-stem-fields>

<sup>7</sup> Medin, D.L. & Lee, C.D. Diversity makes better science. *Association for Psychological Science Observer* (May – June 2012). Available online at: <https://www.psychologicalscience.org/observer/diversity-makes-better-science>

<sup>8</sup> Catalyst (2013). Why diversity matters. Available online at: [https://www.catalyst.org/system/files/why\\_diversity\\_matters\\_catalyst\\_0.pdf](https://www.catalyst.org/system/files/why_diversity_matters_catalyst_0.pdf)

<sup>9</sup> Zalis, S. (November 14, 2017). Diversity and inclusion: Rewriting the rules for marketing. Deloitte Digital. Available online at: <https://adage.com/article/deloitte-digital/diversity-inclusion-rewriting-rules-marketing/311262/>

- Diversity on boards and in senior leadership roles improves financial and other measures of organizational performance
- Inclusive leadership style and positive diversity climate reduces turnover, enhances employee satisfaction and engagement, and improves performance of diverse teams
- Greater diversity of groups enhances collective intelligence
- Diverse teams operating in inclusive cultures can offer ideas and viewpoints that help drive innovation and effectiveness
- Diverse teams make more effective business decisions up to 87% of the time
- Highly diverse teams perform better on highly complex tasks than homogenous teams
- Organizations with inclusive talent practices can generate up to 30% higher revenues per employee and greater profitability than their competitors

*“Our point is that attention to cultural membership and cultural practices is central to equity goals and national needs, but also equally important for the construction of knowledge and for the enterprise of science itself. Moreover, we cannot and do not shed our cultural practices at the door when we enter the domain of science, science education, or science learning.” ~ Medin & Lee, 2012<sup>10</sup>*

## **2. Historical and Contemporary Under-representation of Equity-Seeking Groups in Academe**

### Demographics and Labour Market Availability/“Pipeline”<sup>11</sup> – wrt racialized/visible minority faculty

- Visible Minority (VM) population in Canada 4.7% in 1981 and 16.2% in 2006 (Stats Canada, 2008)
- Canadian VM in workforce 18.2% in 2006 (labour market availability broadly)
- Canadian VM with PhD 18.7% in 1986 and 24.5% in 2006 (labour market availability specifically)
- In 2006, 16.9% university professors are VM
- Compared with general labour market availability/pipeline, gap looks like -1.3%
- Compared with specific labour market availability/pipeline, gap looks like -7.6%

- Women in workforce 47.4% in 2006, only 21.9% in STEM workforce (Stats Canada, 2008)

- The pipeline argument does not apply, or is overstated, in many cases;
- Even if the pipeline is clear and open, there are systemic and cultural forces acting on and through the pipeline, including structures, policies, practices and climates, that need to change<sup>12</sup>

### McMaster Workforce Gaps<sup>13</sup>

- At McMaster, 9.1% (210) of faculty are VM, in the Faculty of Science 7.5% (22) are VM
- This represents a gap of -9.1% and -10.7% respectively (in contrast with general LMA)
- The gap is -15.4% and -16.9% respectively (in contrast with specific LMA of PhDs)

- Women...

<sup>10</sup> Medin, D.L. & Lee, C.D. Diversity makes better science. *Association for Psychological Science Observer (May – June 2012)*. Available online at: <https://www.psychologicalscience.org/observer/diversity-makes-better-science>

<sup>11</sup> Ramos, H. & Li, P.S. (2017). Differences in representation and employment income of racialized university professors in Canada. In Howard Ramos (Ed.), *The equity myth: Racialization and Indigeneity in Canadian universities* (pp. 46 – 64). Vancouver, BC: UBC Press.

<sup>12</sup> Hopp, A. (March 1, 2017). Solving the faculty diversity problem. American Society for Biochemistry and Molecular Biology. Available online at: <http://www.asbmb.org/asbmbtoday/201703/Feature/Gibbs/>

<sup>13</sup> Human Resource Services. (2018). *Diversity Counts: Employment Equity Census*. Hamilton, ON: McMaster University



### 3. Change Imperative to Mitigate Implicit Bias and Reduce Systemic Barriers

“Although women and minorities have made significant strides in achieving equality in the workplace, they are still underrepresented in the upper strata of organizations, including senior faculty and leadership positions...unconscious bias is one barrier in the workplace...” ~ Corrice, 2009<sup>14</sup>

- “Several studies demonstrate the impact unconscious bias can have on the hiring process...”; “The effects of unconscious bias will not be overcome by maintaining our current efforts to recruit and retain [equity-seeking groups]...”<sup>15</sup>
- Having a critical mass (30% - 40%) of women on a board eliminates marginalization and decreases groupthink in committee decision-making

#### Strategies:

- Include a diversity statement to enhance diversity of applicant pool (Wing Sue, 2010)
- Attract and surface faculty of diverse lived, professional and academic experiences, perspectives and values by:
  - ensuring diverse venues for broad advertising (via HR and disciplinary networks), and considering targeted promotion through equity-seeking group networks, and
  - inviting voluntary self-ID to monitor diversity profile of applicant pool through recruitment, screening, longlisting, and shortlisting processes
  - including contributions to EDI as a job requirement among the essential assessment criteria and requesting explicit articulation of demonstrated contribution
- ensure diverse selection committee across disciplinary areas of research, stage in academic career (including student representation), and multiple dimensions of social identity (including representation from designated equity-seeking groups)
  - Consider setting a requirement to have at least 30% W, at least 1 and preferably more members from VM groups, and 1 person of Indigenous ancestry
  - These proportions are consistent with diversity profiles at McMaster:
    - 40% faculty are women (32% Science faculty are women)
    - 9.1% faculty are VM (7.5% Science faculty are VM)
    - 0.5% faculty are Indigenous (0.3% Science faculty are Indigenous)

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<sup>14</sup> Corrice, A. (2009). Unconscious bias in faculty and leadership recruitment: A literature review. *Association of American Medical Colleges: Analysis in Brief*, 9(2), 1-2.

<sup>15</sup> University of British Columbia, Mechanical Engineering. (2013). *Unconscious Bias*. Westcoast Women in Engineering, Science and Technology (WWEST) and Natural Science and Engineering Research Council (NSERC) – BC and Yukon Region.

**Ministry of  
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**Ministère des  
Affaires municipales  
et du Logement**

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Tél. : 416 585-6500



January 31, 2019

Dear Head of Council:

On Monday at the ROMA conference, Premier Doug Ford announced the Ministry of Municipal Affairs and Housing and the Ministry of the Attorney General intend to launch a consultation on the long-standing issues surrounding joint and several liability.

We have listened to our municipal partners across the province and have heard the concerns about insurance costs and a “liability chill” affecting the delivery of everyday public services.

We want to gather the facts, so we are going to consult with you. We’ll need to look at the evidence and develop solutions that make sense for the people and ensure that vulnerable, injured Ontarians are compensated fairly. This will be an honest conversation, and our decisions must be based on hard facts and evidence.

Minister Mulroney and I look forward to these important discussions. Details related to the consultation process and timing will be shared in the near future.

Sincerely,

A handwritten signature in blue ink that reads "Steve Clark".

Steve Clark  
Minister

**Pilon, Janet**

---

**Subject:** Friends of the Aviary plea for support  
**Attachments:** FriendsoftheAviary\_Flint.PNG

**From:** Carly B.  
**Sent:** February 3, 2019 4:45 PM  
**To:** Davenport, Alicia <[Alicia.Davenport@hamilton.ca](mailto:Alicia.Davenport@hamilton.ca)>  
**Subject:** Friends of the Aviary plea for support

My name is Carly Bedford and I sit on the Programming Committee at the Friends of the Aviary. As a volunteer I am obviously of the opinion that the aviary should be saved at all costs. As it is an invaluable asset to the community in terms of its long history, the unique area of expertise that it gives insight into, and joy that it can provide to the community. As you know, there is no other organization like it in our city, and it is a privilege for community members to have access to such a beautiful creatures not only for enjoyment and appreciation, but also for educational purposes. The aviary has a long standing history in the city of Hamilton, it adds to our cultural heritage, and it is such a shame to see it put into such a precarious position because of circumstances largely beyond their control.

With a secure home, the aviary can focus on many other tasks, and I can attest to the fact that we have already started putting to fruition ideas for outreach and programming, so that many more children and adults alike can learn about aviculture and have the chance to interact with these magnificent birds. We have already started discussions with the Hamilton Public Library about doing children's programming as part of their Summer Reading Program, and we have interests in other demographics though visiting old age homes and other community groups. There is great potential for this to become a big attraction in our city, not to mention an authority of Avian education, and I know that interest will continue to grow if the aviary is given the chance to develop.

Many of the birds have socialization issues and cannot be cared for in a regular homes. Separating and re-housing the flock will no doubt be devastating to the birds, but also to those who have dedicated so much time and effort to care for them over the years. Exotic birds are not easy to look after, and there isn't a big demand for them in the same way that there are cats and dogs. It is a serious commitment, as many of these birds will live for many decades more, so reducing their quality of life to a residential home, with someone who perhaps does not have the experience required to care for them, would be devastating to them. This aviary is truly a labour of love, the birds were promised a home that was taken away from them and they should not have to suffer and lose their quality of life over forced housing issues.

I ask that you fight to save the aviary, and allow the volunteers to continue doing the amazing work that they have been doing. Taking the housing pressure off of the organization can allow us to continue to develop avenues of revenue to assist with the costs of rent and caring for the birds. We only want what is best for the birds, as they did not choose to be in this position, nor can they in any way control their futures should the aviary be dissolved.

Please consider the amazing potential of the aviary, the fact that we have a dedicated team of volunteers willing to put in the work to save these birds, and most importantly, please consider the impact that closure would have on the lives of these wonderful animals.

Many thanks,

Carly Bedford



**Pilon, Janet**

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**Subject:** Let's Remember Adam Needs Your Help

**From:** Pierre Ranger

**Sent:** January 31, 2019 4:18 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca)

**Subject:** Let's Remember Adam Needs Your Help

February 1, 2019

Honourable Mayor Eisenberger & Hamilton City Council  
Hamilton City Hall  
71 Main Street West  
Hamilton, ON L8P 4Y5

**RE: School Bus Safety - Implementing Stop Arm technology**

Dear Honourable Mayor and Council,

In 2000, my youngest brother Adam was tragically killed on his way home from school. A driver failed to stop for a stopped school bus, with emergency lights flashing and stop arm deployed, while Adam was crossing the street after exiting the school bus. Adam was five years old.

I am writing to request your help to put an end to stop-arm violations in order to make travel to and from school safer for children in Hamilton.

For the past 16 years, my family has been championing the "Let's Remember Adam - STOP FOR THE SCHOOL BUS" initiative to ensure that no family has to endure a senseless loss like ours. Our mission is to ensure all children travel to and from school safely every day. We spread Adam's message of school bus and student safety through educational campaigns that raise awareness of stop arm road safety rules and their enforcement. *Unfortunately, stop-arm violations continue to occur on an all too frequent basis, even in my community of Mattawa, where this tragedy took place.*

Last month, my family and I launched the 'This has to stop. We need to stop!' campaign because technological advances such as stop-arm cameras now provide a means of holding drivers who break the law accountable. [Our campaign video](#) has reached over 2 million people in just over a week and we received overwhelming support for stop-arm cameras on school buses.

My appeal to you today is to respectfully request the City of Hamilton to implement solutions like stop arm camera technology to change driver behaviour and make the journey to and from school safer for all children who ride the school bus in Hamilton.

For over 30 years now, school buses have been using their flashing lights and stop arms to warn drivers to stop within 20 meters of the school bus. This is governed by the Highway Traffic Act under subsection 175 (11) or (12). Fines range from \$400 to \$2,000 and up to 6 demerit points in Ontario, for a first offence. However, due to a lack of enforcement resources, vehicles pass stopped school buses on a daily basis with no concern for our children's safety. In fact, a pilot project conducted in Mississauga in 2016 showed an average of 2.5 incidents per day where drivers failed to adhere to the law. This is a troubling statistic that needs to change for the better. One only needs to look south of the border to see this risk become reality. In the last two weeks of October 2018 alone, 5 children were killed due to stop-arm violations in the United States.

My family and I do not need statistics to understand that the danger is real. Our children are precious and the school bus is where most of them begin and end their school days.

Legislation was passed over a year ago that would help prevent these types of incidents under Bill 174, Section 21 (1) Duty of drivers when school bus stopped, specifically part XIV.3 School Bus Camera System. However, we are still waiting for regulations to be approved in order for this technology to be implemented.

In December 2018 I wrote to the Minister of Transportation requesting that he expedite the regulatory amendments required for the legislation to become law. I received the attached response from the Ministry of Transportation this week that specifies, "In order for the province to develop the necessary supporting regulations, we require municipalities to identify the technology that will be used as well as develop the needed operational framework for the processing offences." I trust you have also received correspondence from the Province on this issue.

February 11, 2019 will mark the 19th anniversary of my brother's death. On behalf of my family and the Let's Remember Adam - STOP FOR THE SCHOOL BUS initiative, **I am asking you to help us honour Adam by mandating stop-arm cameras on all school buses in your community, and informing the Ministry of Transportation and Premier Ford of the importance of this technology to increase student safety.**

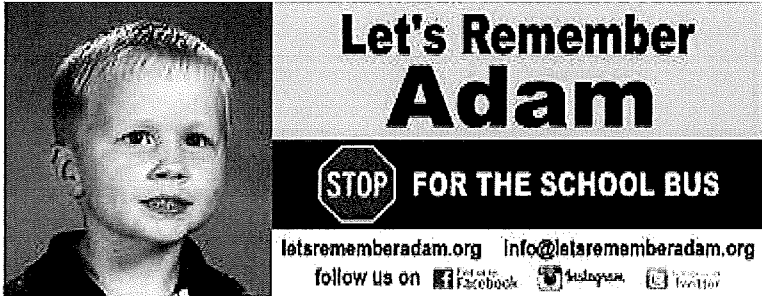
If I may provide any assistance in furthering this cause or providing additional information to you and you're Council, please do not hesitate to contact me at 705-840-8871. You can learn more about Adam's story and the "Let's Remember Adam - Stop for the School Bus" initiative at [www.letsrememberadam.org](http://www.letsrememberadam.org).

Thank you in advance for taking a stance on this important issue.

Sincerely,

Pierre Ranger

Chairman, Let's Remember Adam - STOP FOR THE SCHOOL BUS



Pierre Ranger  
Purchasing Manager

5151 Highway 17 W  
Mattawa ON P0H 1V0  
[pierreranger@gincor.com](mailto:pierreranger@gincor.com)  
O: (705) 744-5543 ext. 235  
M: (705) 840-8871  
[www.gincor.com](http://www.gincor.com)



Ministry of  
Transportation Transports

Ministère des

Road User Safety Division  
87 Sir William Hearst Avenue  
Room 191 bureau 191  
Toronto, ON M3M 0B4  
Tel: 416-235-4453 tél: 416-235-4453  
Fax: 416-235-4153 télécopieur: 416-235-4153

Division de Sécurité Routière  
87, avenue Sir William Hearst  
Toronto, ON M3M 0B4



January 16, 2019

107-2018-83

Pierre Ranger  
P.O Box 342  
Mattawa, Ontario  
POH 1V0

Dear Mr. Ranger,

**Re: School Bus Cameras**

Thank you for sharing your concerns about school bus safety and, in particular, for your recommendation to move forward with the implementation of school bus stop-arm cameras.

I am very sorry to hear about the tragic loss of your brother Adam. The objective behind so many legislative initiatives the government has implemented over the years has been to improve road safety and to try to prevent so many of these needless deaths.

The safety of occupants on all vehicle types is a priority for the Ministry of Transportation (MTO) – especially the safety of our children traveling on school buses. I want to assure you that MTO has been working very hard to make sure that school buses are amongst the safest ways for children to travel.

As you know, it is illegal to fail to stop for a stopped school bus that has its red lights flashing and the *Highway Traffic Act* (HTA) sets out tough penalties for drivers who break this law. If a driver does not stop, they can be fined \$400 to \$2,000 and get six demerit points for a first offence. For drivers who are convicted a second time within five years, the penalty is a fine of \$1,000 to \$4,000 and six demerit points. Drivers could also go to jail for up to six months.

However, I recognize that no penalty can ever ease the pain of losing a loved one. We are committed to further addressing unsafe and inappropriate driving behaviours, and we aim to do so through a combination of strategies, including

.../2



legislation, public education and providing support to the enforcement efforts of Ontario's police services.

With regards to school bus cameras, it is important to note that the HTA does not prohibit adding video equipment to school buses that record drivers who illegally pass stopped school buses, provided that the equipment does not extend beyond the allowable width of the vehicle and it does not interfere with its safe operation. However, photo/video evidence from a vehicle-based camera must be introduced by a witness to be admitted in court.

As you also pointed out on December 21, 2017, the government passed the *Cannabis Smoke-Free Ontario Amendment Act* which:

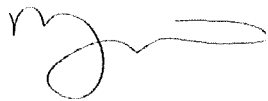
- Expands the school bus passing offence to include when the stop arm is actuated.
- Allows for the development of regulations that would establish specialized evidentiary rules to clarify what evidence could be used to prove a driver improperly passed a stopped school bus without the need to have a witness present in court.

These changes currently require regulatory amendments to become law. We are now looking to municipal partners, including school boards, to decide whether or not they will pursue the implementation of a school bus camera framework within their own jurisdictions. In order for the province to develop the necessary supporting regulations we require municipalities to identify the technology that will be used as well as develop the needed operational framework for the processing of offences.

To expedite implementation of this initiative I would suggest you bring your concerns regarding school bus cameras forward to your local municipality and possibly the school board. They will likely be working together to decide whether this program is something that should be pursued in your area.

Thank you for writing and for your advocacy efforts to improve the safety for children riding on a school bus.

Sincerely,



Kevin Byrnes  
A/Assistant Deputy Minister  
Road User Safety Division

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Alice Weatherbee

**Sent:** February 4, 2019 2:09 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

Alice Weatherbee

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Sarah Lawson

**Sent:** February 4, 2019 12:39 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

Dear Leaders:

My husband and I visit Kirkland Lake regularly, and every time we visit this small but thriving Northern Ontario mining town, we drive past a giant billboard that has been erected in memory of a small boy, Adam, who was killed at the end of his driveway by a driver who didn't stop for his school bus. His family is advocating for stop-arm cameras to be installed on ALL school buses, so that drivers who fail to stop for the school bus can be identified and charged accordingly. The intention is to give drivers a further incentive to slow down and stop completely for a school bus, or face a substantial fine. This is such a simple solution, and one that already has tremendous support from Ontarians. I am asking that you lend YOUR support to this initiative. If you have children, or grandchildren of your own, then you have absolutely everything to lose. Nobody should lose their child at the end of their driveway. If stop-arm cameras can save even one child's life, then that's a legacy to be proud of. Come on, Ontario! We can do this!

Thank you for taking the time to read this letter.

Sincerely,

Sarah Lawson

Grandmother to Charleigh

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Ballantyne Christine

**Sent:** February 5, 2019 4:20 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); 'doug.ford@pc.ola.org' <[doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org)>; 'minister.mto@ontario.ca' <[minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)>

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

Please take this serious, children should be safe going to school, riding a bus. Implement the cameras on school busses, save lives.

Christine Villemaire of Cambridge Ontario

This information is directed in confidence solely to the person named above and may not otherwise be distributed, copied or disclosed. Therefore, this information should be considered strictly confidential. If you have received this email in error, please notify the sender immediately via a return email for further direction. Thank you for your assistance.

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Stephanieui Knight

**Sent:** February 5, 2019 9:18 AM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

We need cameras on all school buses for all our children grandchildren to be safe. Not having them is irresponsible because of drivers not paying attention to our precious cargo.

Thank you for hopefully doing the right thing.

**Pilon, Janet**

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**Subject:** School Bus Emergency

-----Original Message-----

From: Krista London-Verticchio

Sent: February 5, 2019 8:18 AM

To: Office of the Mayor <mayor@hamilton.ca>; clerk@hamilton.ca; doug.ford@pc.ola.org; minister.mto@ontario.ca

Subject: School Bus Emergency

Hi there

My family and I, alongside thousands of families in Ontario are deeply concerned with our children's safety using school buses.

My two sons are special needs, so our bus comes right to our house. Over a two year period, I have watched more than 20 cars zoom right past our bus. This bus is filled with low functioning and medically fragile children. Children who could at any moment, run from their parents arms on to the street. And despite the buses having a stop sign out, an arm out and lights on, cars continue to zoom by!

I have reported multiple cars to the local police. But without photo/video evidence, charged cannot be laid. All us parents are to busy focusing on our children. We cannot hold our phone recording the road as well!

Police have cameras in their cars. Hamilton buses having cameras in their buses. Hamilton cabs have cameras in their cars. So why don't our school buses?! Our school buses are carrying precious cargo! Children aged 3 and up!

I am emailing you today to ask WHY? Why don't all school buses have cameras? People will never stop for buses when they know they won't get caught!

What are YOU doing to better our children's safety on school buses?

Krista London-Verticchio

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

-----Original Message-----

From: tiffany

Sent: February 5, 2019 2:10 PM

To: Office of the Mayor <mayor@hamilton.ca>; clerk@hamilton.ca; doug.ford@pc.ola.org; minister.mto@ontario.ca

Subject: Let's Remember Adam Stop Arm Cameras on All School Buses

Good afternoon,

As a new parent I am terrified thinking about putting my child on a school bus without better safety measures.

Cameras on the stop sign need to be mandatory.

And much stricter laws for those who don't stop. Automatic suspension of licence. \$1000 fine.

If texting laws are put in place, do the same for a school bus (minimum). And make sure it is enforced!!

Please help concerned parents & innocent children.

Thank you for your time,  
Tiffany Fisher

Sent from my iPhone

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Teresa Sanges

**Sent:** February 5, 2019 1:01 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

Multiple School busses stop outside my house every day and although the majority of the time people stop, sometimes they don't. I watch cars go around other cars that are stopped for the bus. It is only a matter of time before someone else dies.



**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** wafasallam

**Sent:** February 5, 2019 2:30 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

Stop killing our kids ( our souls and lives ).  
Please we need stop arm cameras on all school buses.

Thank you and have a great day.

Sent from my Samsung Galaxy smartphone.

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

-----Original Message-----

From: Vanessa di salvo

Sent: February 7, 2019 10:06 PM

To: Office of the Mayor <mayor@hamilton.ca>; clerk@hamilton.ca; doug.ford@pc.ola.org; minister.mto@ontario.ca

Cc: letsrememberadam@gmail.com

Subject: Let's Remember Adam Stop Arm Cameras on All School Buses

To our Hamilton members, stop arm cameras are needed on our buses. Everyday motorist run the stop arms. Every life is important and we need to keep all students safe. If we can stop people from running the stop arms we can save lives! Please vote for stop arm cameras.

Thank you for your time. Vanessa DiSalvo Hamilton community member.

Sent from my iPhone

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Lisa Hilts

**Sent:** February 7, 2019 10:59 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Cc:** [letsrememberadam@gmail.com](mailto:letsrememberadam@gmail.com)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

CHILDREN ARE OUR FUTURE. STOP ARM CAMERAS SHOULD BE MANDATORY

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** maria simoes

**Sent:** February 7, 2019 10:44 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Cc:** [letsrememberadam@gmail.com](mailto:letsrememberadam@gmail.com)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

We need stop arm cameras I see so many cars not respecting the school bus flashing lights

Maria Simoes

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

-----Original Message-----

From: Kim Leclercq

Sent: February 7, 2019 4:51 PM

To: Office of the Mayor <mayor@hamilton.ca>; clerk@hamilton.ca; doug.ford@pc.ola.org; minister.mto@ontario.ca

Cc: letsrememberadam@gmail.com

Subject: Let's Remember Adam Stop Arm Cameras on All School Buses

I drive a school bus and this is our BIGGEST PROBLEM!!!

Sent from my iPad

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

-----Original Message-----

From: Kim Leclercq

Sent: February 7, 2019 4:52 PM

To: Office of the Mayor <mayor@hamilton.ca>; clerk@hamilton.ca; doug.ford@pc.ola.org; minister.mto@ontario.ca

Cc: letsrememberadam@gmail.com

Subject: Let's Remember Adam Stop Arm Cameras on All School Buses

WE NEED THIS!!!

Sent from my iPad

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Barb Wallace

**Sent:** February 7, 2019 10:03 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Cc:** [letsrememberadam@gmail.com](mailto:letsrememberadam@gmail.com)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

Please, please put the safety of our children first without hesitation. They are our future and we must take care of them!!!!

*Sent from my LG Mobile*

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Neil Felder

**Sent:** February 7, 2019 11:48 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Cc:** [letsrememberadam@gmail.com](mailto:letsrememberadam@gmail.com)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

Get [Outlook for Android](#)



**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

-----Original Message-----

From: Phil Johnson

Sent: February 7, 2019 3:39 PM

To: Office of the Mayor <mayor@hamilton.ca>; clerk@hamilton.ca; doug.ford@pc.ola.org; minister.mto@ontario.ca

Cc: letsrememberadam@gmail.com

Subject: Let's Remember Adam Stop Arm Cameras on All School Buses

WE NEED STOP ARM CAMERAS ON EVERY SCHOOL BUS OUT THERE IN ORDER TO PREVENT MORE TRAGEDIES, AND TO SEND A CLEAR MESSAGE TO THOSE WHO RUN THESE STOP SIGNS THAT IT WILL NO LONGER BE TOLERATED. FINES MUST BE HEAFY!!!

Phil J (a father of 3)

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Kyle Cook

**Sent:** February 7, 2019 2:59 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Cc:** [letsrememberadam@gmail.com](mailto:letsrememberadam@gmail.com)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

This needs to stop now.

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

-----Original Message-----

From: Kersti Kerstenbeck

Sent: February 6, 2019 6:56 AM

To: Office of the Mayor <mayor@hamilton.ca>; clerk@hamilton.ca; doug.ford@pc.ola.org; minister.mto@ontario.ca

Cc: letsrememberadam@gmail.com

Subject: Let's Remember Adam Stop Arm Cameras on All School Buses

This has to stop! People are not abiding by the stop sign arm alone- and need to be charged!!! Kids and adults are put in danger because of this !! We need cameras to catch these people!

Sent from my iPhone

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** ThunderTouch Studios <[thundertouchstudios@gmail.com](mailto:thundertouchstudios@gmail.com)>

**Sent:** February 5, 2019 9:52 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Cc:** [letsrememberadam@gmail.com](mailto:letsrememberadam@gmail.com)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

Hi,

As a school bus driver I always see people bypass my stop sign as I have to always write out their license plates and it doesn't really help. We need the stop camera, it makes sense. We have children, we should care for their safety by making it more secured and serious. This way the police can get the footages just like red light cameras and ticket them for bypassing the stop sign.

Sincerely,

James Graham

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

-----Original Message-----

From: MORITZ christineandchrismoritz

Sent: February 5, 2019 11:20 PM

To: Office of the Mayor <mayor@hamilton.ca>; clerk@hamilton.ca; doug.ford@pc.ola.org; minister.mto@ontario.ca

Cc: letsrememberadam@gmail.com

Subject: Let's Remember Adam Stop Arm Cameras on All School Buses

Hello,

As a mother of two in the Region of Waterloo I am very concerned at the lack of diligence people have for school buses. We need to in-still fear in every driver that fails to stop for a school bus. The only way we can do that is by holding people accountable for failing to stop. These are our children, our future. Please take into consideration the need for stop arm cameras on school buses.

Christine

Sent from my iPhone

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** carri stonehouse < >

**Sent:** February 5, 2019 9:27 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Cc:** [letsrememberadam@gmail.com](mailto:letsrememberadam@gmail.com)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

Hi there

We need to have stop arm cameras. Everyone is in a rush in the morning and this would be able to ticket people for not stopping. You have how many red light cameras in Hamilton....why cant you do this?

Losing one childs life is one too many. My son is only 2 years old and one day will ride the bus. Do I need to fear that he wont make it to the front door one day?. I really hope not.

Let's do this for Adam. Let's do this for all the children out there.

Thanks Carri

Sent from my Samsung Galaxy smartphone.

**Pilon, Janet**

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**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Renee Michelle Miller

**Sent:** February 5, 2019 9:15 PM

**To:** Office of the Mayor <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; [clerk@hamilton.ca](mailto:clerk@hamilton.ca); [doug.ford@pc.ola.org](mailto:doug.ford@pc.ola.org); [minister.mto@ontario.ca](mailto:minister.mto@ontario.ca)

**Cc:** [letsrememberadam@gmail.com](mailto:letsrememberadam@gmail.com)

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

Please make it a number priority to have camaras on all school buses. Our children are priceless.

*Sent from my LG Mobile*

**Pilon, Janet**

---

**Subject:** Let's Remember Adam Stop Arm Cameras on All School Buses

**From:** Joan Hassey  
**Sent:** February 7, 2019 10:38 PM  
**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)  
**Subject:**

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I am a school bus driver in Hamilton and Grimsby area. Time and time again I watch in horror as I activate my stop sign to unload and load children, cars speed through total ignoring them. It is a total helpless feeling! Cameras are the only way these drivers can be stopped and held accountable, by giving the police a undeniable picture of this criminal offence. Please help us before more children are hurt or killed.

---

This message was sent from a Bell mobile phone.





**Pilon, Janet**

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**Subject:** Raise the Flag for Austim

**From:** Julie Densham <[Julie@autismontario.com](mailto:Julie@autismontario.com)>

**Sent:** February 6, 2019 10:47 AM

**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)

**Subject:** Raise the Flag for Austim

Good Morning,

My name is Julie Densham and I am the Regional Fundraising and Finance Coordinator for Autism Ontario, supporting the Central West Region. We have recently launched the provincial wide 6<sup>th</sup> annual **Raise the Flag** campaign that will take place on April 2<sup>nd</sup>, 2019. Through the simple act of raising a flag we unite families, schools, communities, government and professionals in recognizing World Autism Awareness Day.

More information on Raise the Flag can be found on our website: <https://raisetheflagforautism.com/>

I'm writing to you on behalf of Autism Ontario-Hamilton Chapter. We are interested in organizing an official flag raising ceremony and proclamation at the City of Hamilton. We are kindly requesting the mayor's attendance at the flag raising ceremony. Attached to this email you will find the following items for your reference:

- A formal invitation
- Proclamation

The Flag Raising Ceremony will take place on Tuesday April 2<sup>nd</sup>, 2019 with flexibility to have this event in the morning or afternoon based on the mayor's availability. We are kindly asking that you confirm your participation via email by March 12<sup>th</sup>, 2019.

If there is further information you require, please contact me directly by email at [julie@autismontario.com](mailto:julie@autismontario.com) or phone 416-246-9592 ext. 320.

Thank you for your consideration with this request.

All the best,

Julie Densham  
Autism Ontario - Fundraising and Finance Coordinator  
Central West - Halton/Hamilton/Peel/Waterloo/Wellington  
1179 King St. W., Suite 004, Toronto ON M6K 3C5  
1-800-472-7789 ext 320  
[www.autismontario.com](http://www.autismontario.com)



February 5<sup>th</sup>, 2019

Re: Invitation to participate in Autism Ontario's "Raise the Flag" campaign on **April 2, 2019** in celebration of World Autism Awareness Day.

Dear Sir / Madam,

April 2, 2019, will mark a historic day in Canada for the autism community. For the sixth year, Canadians will officially recognize World Autism Awareness Day.

To formally acknowledge the day, Autism Ontario is inviting all municipalities to proclaim April 2, 2019 as World Autism Awareness Day and **raise Autism Ontario's Flag on Tuesday, April 2nd, 2019.**

By participating in our 2019 "Raise the Flag" campaign, you are increasing public awareness about Autism Spectrum Disorder (ASD), and the day-to-day issues faced by people with autism and their families.

If your community is interested in supporting autism awareness by participating in Autism Ontario's "Raise the Flag" campaign on **April 2, 2019**, please kindly respond by email on or before March 12<sup>th</sup>, 2019.

**Last year we requested that municipalities keep the flag for future use. We have a limited number of flags available for those who require one; please make note when considering the request.**

The March 12, 2019 registration deadline will allow us to mail out flags to those who need it, and to advertise through our communication channels that your municipality will be participating. We recognize municipalities have a formal approval process for recognizing charitable proclamations and flag raisings, and may not be able to register by the deadline. If this is the case we still invite you to proclaim the day and raise a flag, if you have one. Please notify us of your participation by emailing [julie@autismontario.com](mailto:julie@autismontario.com)

Sincerely,

Julie Densham  
Fundraising and Finance Coordinator  
Autism Ontario

Please visit [www.raisetheflagforautism.com](http://www.raisetheflagforautism.com) in the coming weeks to access engaging resources and to share your stories of inclusion!

For questions regarding participation, please contact [laura.h@autismontario.com](mailto:laura.h@autismontario.com)

Sincerely,  
Laura Heimpel  
Regional Program and Volunteer Coordinator-Central West Region  
Autism Ontario

On behalf of Autism Ontario Halton Chapter

#### **About Us**

Autism Ontario is the leading source of information on autism and one of the largest collective voices representing the autism community in Ontario. Today, 1 in 66 children are diagnosed with autism in Canada. Through improved public awareness, Autism Ontario strives to increase opportunities and acceptance for over 135,000 people living with Autism Spectrum Disorder in Ontario, ensuring that each person with ASD is provided the means to achieve quality of life as a respected member of society.

Learn more at [www.autismontario.com](http://www.autismontario.com)

#### **Follow us on Twitter!**

@AutismONT and tweet your Raise the Flag photos with #RaisetheFlagforAutism

**Autism**ONTARIO



**PROCLAMATION**

I, (name of Mayor or designate) of the city of (city name) do hereby proclaim

**April 2 as World Autism Awareness Day**

|                   |  |
|-------------------|--|
| <b>WHERE AS:</b>  | World Autism Awareness Day will be recognized on April 2 <sup>nd</sup> , 2019, in Canada thanks to Liberal Senator Jim Munson’s Bill S-206, <i>An Act Respecting World Autism Awareness Day</i> ; and  |
| <b>WHERE AS:</b>  | Autism Spectrum Disorder (ASD) affects more than 135,000 Ontarians. Autism Spectrum Disorder is now recognized as the most common neurological disorder affecting 1 in every 66 children, as well as their friends, family and community; and  |
| <b>WHERE AS:</b>  | ASD is a spectrum disorder, which means it not only manifests itself differently in every individual in whom it appears, but its characteristics will change over the life of each individual as well. A child with ASD will become an adult with ASD; and   |
| <b>WHERE AS:</b>  | Autism Ontario (formerly Autism Society Ontario) is the leading source of information and referral on autism and one of the largest collective voices representing the autism community. Since 1973, Autism Ontario has been providing support, information and opportunities for thousands of families across the province; and   |
| <b>WHERE AS:</b>  | Autism Ontario is dedicated to increasing public awareness about autism and the day-to-day issues faced by individuals with autism, their families, and the professionals with whom they interact. The association and its chapters share common goals of providing information and education, supporting research, and advocating for programs and services for the autism community; and |
| <b>THEREFORE:</b> | I (Mayor Name or Designate), do hereby declare April 2 <sup>nd</sup> as World Autism Awareness Day.  |

Dated at (municipality), Ontario this 2<sup>nd</sup> day of April, 2019.

**PROCLAMATION**

Je, (nom du maire ou de son représentant désigné) de la ville de (nom de la ville), proclame,  
par la présente,  
**le 2 avril Journée mondiale de sensibilisation à l'autisme**

|                          |  |
|--------------------------|--|
| <b>ATTENDU :</b>         | Que la Journée mondiale de sensibilisation à l'autisme sera reconnue officiellement au Canada, le 2 avril 2019, grâce au sénateur libéral Jim Munson qui a présenté et fait adopter le projet de loi S-206 instituant la <i>Loi sur la Journée mondiale de sensibilisation à l'autisme</i> ;   |
| <b>ATTENDU :</b>         | Que le trouble du spectre de l'autisme affecte plus de 135 000 personnes en Ontario. Qu'il est maintenant admis que le trouble du spectre de l'autisme est le trouble neurologique le plus courant puisqu'il touche un enfant sur 66 ainsi que leurs amis, leurs familles et la collectivité;  |
| <b>ATTENDU :</b>         | Que le trouble du spectre de l'autisme (TSA) se manifeste différemment chez chaque personne qu'il touche et que ses caractéristiques se modifieront tout au long de la vie de chacun. Autrement dit, qu'un enfant ayant un TSA deviendra un adulte ayant un TSA;   |
| <b>ATTENDU :</b>         | Qu'Autisme Ontario (auparavant Autism Society Ontario) est la principale source d'information et de référence sur l'autisme et l'une des plus importantes voix collectives qui représentent la communauté autiste. Que, depuis 1973, Autisme Ontario fournit un soutien, de l'information et des possibilités à exploiter à des milliers de familles, dans l'ensemble de la province;  |
| <b>ATTENDU :</b>         | Qu'Autisme Ontario ne ménage aucun effort pour sensibiliser le public aux troubles du spectre de l'autisme et aux difficultés quotidiennes auxquelles sont confrontés les personnes autistes elles-mêmes, leurs familles et les professionnels qui interviennent auprès d'elles. Que l'association et ses sections locales partagent des buts communs d'information et d'éducation, de soutien à la recherche et de revendication de programmes et de services pour la communauté autiste. |
| <b>POUR CES MOTIFS :</b> | Je, (maire de la ville ou son remplaçant désigné), déclare, par la présente, que le 2 avril devient Journée mondiale de sensibilisation à l'autisme.   |

Fait à (nom de la municipalité), Ontario, ce deuxième jour d'avril 2019.



Hamilton

**SELECTION COMMITTEE  
REPORT 19-001  
8:30 a.m.  
Tuesday, January 22, 2019  
Room 192, Hamilton City Hall  
71 Main Street West**

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**Present:** Councillor B. Johnson (Chair)  
Councillors S. Merulla, C. Collins, L. Ferguson, B. Clark, M.  
Pearson, T. Whitehead

**Absent:** Councillors J. Farr and N. Nann – Personal

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**THE SELECTION COMMITTEE PRESENTS REPORT 19-001 AND RESPECTFULLY  
RECOMMENDS:**

- 1. Appointment of Chair and Vice Chair (Item 1)**
  - (a) That Councillor B. Johnson be appointed Chair of the Selection Committee for the 2018-2022 term; and
  - (b) That Councillor N. Nann be appointed Vice-Chair of the Selection Committee for the 2018-2022 term.

**FOR INFORMATION:**

**(a) CHANGES TO THE AGENDA (Item 2)**

The Clerk advised that there were no changes to the agenda.

The agenda for the January 22, 2019 meeting of the Selection Committee were approved, as presented.

**(b) DECLARATIONS OF INTEREST (Item 3)**

There were no declarations of interest.

**(c) MINUTES OF THE PREVIOUS MEETING (Item 4)**

**(i) April 25, 2018**

The Minutes of the April 25, 2018 meeting of the Selection Committee, were received.

**(d) PRIVATE & CONFIDENTIAL (Item 5)**

**(i) Applicant Review for Citizen Positions on the Niagara Peninsula Conservation Authority (Item 4.1)**

The Committee moved into Closed Session. for Item 4.1 respecting an Applicant Review for Citizen Positions on the Niagara Peninsula Conservation Authority, pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 18-270, and Section 239(2), Sub-section (b) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City employees.

Staff were provided with direction in Closed Session.

The Committee rose from Closed Session at 8:55 a.m.

**(d) ADJOURNMENT (Item 6)**

There being no further business, the Selection Committee adjourned at 9:00 a.m.

Respectfully submitted,

Councillor B. Johnson, Chair  
Selection Committee

Loren Kolar  
Legislative Coordinator  
Office of the City Clerk





## Hamilton

### **SELECTION COMMITTEE REPORT 19-002**

**8:30 a.m.**

**Friday, February 1, 2019**

**Room 264, 2<sup>nd</sup> Floor, Hamilton City Hall  
71 Main Street West**

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**Present:** Councillor B. Johnson (Chair)  
Councillors J. Farr, N. Nann, S. Merulla, C. Collins, L. Ferguson, B. Clark, M. Pearson, T. Whitehead

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#### **FOR THE INFORMATION OF COUNCIL:**

**(a) CHANGES TO THE AGENDA (Item 2)**

The Clerk advised that there were no changes to the agenda.

The agenda for the February 1, 2019 meeting of the Selection Committee was approved, as presented.

**(b) DECLARATIONS OF INTEREST (Item 3)**

There were no declarations of interest.

**(c) MINUTES OF THE PREVIOUS MEETING (Item 4)**

**(i) January 22, 2019**

The Minutes of the January 22, 2019 meeting of the Selection Committee, were received.

**(d) PRIVATE & CONFIDENTIAL (Item 5)**

The Committee move into Closed Session for Item 4.1 respecting Interviews for Applicants to the Niagara Peninsula Conservation Authority, and Item 4.2, respecting the Police Services Board – Shortlist of Applicants, pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 18-270, and Section 239(2), Sub-section (b) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City employees

**(i) Niagara Peninsula Conservation Authority – Interviews**

Candidates were interviewed.

**(ii) Police Services Board - Shortlist of Applicants (Item 4.2)**

Staff were given direction in Closed Session.

**(e) ADJOURNMENT (Item 6)**

There being no further business, the Selection Committee adjourned at 10:03 a.m.

Respectfully submitted,

Councillor B. Johnson, Chair  
Selection Committee

Loren Kolar  
Legislative Coordinator  
Office of the City Clerk



## **CITY MANAGER RECRUITMENT STEERING COMMITTEE REPORT 19-001**

10:30 a.m.  
Friday, February 1, 2019  
Mayor's Boardroom  
Hamilton City Hall, 71 Main Street West

**Present:** Mayor Eisenberger; Councillors Collins, Merulla, Pearson and Ferguson.

Also Present: Councillors Danko, Nann and Wilson

### **THE CITY MANAGER RECRUITMENT STEERING COMMITTEE PRESENTS REPORT 19-001 AND RESPECTFULLY RECOMMENDS:**

#### **1. Appointment of Committee Chair and Vice-Chair (Item 1)**

- (a) Mayor Eisenberger was appointed as Chair of the City Manager Recruitment Steering Committee for 2019; and
- (b) Councillor L. Ferguson was appointed as Vice-Chair of the City Manager Recruitment Steering Committee for 2019.

#### **FOR INFORMATION:**

##### **(a) CHANGES TO THE AGENDA (Item 2)**

The Acting City Clerk advised that there were no changes to the agenda.

The agenda for the February 1, 2019 City Manager Recruitment Steering Committee meeting was approved, as presented.

##### **(b) DECLARATIONS OF INTEREST (Item 3)**

There were no declarations of interest.

##### **(c) PRIVATE & CONFIDENTIAL (Item 4)**

The Committee moved into Closed Session respecting Item 4.1, pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 18-270, and Section 239(2), Sub-section (b) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City employees.

**(i) Applicant Review (Item 4.1)**

Staff were provided with direction in Closed Session.

**(d) ADJOURNMENT (Item 5)**

There being no further business, the City Manager Recruitment Steering Committee, was adjourned at 11:14 a.m.

Respectfully submitted,

Mayor Eisenberger, Chair  
City Manager Recruitment  
Steering Committee

Janet Pilon  
Acting City Clerk



## **PUBLIC WORKS COMMITTEE REPORT 19-002**

9:30 a.m.

Monday, February 4, 2019

Council Chambers

Hamilton City Hall

71 Main Street West

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**Present:** Councillors L. Ferguson (Chair), J.P. Danko (Vice-Chair), C. Collins, J. Farr, T. Jackson, S. Merulla, N. Nann, E. Pauls, M. Pearson, A. VanderBeek, and T. Whitehead

**Also Present:** Councillors J. Partridge and M. Wilson

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### **THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 19-002 AND RESPECTFULLY RECOMMENDS:**

**1. Proposed Permanent Closure and Sale of a Portion of Wetenhall Court, Hamilton (PW19011) (Ward 11) (Item 8.2)**

That the application of Panattoni Development Company, to permanently close and purchase a portion of Wetenhall Court, Hamilton ("Subject Lands"), as shown on Appendix "A" and Appendix "B", attached to Public Works Committee Report 19-002, be approved, subject to the following conditions:

- (a) That the City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the highway, for enactment by Council;
- (b) That the Real Estate Section of the Planning and Economic Development Department be authorized and directed to sell the closed highway to Panattoni Development Company, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
- (c) The City Solicitor be authorized to complete the transfer of the Subject Lands to Panattoni Development Company pursuant to an Agreement of Purchase and Sale or Offer to Purchase as negotiated by the Real Estate Section of the Planning and Economic Development Department;

**Council – February 13, 2019**

- (d) That the City Solicitor be authorized and directed to register a certified copy of the by-law(s) permanently closing and selling the highway in the proper land registry office;
- (e) That the Public Works Department publish any required notice of the City's intention to pass the by-laws and/or permanently sell the closed highway pursuant to the City of Hamilton Sale of Land Policy By-law 14-204;
- (f) That the applicant enters into agreements with any Public Utility requiring easement protection; and,
- (g) That the applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section.

**2. Friends of the Aviary Business Case Review and Extension of Agreement (Item 8.3)**

- (a) That staff be directed to meet with the Friends of the Aviary (FOA) and the Royal Botanical Gardens (RBG) and formally outline options to review and establish sustainability;
- (b) That staff report back to the Public Works Committee on the feasibility of the Friends of the Aviary's proposal as well as the benefits to the City of Hamilton of being in the Aviary business; and,
- (c) That the agreement with the Friends of the Aviary (FOA) be extended on a month to month basis until staff report back to the Public Works Committee with their findings.

**3. ArcelorMittal Dofasco G.P. Transportation Agreement (PW19009) (Wards 3 and 4) (Item 10.1)**

- (a) That the General Manager of Public Works be authorized to negotiate, on behalf of the City of Hamilton, an Amending Agreement to the Transportation Agreement dated June 19, 2009 entered into between the City of Hamilton and ArcelorMittal Dofasco Inc., updating, the name of the contracting party from ArcelorMittal Dofasco Inc. to ArcelorMittal Dofasco G.P., and adding a portion of Strathearne Avenue to roads upon which ArcelorMittal Dofasco G.P. is permitted to operate certain heavy load vehicles under the Agreement, in accordance with the terms set out in Report PW19009;

- (b) That the Mayor and City Clerk be authorized to execute, on behalf of the City of Hamilton, an Amending Agreement contemplated in recommendation (a) of Report PW19009, with content satisfactory to the General Manager of Public Works and in a form satisfactory to the City Solicitor;
  - (c) That the General Manager of Public Works or their designate be delegated the authority to negotiate, enter into and execute on behalf of the City of Hamilton any renewal, amendment and necessary ancillary document respecting the Transportation Agreement, with content satisfactory to the General Manager of Public Works, and in a form satisfactory to the City Solicitor, subject to the following conditions:
    - (i) The Transportation Agreement contains terms and conditions consistent with the existing Transportation Agreements; and
    - (ii) The General Manager of Public Works is of the view that the terms and conditions of the Transportation Agreement are commercially reasonable in the circumstances.
  - (d) That staff be directed to negotiate and incorporate dust mitigation efforts of ArcelorMittal Dofasco Inc. into an Amending Agreement to the Transportation Agreement dated June 19, 2009 to meet the City of Hamilton's objective to mitigate dust complaints.
- 4. Procurement of Consulting Services for Detailed Design of East West New Road Corridor, Waterdown (PW19013) (Ward 15) (Item 10.2)**
- (a) The City of Hamilton prepare a Request for Proposal (RFP) and engage in an open and competitive bidding process to invite several Consultants to submit proposals to carry-out the detailed design for the New East West Road Corridor from Centre Road to Avonsyde in Waterdown; and,
  - (b) That the funding for the proposed work is available in the approved budget ID # 4031380390 East-West Road Corridor (Waterdown By-pass) – Roads.
- 5. Hamilton Strategic Road Safety Program and Vision Zero Action Plan 2019 – 2025 (PW19015) (City Wide) (Outstanding Business List) (Item 10.3)**
- (a) That the Hamilton Strategic Road Safety Program and the Vision Zero Action Plan 2019-2025 as described in Report PW19015, be approved; and,

- (b) That an increase of \$1,700,000 be approved and deferred to the 2019 Tax Operating Budget process for consideration as a 2019 Tax Operating Budget amendment with zero net levy impact to be funded by the Red Light Camera (RLC) reserve #112203.

**FOR INFORMATION:**

**(a) CHANGES TO THE AGENDA (Item 2)**

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

**1. COMMUNICATIONS – ADDED ITEMS (Items 5.3 & 5.4)**

- 5.3 Correspondence from Tom Priestly, Director, Friends of the Aviary, respecting Friends of the Aviary
- 5.4 Correspondence from Sam Scarlett, Manager, Forestry and Horticulture Environmental Services, respecting Friends of the Aviary

The agenda for the February 4, 2019 Public Works Committee meeting was approved, as amended.

**(b) DECLARATIONS OF INTEREST (Item 3)**

There were no declarations of interest.

**(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETING (Item 4)**

**(i) January 14, 2019 (Item 4.1)**

The Minutes of the January 14, 2019 meeting of the Public Works Committee were approved, as presented.

**(d) COMMUNICATIONS (Item 5)**

- (i) Correspondence from Martin Keller, Source Protection Program Manager, Lake Erie Source Protection Region, respecting a Notice of Pre-Consultation and Request for Municipal Endorsement of Proposed Changes to the Grand River Source Protection Plan (Item 5.1)**

The letter from Martin Keller, Source Protection Program Manager, Lake Erie Source Protection Region, respecting a Notice of Pre-Consultation



and Request for Municipal Endorsement of Proposed Changes to the Grand River Source Protection Plan, was endorsed.

**(ii) Correspondence from Emily Deppe, respecting Friends of the Aviary (Item 5.2)**

The correspondence from Emily Deppe, respecting the Friends of the Aviary, was received and referred to Item 8.3 - Sherry Houston, President, Board of Directors, Friends of the Aviary, respecting the Location of the Aviary.

**(iii) Correspondence from Tom Priestly, Director, Friends of the Aviary, respecting Friends of the Aviary (Added Item 5.3)**

The correspondence from Tom Priestly, Director, Friends of the Aviary, respecting Friends of the Aviary, was received and referred to Item 8.3 - Sherry Houston, President, Board of Directors, Friends of the Aviary, respecting the Location of the Aviary.

**(iv) Correspondence from Sam Scarlett, Manager, Forestry and Horticulture, respecting Friends of the Aviary (Added Item 5.4)**

The correspondence from Sam Scarlett, Manager, Forestry and Horticulture, respecting Friends of the Aviary, was received and referred to Item 8.3 - Sherry Houston, President, Board of Directors, Friends of the Aviary, respecting the Location of the Aviary.

**(e) DELEGATION REQUESTS (Item 6)**

**(i) Ken Rayner, Infrastructure Health & Safety Association (IHSA), respecting the Certificate of Recognition (COR™) Program (For a future meeting) (Item 6.1)**

The delegation request, submitted by Ken Rayner, Infrastructure Health & Safety Association (IHSA), respecting the Certificate of Recognition (COR™) Program, was approved for a future meeting.

**(f) CONSENT ITEMS (Item 7)**

- (i) Keep Hamilton Clean and Green Committee Minutes - November 20, 2018 (Item 7.1)**

The Minutes of the November 20, 2018 meeting of the Keep Hamilton Clean and Green Committee were received, as presented.

**(g) PUBLIC HEARINGS/DELEGATIONS (Item 8)**

- (i) Sonny Ross, respecting Charging Stations for Electronic Scooters (Approved by the Public Works Committee on January 14, 2019) (Item 8.1)**

Sonny Ross was not present when called upon.

- (ii) Proposed Permanent Closure and Sale of a Portion of Wetenhall Court, Hamilton (PW19011) (Ward 11) (Item 8.2)**

Chair Ferguson advised that notice of the Proposed Permanent Closure and Sale of a Portion of Wetenhall Court, Hamilton (PW19011) (Ward 11) was given as required under the City's By-law #14-204 – the Sale of Land Policy By-law.

The Committee Clerk advised that there were no registered speakers.

The Chair asked three times if there were any members of the public in attendance who wished to come forward to speak to the matter. No individuals came forward.

The public meeting was closed.

For disposition of this matter, refer to Item 1.

- (iii) Sherry Houston, President, Board of Directors, Friends of the Aviary, respecting the Location of the Aviary (Item 8.3)**

Sherry Houston, President, Board of Directors, Friends of the Aviary, and Kimberly Wickert-O'Hare, Treasurer, Board of Directors, Friends of the Aviary, addressed the Committee respecting the Location of the Aviary, with the aid of a presentation and business case. The presentation and business case have been included in the official record.

The presentation and business case from Sherry Houston, respecting the Location of the Aviary, were received.

A copy of the presentation and business case are available on the City's website or through the Office of the City Clerk.

For disposition of this matter, refer to Item 2.

**(h) DISCUSSION ITEMS (Item 10)**

**(i) ArcelorMittal Dofasco G.P. Transportation Agreement (PW19009) (Wards 3 and 4) (Item 10.1)**

Report PW19009, respecting the ArcelorMittal Dofasco G.P. Transportation Agreement was amended by adding sub-section (d) to read as follows:

- (d) That staff be directed to negotiate and incorporate dust mitigation efforts of ArcelorMittal Dofasco Inc. into an Amending Agreement to the Transportation Agreement dated June 19, 2009 to meet the City of Hamilton's objective to mitigate dust complaints.***

For disposition of this matter, refer to Item 3.

**(ii) Procurement of Consulting Services for Detailed Design of East West New Road Corridor, Waterdown (PW19013) (Ward 15) (Item 10.2)**

Sub-sections (a) and (b) to Report PW19013, respecting the Procurement of Consulting Services for Detailed Design of East West New Road Corridor, Waterdown were deleted and replaced with the following in lieu thereof and the balance of the sub-sections were re-lettered accordingly:

~~That the single sole source procurement, pursuant to Procurement Policy #11 – Non-competitive Procurements be approved and that the General Manager of Public Works be authorized to:~~

~~(a) Negotiate with Dillon Consulting Limited a price to carry out the detailed design for the New East West Road Corridor from Centre Road to Avonsyde in Waterdown;~~

~~(b) Negotiate for the consulting work, should an acceptable Engineering Fee be agreed upon, and enter into and execute any required contract and any ancillary documents required to give effect thereto with Dillon Consulting Limited, in a form satisfactory to the City Solicitor;~~

- (a) The City of Hamilton prepare a Request for Proposal (RFP) and engage in an open and competitive bidding process to invite Council – February 13, 2019***

*several Consultants to submit proposals to carry-out the detailed design for the New East West Road Corridor from Centre Road to Avonsyde in Waterdown; and,*

- (b) That the funding for the proposed work is available in the approved budget ID # 4031380390 East-West Road Corridor (Waterdown Bypass) – Roads.

For disposition of this matter, refer to Item 4.

(i) **MOTIONS (Item 11)**

(i) **Eligibility Requirements for Riders to Access DARTS Transit (Item 11.1)**

WHEREAS, the Disabled and Aged Regional Transit System (DARTS) provides paratransit service for people with disabilities on behalf of the City of Hamilton, through a Master Operational Agreement;

WHEREAS, to be eligible for DARTS service, citizens must meet certain eligibility criteria;

WHEREAS, the number of trips delivered by the DARTS service have increased by 64% between 2013 and 2019 and is projected to continue rising;

WHEREAS, the number of trips reported to be delivered by the DARTS service are one of the highest in Canada among comparable municipalities on a per capita basis; and,

WHEREAS, an increase in trips and an increase in registered and active customers beyond projections have been identified as key budget drivers;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to review the Disabled and Aged Regional Transit System (DARTS) service and report back to the Public Works Committee on the following:
  - (i) The current eligibility criteria for DARTS service in conjunction with comparative reference groups;
  - (ii) The definition of what constitutes a “trip” within the context of the service numbers reported by DARTS;

- (iii) The ridership projections for the anticipated number of trips to be delivered by DARTS based on anticipated population trends and demographics; and,
- (iv) Human rights and other legal implications if alterations to the current DARTS service eligibility criteria were to be made.

The motion, respecting Eligibility Requirements for Riders to Access DARTS Transit was amended by adding sub-sections (v) and (vi) to read as follows:

- (v) ***The number of ambulatory riders who are transported; and,***
- (vi) ***The number of non-ambulatory riders who are transported and, of these, how many are transported by DARTS vehicles and how many are transported by private sector vehicles.***

The motion, respecting Eligibility Requirements for Riders to Access DARTS Transit was amended by adding sub-section (vii) to read as follows:

- (vii) ***The scope of service that is currently provided and if there is an obligation to go beyond the services of the transit system.***

The Main Motion, ***As Amended***, to read as follows:

- (a) That staff be directed to review the Disabled and Aged Regional Transit System (DARTS) service and report back to the Public Works Committee on the following:
  - (i) The current eligibility criteria for DARTS service in conjunction with comparative reference groups;
  - (ii) The definition of what constitutes a “trip” within the context of the service numbers reported by DARTS;
  - (iii) The ridership projections for the anticipated number of trips to be delivered by DARTS based on anticipated population trends and demographics;
  - (iv) Human rights and other legal implications if alterations to the current DARTS service eligibility criteria were to be made;

- (v) *The number of ambulatory riders who are transported;*
- (vi) *The number of non-ambulatory riders who are transported and, of these, how many are transported by DARTS vehicles and how many are transported by private sector vehicles; and,*
- (vii) *The scope of service that is currently provided and if there is an obligation to go beyond the services of the transit system.*

**(j) NOTICES OF MOTION (Item 12)**

**(i) Additional Report on Vision Zero (Added Item 12.1)**

Councillor Danko introduced a Notice of Motion respecting an Additional Report on Vision Zero:

WHEREAS, Vision Zero uses a data-based approach to road safety with the goal of reducing traffic-related serious injuries and fatalities towards the goal of zero;

WHEREAS, Report PW19015 identifies a number of specific action priorities;

WHEREAS, Appendix B of Report PW19015 includes an extensive list of Vision Zero action plan performance measures along with new, enhanced or maintained actions and an assessment of effectiveness;

WHEREAS, Appendix C of Report PW19015 includes a list of potential safety countermeasures which may be funded from a wide range of potential funding sources;

WHEREAS, direction to the Director of Transportation Services in the motion approved at the January 22, 2016 General Issues Committee (Budget) included item (vi) A regular reporting mechanism and track progress; and,

WHEREAS, the City of Hamilton has a long-standing commitment to improving road safety;

THEREFORE, BE IT RESOLVED:

That staff be directed to prepare an additional report on Vision Zero and report back to the Public Works Committee within six months on the following:

- (a) Comprehensive report on Vision Zero efforts, including and outline of vehicular traffic safety improvements to date, pedestrian safety initiatives, cycling initiatives, and seniors initiatives;
- (b) A summary and estimation of cost of all 2019 traffic safety initiatives that may have been financed through the capital budget, operating budget, Ward area rating budget, or other available funding sources;
- (c) Details of neighborhood outreach programs that have been conducted;
- (d) An analysis of evaluations, which are incorporated as part of the Vision Zero Plan; and,
- (e) Identification of additional improvements that could be made, including Capital, operating and funding implications.

**(k) GENERAL INFORMATION / OTHER BUSINESS (Item 13)**

**(i) Amendments to the Outstanding Business List (Item 13.1)**

The following amendments to the Public Works Committee's Outstanding Business List, were approved:

- (a) Items to be removed:
  - (i) Strategic Road Safety Program Update  
Item 10.3 on today's agenda - Report PW19015  
Item on OBL: C

**(l) ADJOURNMENT (Item 15)**

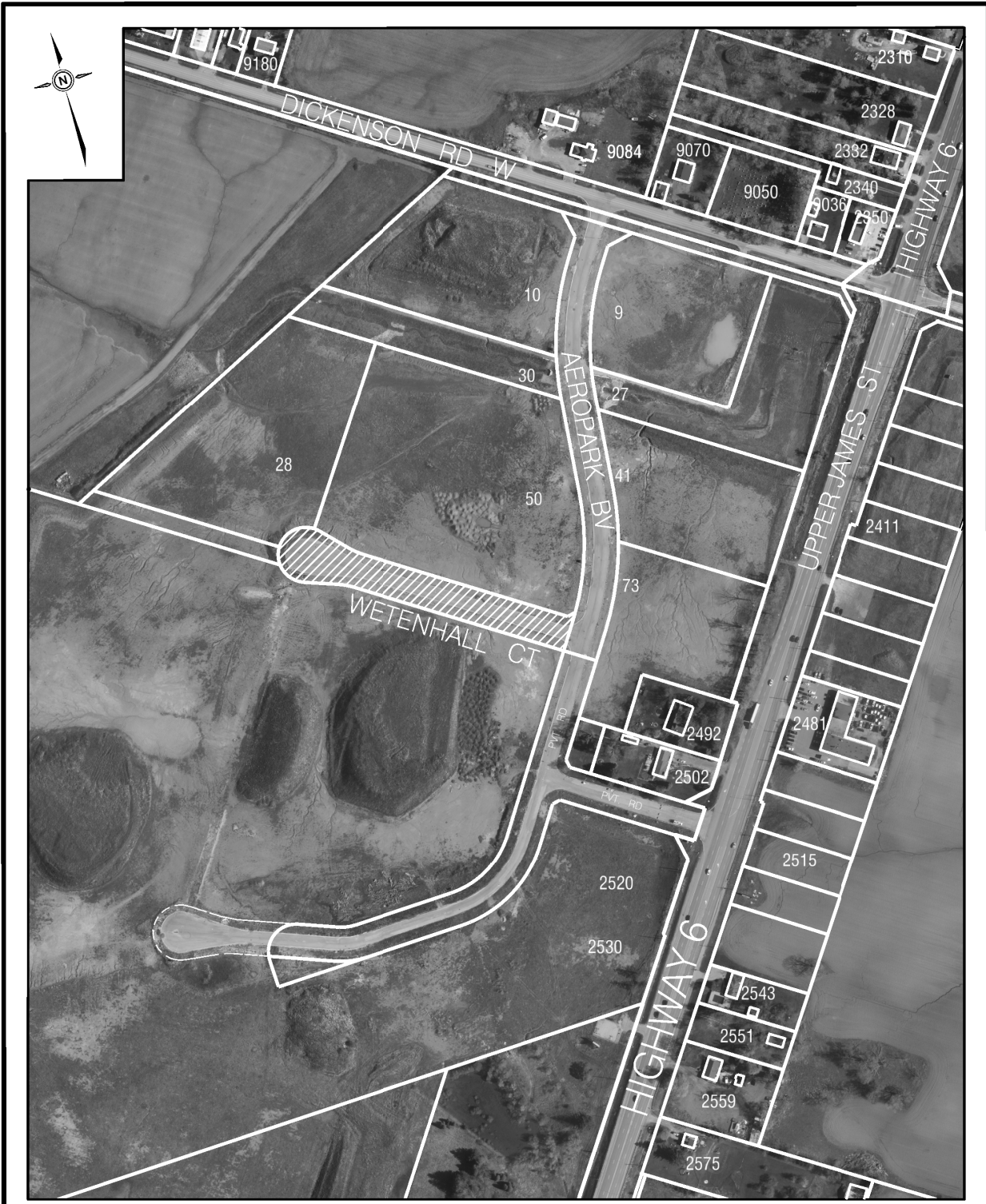
That there being no further business, the Public Works Committee be adjourned at 12:45 p.m.

Respectfully submitted,

Councillor L. Ferguson  
Chair, Public Works Committee

Alicia Davenport  
Legislative Coordinator  
Office of the City Clerk



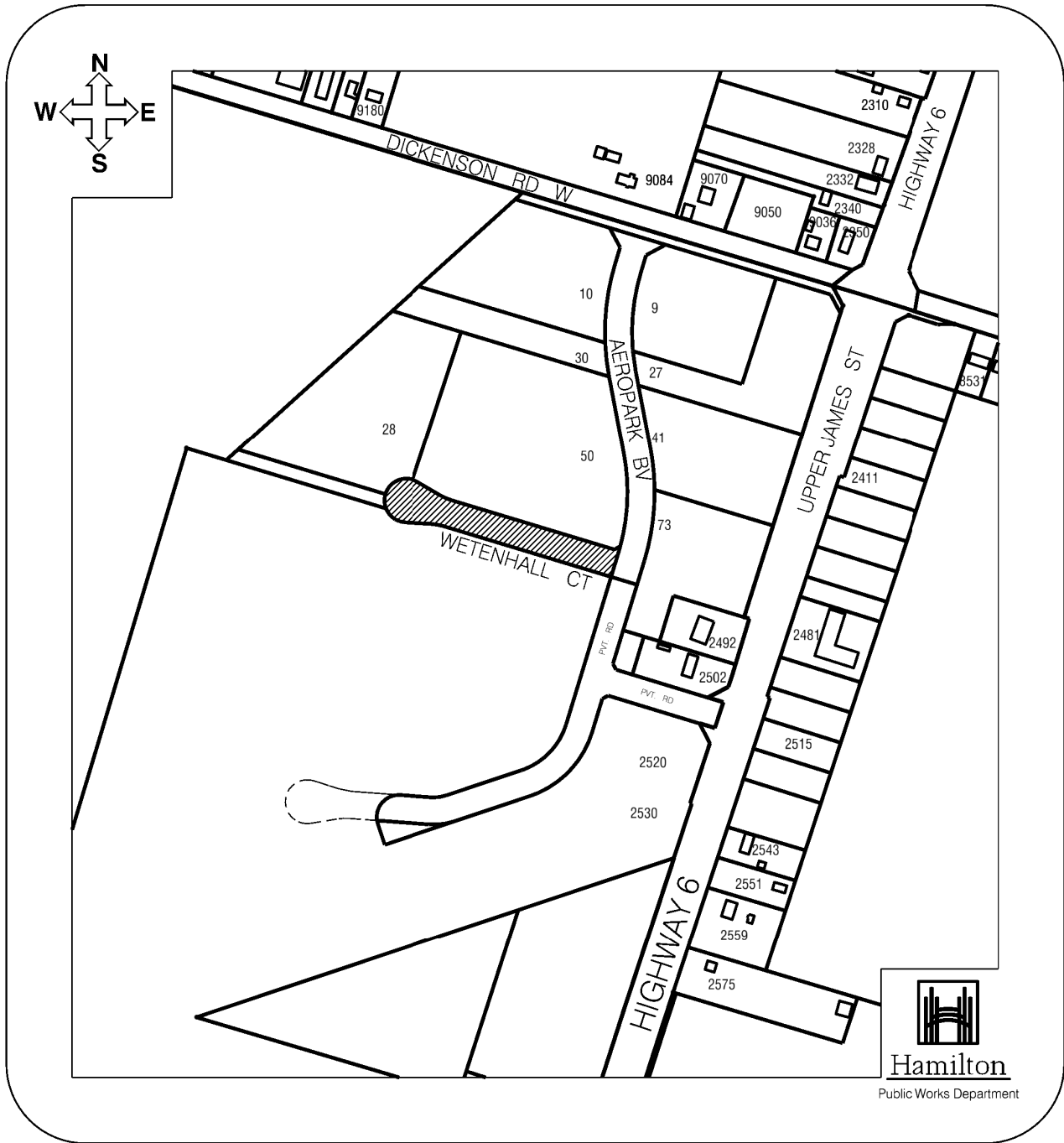


PROPOSED CLOSURE OF WETENHALL COURT AND  
PORTION OF AEROPARK BOULEVARD

Geomatics & Corridor Management Section  
Public Works Department

**LEGEND**

 **Lands to be Closed**



**LOCATION PLAN**

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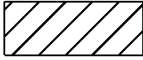
PROPOSED CLOSURE OF

**WETENHALL COURT**

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CITY OF HAMILTON  
 PUBLIC WORKS DEPARTMENT

**LEGEND**



**SUBJECT LANDS**

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|                         |              |
|-------------------------|--------------|
| DATE: NOVEMBER 16, 2018 | Not to Scale |
|-------------------------|--------------|

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REFERENCE FILE NO : PW19\_



## PLANNING COMMITTEE

### REPORT 19-002

9:30 a.m.

Tuesday, February 5, 2019

Council Chambers

Hamilton City Hall

71 Main Street West

**Present:** Councillors M. Pearson (Chair), M. Wilson, J. Farr (1<sup>st</sup> Vice Chair), C. Collins, J.P. Danko, B. Clark, B. Johnson (2<sup>nd</sup> Vice Chair), T. Whitehead, J. Partridge

#### THE PLANNING COMMITTEE PRESENT REPORT 19-002 AND RESPECTFULLY RECOMMENDS:

**1. Active Official Plan Amendment, Zoning By-law Amendment and Plan of Subdivision Applications (PED19025) (City Wide) (Item 7.1)**

That Report PED19025 respecting Active Official Plan Amendment, Zoning By-law Amendment and Plan of Subdivision Applications, be received.

**2. Application for an Amendment to the City of Stoney Creek Zoning By-law No. 3692-92, for Lands Located at 222 First Road West (Stoney Creek) (PED19026) (Ward 9) (Item 8.1)**

(a) That Zoning By-law Amendment Application ZAR-18-030, Parkside Developments Ltd., Owners, for a change in zoning from the Neighbourhood Development “ND” Zone to the Single Residential “R2” Zone (Block 1) and for a change in zoning from the Single Residential “R4-24” Zone, Modified to the Single Residential “R2” Zone (Block 2), to facilitate the development of a single detached dwelling on lands located at 222 First Road West (Stoney Creek), as shown on Appendix “A” to Report PED19026, be APPROVED, on the following basis:

(i) That the draft By-law, attached as Appendix “B” to Report PED19026, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;

- (ii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2014), conforms to the Growth Plan for the Greater Golden Horseshoe (2017), and complies with the Urban Hamilton Official Plan,
  - (b) *That the public submissions received did not affect the decision.*
3. **Non-Statutory Public Meeting for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 41 Stuart Street, Hamilton (PED19028) (Ward 2) (Item 10.1)**
- (a) *That the City Solicitor be directed to oppose the appeal for non-decision by King Stuart Developments Inc. arising from its applications for Official Plan amendment application OPA-17-008 and Zoning By-law amendment ZAC-17-019, in accordance with the recommendations in Report LS18054;*
  - (b) *That the Local Planning Appeal Tribunal (LPAT) be advised that the reasons for Council's opposition include but are not limited to the following:*
    - (i) *That the proposed amendment to the West Harbour (Setting Sail) Secondary Plan does not conform with the policies and intent of the City of Hamilton Official Plan and the West Harbour (Setting Sail) Secondary Plan, with regards to matters including but not limited to, building height, massing, built form and compatibility with the existing character of the surrounding neighbourhood; and*
    - (ii) *That the proposed change in zoning does not conform with the policies and intent of the City of Hamilton Official Plan and West Harbour (Setting Sail) Secondary Plan, with regards to matters including but not limited to, building height, massing, built form and compatibility with the existing character of the surrounding neighbourhood; and*
    - (iii) *That the existing parts of the City of Hamilton Official Plan, the West Harbour (Setting Sail) Secondary Plan and the City of Hamilton Zoning By-law No. 6593 that would be affected by the proposed official plan and zoning by-law amendments are not inconsistent with provincial policy, do not fail to conform with or conflict with provincial plans, and do not fail to conform to the applicable official plan;*
  - (c) *That the written submissions received from the public, in addition to the public delegations at the February 5, 2019 Planning Committee meeting regarding this matter, be forwarded to the LPAT.*

**4. Bill 66 – Restoring Ontario’s Competitiveness Act, 2018 (Schedule 10) (PED19027) (City Wide) (Item 10.2)**

(a) That the City of Hamilton does not find that the proposed open-for-business planning by-law as established by the Province in *Bill 66* is a necessary tool for the following reasons, as identified in Appendices “A” and “B” to Report PED19027:

- (i) The City has designated and zoned industrial land available for development;
- (ii) The City has a streamlined development approvals process;
- (iii) The proposed by-law could have impacts on employment land values and the City’s transportation and infrastructure investments by creating uncertainty as a result of unplanned development; and,
- (iv) There is a concern that the proposed by-law under *Bill 66*, which does not contain precise language on its purpose, could potentially be utilized for purposes beyond major employment development, which could undermine the City’s planned urban structure and responsible growth strategy.

**(b) *That the City of Hamilton acknowledge and support the Ministry of Municipal Affairs withdrawal of Schedule 10 from Bill 66;***

(c) That should the Province move forward with the passage of *Bill 66*, the City of Hamilton has the following suggestions for improvement to the proposed legislation:

- (i) Remove the exemptions to Subsection 3(5) and Section 24 of the *Planning Act*, Section 39 of the *Clean Water Act*, Section 20 of the *Great Lakes Protection Act*, Section 7 of the *Greenbelt Act*, and the exemption to “any prescribed provision”;
- (ii) Include the prescribed purpose of the proposed open-for-business planning by-law in section 34.1(5) of the draft Bill to restrict the prescribed purpose to major employment uses only; and,
- (iii) Prior to passage of the proposed legislation, provide additional information on the prescribed information and prescribed criteria which must accompany a request to use an open-for-business by-law, which is currently referenced in the draft Regulation but without details.

- (d) That the City of Hamilton requests that, when the Province proposes new regulations, the full text be provided to allow for meaningful review and comment.
- (e) That Report PED19027 be forwarded to the Province. This Report, including Appendices “A” and “B” to Report PED19027, is considered the City of Hamilton’s formal comments on ERO Postings 013-4125, 013-4239, and 013-4293.

**5. Terrapure Stoney Creek Regional Facility EA – Compensation Agreement (LS18045/FCS18072) (Ward 9) (Item 10.3)**

- (a) That staff be authorized and directed to negotiate, on behalf of the City of Hamilton, a compensation agreement with the owner and operator of the Stoney Creek Regional Facility, currently known as Terrapure Environmental Ltd.;
- (b) That the Mayor and City Clerk be authorized and directed to execute, on behalf of the City of Hamilton, all necessary documentation to implement recommendation (a) in Report LS18045/FCS18072, all with content acceptable to City Council, and in a form satisfactory to the City Solicitor; and,
- (c) ***That if Council approval of any proposed compensation terms negotiated in accordance with recommendation (a) in Report LS18045/FCS18072. is not obtained by the City’s commenting deadline of March 1, 2019, staff be authorized and directed to send to the Ministry of the Environment, Conservation and Parks, as part of the City’s letter of comment in response to Terrapure Environmental Ltd. Environmental Assessment, the proposed compensation terms indicating that the compensation terms are still subject to Council’s approval.***

**6. Support for the Preservation of the Beach Canal Lighthouse and Residence (Item 11.1)**

WHEREAS, the Beach Canal Lighthouse Group (BCLG) is dedicated to preserving and presenting the heritage of the 1858 Beach Canal Lighthouse;

WHEREAS, negotiations continue to transfer ownership of the 1858 Beach Canal Lighthouse and Residence from federal to local agencies;

WHEREAS, an Operations Plan was completed in 2009 with the assistance of and in consultation with City staff, which detailed the restoration needs of the site and provided comprehensive operational plans for several potential development scenarios;

WHEREAS, the City of Hamilton designated the Lighthouse and Residence under *Part IV of the Ontario Heritage Act* in 1996; and,

WHEREAS, an updated analysis of building conditions and restoration priorities is vital to guide the creation of a scope of work and terms of reference for a Re-Development and Long-Term Management Plans for the site by the BCLG.  
THEREFORE, BE IT RESOLVED:

That \$25,000, to be funded from the 2018 Beach Park Development Projects (#4401856802), be provided to the Beach Canal Lighthouse Group towards the updating a building condition survey and restoration plan for the 1858 Beach Canal Lighthouse and Residence, as a first phase toward developing a Re-Development and Long Term Management Plan for the site.

**7. Merger of the Hamilton Port Authority and Oshawa Port Authority (Item 11.2)**

That staff be directed to report back to the General Issues Committee on the legal, financial, economic and development implications of the recently announced merger of the Hamilton Port Authority and Oshawa Port Authority.

**8. Terrapure Stoney Creek Regional Facility Environmental Assessment (EA) – Compensation Agreement (LS18045(a)/FCS18072(a)) (Item 14.1)**

That Report LS18045(a)/FCS18072(a) respecting Terrapure Stoney Creek Regional Facility Environmental Assessment (EA) – Compensation Agreement be received and remain confidential.

**FOR INFORMATION:**

**(a) APPROVAL OF THE AGENDA (Item 2)**

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

**1. DELEGATION REQUESTS (Item 6)**

- 6.4 Gord McNulty, Hamilton Naturalists' Club, respecting Bill 66 – WITHDRAWN
- 6.5 Lynda Lukasik, Environment Hamilton, respecting Bill 66 (For today's meeting) (Item 10.2)
- 6.6 Lachlan Holmes, respecting 41 Stuart Street (For today's meeting) (Item 10.1)

**2. DISCUSSION ITEMS (Item 10)**

- 10.3 Terrapure Stoney Creek Regional Facility EA – Compensation Agreement (LS18045/FCS18072) (Ward 9) (The report was Tabled at the August 14, 2018 Planning Committee meeting, to be

considered in Open Session after the Committee considers Item 14.1)

**3. PRIVATE AND CONFIDENTIAL (Item 14)**

14.2 Local Planning Appeal Tribunal appeals by The Green Organic Dutchman Holdings Limited (PL180732 and PL180818) – settlement proposal (LS19006) (Ward 12) – Being deferred to the February 19, 2019 Planning Committee meeting.

The agenda for the February 5, 2019 meeting was approved, as amended.

**(b) DECLARATIONS OF INTEREST (Item 3)**

Councillor Clark declared an interest with Items 10.3 and 14.1 as he has a pre-existing professional relationship with, and was a client of, Terrapure.

**(c) APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING (Item 4)**

**(i) January 15, 2019 (Item 4.1)**

The Minutes of the January 15, 2019 meeting were approved, as presented.

**(d) COMMUNICATIONS (Item 5)**

**(i) Beach Canal Lighthouse Group's Letter of Support (Item 5.1)**

The Beach Canal Lighthouse Group's Letter of Support was received and referred to Item 11.1.

**(e) DELEGATION REQUESTS (Item 6)**

**(i) University Plaza Area Residents Association Incorporated respecting Development at University Plaza (For the February 19, 2019 meeting) (Item 6.1)**

The Delegation Request from University Plaza Area Residents Association Incorporated respecting Development at University Plaza was approved for the February 19, 2019 meeting.

**(ii) Delegation Requests**

The following Delegation Requests were approved for the February 5, 2019 meeting:

6.2 Sergio Manchia, respecting Demolition Permits for 255 and 257 Wellington Street North



- 6.3 Garth Brown, respecting Changes to Dwelling Unit Sizes
- 6.5 Lynda Lukasik, Environment Hamilton, respecting Bill 66 (Item 10.2)
- 6.6 Lachlan Holmes, respecting 41 Stuart Street (Item 10.1)

Item 6.2, Delegation Request from Sergio Manchia, respecting Demolition Permits for 255 and 257 Wellington Street North, was moved up in the agenda to be heard before Item 7.2 and 7.3.

**(f) CONSENT ITEMS (Item 7)**

- (i) Demolition Permit 255 Wellington Street North (PED19044) (Ward 2) (Item 7.2)**

**and**

**Demolition Permit 257 Wellington Street North (PED19045) (Ward 2) (Item 7.3)**

Report PED19044 respecting Demolition Permit 255 Wellington Street North and Report PED19045 respecting Demolition Permit 257 Wellington Street North was deferred to the February 19, 2019 Planning Committee meeting to allow staff time to discuss the matter of modifying the conditions with the proponent and Councillor Farr.

**(g) DELEGATIONS/PUBLIC HEARING (Item 8)**

- (i) Application for an Amendment to the City of Stoney Creek Zoning By-law No. 3692-92, for Lands Located at 222 First Road West (Stoney Creek) (PED19026) (Ward 9) (Item 8.1)**

In accordance with the provisions of the *Planning Act*, Chair Pearson advised those in attendance that if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of the City of Hamilton before Council makes a decision regarding the Zoning By-law Amendment the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Local Planning Appeal Tribunal, and the person or public body may not be added as a party to the hearing of an appeal before the Local Planning Appeal Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to do so.

No members of the public came forward.

The public meeting was closed.

The staff presentation was waived.

John Ariens, IBI Group, agent for the applicant was in attendance and indicated that the applicant is in agreement with the staff report.

***That the recommendations be amended by adding the following subsection (b):***

***(b) That the public submissions received did not affect the decision.***

For disposition of this matter, refer to Item 2.

**(ii) Sergio Manchia, respecting Demolition Permits for 255 and 257 Wellington Street North (Item 8.2)**

Sergio Manchia addressed the Committee respecting Demolition Permits for 255 and 257 Wellington Street North with the aid of a PowerPoint presentation, which is available online for viewing at [www.hamilton.ca](http://www.hamilton.ca).

The delegation from Sergio Manchia respecting Demolition Permits for 255 and 257 Wellington Street North, be received.

**(iii) Garth Brown, respecting Changes to Dwelling Unit Sizes (Item 8.3)**

Garth Brown addressed Committee respecting Changes to Dwelling Unit Sizes.

The delegation from Garth Brown respecting Changes to Dwelling Unit Sizes, was received.

**(iv) Lynda Lukasik, Environment Hamilton, respecting Bill 66 (Item 8.4)**

Lynda Lukasik, Environment Hamilton, addressed the Committee respecting Bill 66.

The delegation from Lynda Lukasik, Environment Hamilton, respecting Bill 66, was received.

**(h) DISCUSSION ITEMS (Item 10)**

**(i) Non-Statutory Public Meeting for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 41 Stuart Street, Hamilton (PED19028) (Ward 2) (Item 10.1)**

Chair Pearson advised that this is not a statutory public meeting under the *Planning Act* and, as the application has been appealed, the matter is in the hands of the Local Planning Appeal Tribunal (LPAT) and Council is not

in a position to make a decision regarding the applications. The item is on the agenda to provide an opportunity to the public to speak to the application. The public input received will be referred to staff.

Mark Kehler, Planner, addressed Committee with the aid of PowerPoint Presentation which is available online at [www.hamilton.ca](http://www.hamilton.ca).

The staff presentation was received.

### **Registered Speakers**

**1. Lachlan Holmes, 50 Young Street, Hamilton**

Lachlan Holmes addressed Committee and expressed support for the proposal.

### **Delegations**

**1. Lucian Puscariu, 581 Queen Street, Hamilton**

Lucian Puscariu addressed Committee and expressed concerns with the proposal.

**2. Elizabeth Ward, 192 Bay Street North**

Elizabeth Ward addressed Committee and expressed concerns with the proposal.

**3. Paul Consiglio, 283 MacNab Street North**

Paul Consiglio addressed the Committee and expressed concerns with the proposal.

The Delegations were received.

The Public Meeting was closed.

The recommendations in Report PED19028, respecting Non-Statutory Public Meeting for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 41 Stuart Street, Hamilton, were deleted in its entirety and replaced with the following:

- (a) ~~That **Official Plan Amendment Application OPA-17-008 by King Stuart Developments Inc., Owner**, for a change in designation from “Local Commercial” to “Mixed Use” and to establish a Special Policy Area (on Schedule “M-2” of the West Harbour (Setting Sail) Secondary Plan in the former City of Hamilton Official Plan) to permit the development of an 11 storey mixed use building with ground floor commercial and 76 residential dwelling units, for lands located at 41 Stuart Street, as shown on Appendix “A” to Report PED19028, be **DENIED** on the following basis:~~
- (i) ~~That the proposed amendment to the West Harbour (Setting Sail) Secondary Plan does not comply with the City of Hamilton Official Plan and the West Harbour (Setting Sail) Secondary Plan, with regards to matters including but not limited to, building height, massing, built form and compatibility with the existing character of the surrounding neighbourhood.~~
- (b) ~~That **Amended Zoning By-law Amendment Application ZAC-17-019 by King Stuart Developments Inc., Owner**, for a change in zoning from the “J” (Light and Limited Heavy Industry, Etc.) District to the “CR-1” (Commercial – Residential) District, Modified, to permit an 11 storey (34 m) mixed use building with 76 dwelling units, 66.20 sq m of at grade commercial space and 56 underground parking spaces for lands located at 41 Stuart Street, Hamilton, as shown on Appendix “A” to Report PED19028, be **DENIED** on the following basis:~~
- (i) ~~That the proposed change in zoning does not comply with the City of Hamilton Official Plan and West Harbour (Setting Sail) Secondary Plan, with regards to matters including but not limited to, building height, massing, built form and compatibility with the existing character of the surrounding neighbourhood.~~
- (a) ***That the City Solicitor be directed to oppose the appeal for non-decision by King Stuart Developments Inc. arising from its applications for Official Plan amendment application OPA-17-008 and Zoning By-law amendment ZAC-17-019, in accordance with the recommendations in Report LS18054;***
- (b) ***That the Local Planning Appeal Tribunal (LPAT) be advised that the reasons for Council’s opposition include but are not limited to the following:***
- (i) ***That the proposed amendment to the West Harbour (Setting Sail) Secondary Plan does not conform with the policies and intent of the City of Hamilton Official Plan and the West Harbour (Setting Sail) Secondary Plan, with regards to matters including but not limited to, building height, massing, built form and compatibility with the existing character of the surrounding neighbourhood; and***

- (ii) That the proposed change in zoning does not conform with the policies and intent of the City of Hamilton Official Plan and West Harbour (Setting Sail) Secondary Plan, with regards to matters including but not limited to, building height, massing, built form and compatibility with the existing character of the surrounding neighbourhood; and*
- (iii) That the existing parts of the City of Hamilton Official Plan, the West Harbour (Setting Sail) Secondary Plan and the City of Hamilton Zoning By-law No. 6593 that would be affected by the proposed official plan and zoning by-law amendments are not inconsistent with provincial policy, do not fail to conform with or conflict with provincial plans, and do not fail to conform to the applicable official plan;*
- (c) That the written submissions received from the public, in addition to the public delegations at the February 5, 2019 Planning Committee meeting regarding this matter, be forwarded to the LPAT.*

For disposition of this matter, refer to Item 3.

- (ii) Bill 66 – Restoring Ontario’s Competitiveness Act, 2018 (Schedule 10) (PED19027) (City Wide) (Item 10.2)**

Heather Travis, Senior Project Manager, addressed Committee respecting Bill 66 – Restoring Ontario’s Competitiveness Act, 2018 (Schedule 10), with the aid of a PowerPoint Presentation which is available online at [www.hamilton.ca](http://www.hamilton.ca).

The staff presentation from Heather Travis, was received.

Sub-section (b) of the recommendations to Report PED19027 respecting Bill 66 – Restoring Ontario’s Competitiveness Act, 2018 (Schedule 10) were deleted in its entirety and replaced with the following sub-section (b) to read as follows:

~~(b) — That the City of Hamilton recommends that, as an alternative to the proposed open for business planning by law as established by the Province in Bill 66, the Province amend Section 47 of the Planning Act to remove the allowance.~~

- (b) That the City of Hamilton acknowledge and support the Ministry of Municipal Affairs withdrawal of Schedule 10 from Bill 66;**

For disposition of this matter, refer to Item 4.

(iii) **Terrapure Stoney Creek Regional Facility EA – Compensation Agreement (LS18045/FCS18072) (Ward 9) (Added Item 10.3)**

Report LS18045/FCS18072 respecting Terrapure Stoney Creek Regional Facility EA – Compensation Agreement, was Lifted from the Table.

The recommendations were amended to read as follows:

- a) That staff be authorized and directed to negotiate ~~and enter into~~, on behalf of the City of Hamilton, a compensation agreement with the owner and operator of the Stoney Creek Regional Facility, currently known as Terrapure Environmental Ltd.; ~~on such other terms and conditions as deemed appropriate by the General Manager of Finance and Corporate Services, General Manager of Public Works, and General Manager of Planning and Economic Development, as applicable;~~
- (b) That the Mayor and City Clerk be authorized and directed to execute, on behalf of the City of Hamilton, all necessary documentation to implement recommendation (a) In Report LS18045 / FCS18072, all with content acceptable to City Council ~~the General Manager of Finance and Corporate Services, General Manager of Public Works, and General Manager of Planning and Economic Development, as applicable, and in a form satisfactory to the City Solicitor; and,~~
- (c) ***That if Council approval of any proposed compensation terms negotiated in accordance with recommendation (a) in Report LS18045/FCS18072. is not obtained by the City's commenting deadline of March 1, 2019, staff be authorized and directed to send to the Ministry of the Environment, Conservation and Parks, as part of the City's letter of comment in response to Terrapure Environmental Ltd. Environmental Assessment, the proposed compensation terms indicating that the compensation terms are still subject to Council's approval.***

For disposition of this matter, refer to Item 5.

**(i) NOTICE OF MOTIONS (Item 12)**

**(i) On Street Parking Permits – Wellington Street North (Added Item 12.1)**

Councillor Farr presented the following Notice of Motion:

WHEREAS, residents on the west side of Wellington Street North between Robert Street and Barton Street have long desired to be afforded the opportunity to park adjacent to their homes;

WHEREAS, on-street parking that currently exists in the area is often consumed by General Hospital staff and visitors; and,

WHEREAS, Wellington Street North is four lanes, one-way Southbound where traffic volumes have dramatically decreased over time.

THEREFORE BE IT RESOLVED:

That the appropriate staff from Parking be requested to notify residents, by letter, of the opportunity for west-side Wellington Street North on-street permit parking between Robert Street and Barton Street, Hamilton.

**(ii) Merger of the Hamilton Port Authority and Oshawa Port Authority (Added Item 12.2)**

The Rules of Order were waived to allow for the introduction of a Motion respecting Merger of the Hamilton Port Authority and Oshawa Port Authority.

For disposition of this matter, refer to Item 7.

**(j) GENERAL INFORMATION/OTHER BUSINESS (Item 13)**

**(i) Outstanding Business List (Item 13.1)**

(a) The following Items were identified as complete and removed:

Item O - Status of Accessible Taxi Plate applications  
(Addressed as Item 7.4 on the January 15, 2019 agenda)

Item S - Overnight Parking Restrictions  
(Addressed as Item 10.2 on the December 11, 2018 agenda)

Item W - Report PED18080 Deferred  
(Addressed as Item 8.4 on the December 11, 2018 agenda)

Item BB - Terrapure Stoney Creek Regional Facility EA  
(Addressed as Item 14.1 on this agenda)

(b) The following new due dates were approved:

Item B - C.I. to Amend Hamilton Zoning By-law No. 6593 for 118 to 338 Mountain Brow Boulevard

Current Due Date: January 15, 2019

Proposed New Due Date: July 9, 2019

Item C - OMB Decision re 121 Augusta St.

Current Due Date: January 15, 2019

Proposed New Due Date: April 16, 2019

Item E - HMHC Report 14-009 recommendations to include 206, 208 and 210 King St East in the Register of Property of Cultural Heritage Value or Interest

Current Due Date: January 15, 2019

Proposed New Due Date: July 9, 2019

Item G - Feasibility of By-law to ensure that Tree Removal Contractors have a City Business Licence

Current Due Date: January 15, 2019

Proposed New Due Date: February 19, 2019

Item I - City's Policies re: Boulevard Standards and options for future designs

Current Due Date: February 19, 2019

Proposed New Due Date: March 19, 2019

Item J - Sign Variance Appeal - 430 McNeilly Road (Losani Homes)

Current Due Date: February 19, 2019

Proposed New Due Date: March 19, 2019

Item T - Development Fee Review - Staffing Requirements

Current Due Date: TBD

Proposed New Due Date: April 2, 2019

**(ii) General Manager's Update (Item 13.2)**

General Manager Jason Thorne addressed the Committee respecting the Growth Plan Amendment Report which is scheduled for the February 19, 2019 Planning Committee agenda and requested approval to release the report before distribution of the agenda.

The Growth Plan Amendment Report scheduled for the February 19, 2019 Planning Committee meeting was approved to be released early.



**(k) PRIVATE AND CONFIDENTIAL (Item 14)**

The Committee determined they did not need to move into Closed Session.

**(i) Terrapure Stoney Creek Regional Facility Environmental Assessment (EA) – Compensation Agreement (LS18045(a)/FCS18072(a)) (Item 14.1)**

Due to his declared interest with this matter, Councillor Clark left Council Chambers.

For disposition of the matter refer to Item 8.

**(l) ADJOURNMENT (Item 15)**

There being no further business, the Planning Committee adjourned at 1:04 p.m.

Respectfully submitted,

Councillor M. Pearson  
Chair, Planning Committee

Lisa Chamberlain  
Legislative Coordinator  
Office of the City Clerk



## **GENERAL ISSUES COMMITTEE REPORT 19-003**

9:30 a.m.

Wednesday, February 6, 2019

Council Chambers

Hamilton City Hall

71 Main Street West

**Present:** Mayor F. Eisenberger, Deputy Mayor C. Collins (Chair)  
Councillors M. Wilson, J. Farr, N. Nann, S. Merulla, T. Jackson,  
E. Pauls, J. P. Danko, B. Clark, M. Pearson, B. Johnson,  
L. Ferguson, A. VanderBeek, T. Whitehead

**Absent:** Councillor J. Partridge - Personal

### **THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 19-003 AND RESPECTFULLY RECOMMENDS:**

**1. Advisory Committee for Persons with Disabilities Report 19-001, January 15, 2019 (Item 10.1)**

**(a) Canadian Institute for the Blind (CNIB) Event: Dining in the Dark (Added Item 13.4)**

That the amount of \$750 be taken from Reserve Fund #112212 for the Advisory Committee for Persons with Disabilities to be used to purchase 10 tickets to the Canadian Institute for the Blind's event entitled Dining in the Dark, to be held on March 1, 2019, to allow members of the Committee to attend the event.

**2. Special Capital Reinvestment Levy - Reallocation Options (FCS19006) (City Wide) (Item 10.2)**

(a) That the Area Rating Special Capital Reinvestment Reserve Fund balances, as at December 31, 2018, be reallocated to the new Wards within the former City of Hamilton based on percentage of assessment in each Ward;

- (b) That the Special Capital Reinvestment Levy continue to be levied only to, and for the benefit of, the properties within the boundary of the former City of Hamilton; and,
- (c) That Area Rating Special Capital Reinvestment Reserves be established for each of Wards 9, 10 and 14.

**3. City of Hamilton and Ministry of Transportation 2018 / 2019 Dedicated Gas Tax Funding Agreement (FCS19009) (City Wide) (Item 10.3)**

- (a) That the Mayor and the Acting General Manager, Finance and Corporate Services, be authorized and directed to enter into an Agreement, between the City of Hamilton and the Province of Ontario, related to the funding commitment made by the Province of Ontario to the municipality under the Dedicated Gas Tax Funds for Hamilton's Public Transportation Program;
- (b) That the Mayor and Acting General Manager, Finance and Corporate Services, be authorized and directed to execute the Letter of Agreement between the City of Hamilton and the Province of Ontario with respect to funding under the Dedicated Gas Tax Funds for Public Transportation Program attached as Appendix "A" to Report FCS19009;
- (c) That the By-law attached as Appendix "C" to Report FCS19009 authorizing and directing the Mayor and Acting General Manager, Finance and Corporate Services to sign a Letter of Agreement between the City of Hamilton and the Province of Ontario with respect to funding under the Dedicated Gas Tax Funds for Public Transportation Program, be passed; and,
- (d) That, upon being passed, a certified copy of the By-law authorizing and directing the Mayor and Acting General Manager, Finance and Corporate Services to sign a Letter of Agreement between the City of Hamilton and the Province of Ontario, with respect to funding under the Dedicated Gas Tax Funds for Public Transportation Program, together with two copies of the signed Letter of Agreement between the City of Hamilton and the Province of Ontario with respect to funding under the Dedicated Gas Tax Funds for Public Transportation Program, be forwarded to the Ministry of Transportation.

**4. City of Hamilton Annual Collision Report – 2017 (PW19012) (City Wide) (Item 10.4)**

That Report PW19012, respecting the City of Hamilton Annual Collision Report – 2017, be received.

**5. Lincoln M. Alexander Parkway (LINC) and Red Hill Valley Parkway (RHVP) Transportation and Safety Update (PW18008(a)) (City Wide) (Item 10.5)**

- (a) That staff be directed to develop a Terms of Reference (TOR) for a functional design of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway, with the TOR to address the long-term needs of these facilities as per PW18008;
- (b) That the Terms of Reference for the for a functional design of the Lincoln M. Alexander Parkway and the Red Hill Valley Parkway generate a Request for Proposals (RFP) to include a review of overall operating conditions on the LINC and RHVP;
- (c) That the Request for Proposals, for a functional design of the Lincoln M. Alexander Parkway and the Red Hill Valley Parkway (RHVP), address the implementation of potential future widening and connections with Highways 403 and Queen Elizabeth Way, truck movements, transit opportunities and safety enhancements (lighting, medians, geometrics), to be funded through account #4031711015 RHVP Rehabilitation to an upset limit of \$150,000;
- (d) That staff be directed to report to the Public Works Committee to present the results of the Request for Proposals, for a functional design of the Lincoln M. Alexander Parkway and the Red Hill Valley Parkway, for consideration, prior to awarding the project; and,
- (e) That the Outstanding Business List Item, Lighting on the Red Hill Valley Parkway (RHVP), be identified as complete and removed from the Public Works Outstanding Business List.

**6. Speed Limit Reduction Feasibility Study on the Lincoln M. Alexander and the Red Hill Valley Parkways (PW19014) (City Wide) (Item 10.6)**

- (a) That the existing speed limit be reduced to 80 km/h on the Red Hill Valley Parkway from the Greenhill Interchange to the Queen Elizabeth Way;
- (b) That Hamilton Police Services be requested to continue to undertake regular speed and aggressive driving enforcement on both the Lincoln M. Alexander and the Red Hill Valley Parkways, and that the results be reported annually to the Public Works Committee as part of the Hamilton Strategic Road Safety Program Annual Report;
- (c) That the Outstanding Business List Item, Speed Limit Reduction Feasibility Study on Lincoln M. Alexander Parkway and the Red Hill Valley Parkway be identified as completed and removed from the Public Works Outstanding Business List; and,

- (d) That the by-law, attached as Appendix “A” to Report PW19014, being a by-law to Amend By-law No. 01-215 – a By-law to Regulate Traffic, by reducing the existing speed limit on the Red Hill Valley Parkway from the Greenhill Interchange to the Queen Elizabeth Way to 80km per hour, be passed.

**7. Code of Conduct for Council-Appointed Citizen Members of External Boards and Agencies (Item 11.2)**

WHEREAS, on March 8, 2017, Council approved the Advisory Committee / Task Force Code of Conduct applicable to Council-appointed citizen members of Advisory Committees and Task Forces that report to Council;

WHEREAS, the City of Hamilton has not approved a Code of Conduct applicable to Council-appointed citizen members of independent external boards and agencies that do not report to Council; and,

WHEREAS, notwithstanding that some of those independent external boards and agencies have enacted their own Codes of Conduct for board members, it is desirable that the City of Hamilton establish its own standards of conduct, demeanour and ethics for its Council-appointed citizen members.

THEREFORE, BE IT RESOLVED:

That staff be directed to report back to the General Issues Committee with recommendations for implementing a code of conduct, applicable to Council-appointed citizen members of independent external boards and agencies, including addressing the use of discriminatory language or actions, and the receiving of gifts or benefits by citizen board/agency members as well as the inclusion of a confidentiality agreement and remedies available to Council to address breaches of conduct and confidentiality.

**8. Request for Enhanced and Dedicated Speed Enforcement on the Red Hill Valley Parkway (Item 11.3)**

That staff be directed to request that Hamilton Police Service provide enhanced and dedicated speed enforcement on the Red Hill Valley Parkway.

**9. Independent Special Investigation of the City's Internal Processes, Managerial Systems and Procedures Regarding Friction Management in Relation to the Red Hill Valley Parkway (Item 11.4)**

- (a) That the Director of Audit Services be directed to conduct an independent special investigation of the City's internal processes, managerial systems and procedures regarding friction management in relation to the Red Hill Valley Parkway and report back with recommendations and a management response to the General Issues Committee; and,
- (b) That the Director of Audit Services issue as "Special Report", pursuant to the Council-approved Roads Construction Audit for this audit of friction management.

**10. Roads Audit Update (AUD19002) (City Wide) (Item 14.3)**

That Report AUD19002, respecting the Roads Audit Update, remain confidential.

**11. Roads Infrastructure Litigation and Review Assessment (LS19010) (City Wide) (Item 14.4)**

That Report LS19010, respecting the Roads Infrastructure Litigation and Review Assessment, remain confidential.

**FOR INFORMATION:**

**(a) APPROVAL OF AGENDA (Item 2)**

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

**1. COMMUNICATIONS (Item 5)**

- 5.1 Correspondence from Adam G.R. Spence, Coordinator of the Stoney Creek Library Conversation Commons Group, respecting Ranked Balloting for Municipal Elections

Recommendation: Be received and referred to the consideration of Item 11.1.

**2. DELEGATION REQUESTS (Item 6)**

- 6.7 Fiona Parascandalo, respecting Ranked Balloting for Municipal Elections (For the February 6, 2019 GIC)
- 6.8 Nicholas Tsergas, respecting Ranked Balloting for Municipal Elections (For the February 6, 2019 GIC)
- 6.9 Kojo Dampsey, respecting the Hiring Practices of the Next City Manager (For the February 6, 2019 GIC)

**3. DISCUSSION ITEMS (Item 10)**

- 10.4 City of Hamilton Annual Collision Report – 2017 (PW19012) (City Wide)
- 10.5 Lincoln M. Alexander Parkway (LINC) and Red Hill Valley Parkway (RHVP) Transportation and Safety Update (PW18008(a)) (City Wide)
- 10.6 Speed Limit Reduction Feasibility Study on the Lincoln M. Alexander and the Red Hill Valley Parkways (PW19014) (City Wide)

Please note that Item 10.6 – Report PW19014 requires a by-law, which has been added to the report as Appendix “A”. As well, Report PW19014 will also require an amendment to have that by-law passed, which will be addressed when the matter is before you on the agenda.

**4. NOTICES OF MOTION (Item 12)**

- 12.2 Postponement of the City Manager Recruitment Steering Committee Meetings

**5. PRIVATE & CONFIDENTIAL (Item 14)**

- 14.2 Code of Conduct Matter (no copy)

Pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 18-270, and Section 239(2), Sub-section (b) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City employees.

14.3 Roads Audit Update (AUD19002) (City Wide)

Pursuant to Section 8.1, Sub-section (e) of the City's Procedural By-law 18-270, and Section 239(2), Sub-section (e) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to litigation or potential litigation, including matters before administrative tribunals.

14.4 Roads Infrastructure Litigation and Review Assessment (LS19010) (City Wide)

Pursuant to Section 8.1, Sub-sections (b), (e) and (f) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (b), (e) and (f) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City employees; 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.

The agenda for the February 6, 2019 General Issues Committee meeting was approved, as amended.

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

There were no declarations of interest.

**(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETING (Item 4)**

**(i) January 16, 2019 (Item 4.1)**

The Minutes of the January 16, 2019 meeting of the General Issues Committee were approved, as presented.

**(d) COMMUNICATIONS (Item 5)**

**(i) Correspondence from Adam G.R. Spence, Coordinator of the Stoney Creek Library Conversation Commons Group, respecting Ranked Balloting for Municipal Elections (Item 5.1)**

The correspondence from Adam G.R. Spence, Coordinator of the Stoney Creek Library Conversation Commons Group, respecting Ranked



Balloting for Municipal Elections, be received and referred to the consideration of Item 11.1.

**(e) DELEGATION REQUESTS (Item 6)**

**(i) Cameron Kroetsch respecting Item 11.1 – a Motion regarding Ranked Balloting for Municipal Elections (Item 6.1)**

The delegation request, submitted by Cameron Kroetsch, respecting Item 11.1 - a Motion regarding Ranked Balloting for Municipal Elections, was approved to appear before the General Issues Committee at its meeting of February 6, 2019.

**(ii) Vic Djurdjevic, Nikola Tesla Educational Corporation, respecting the Tesla Educational Corporation Events and Activities (Item 6.2)**

The delegation request, submitted by Vic Djurdjevic, Nikola Tesla Educational Corporation, respecting the Tesla Educational Corporation Events and Activities, was approved to appear before the General Issues Committee at its meeting of February 20, 2019.

**(iii) Cameron Kroetsch respecting his formal comments with regard to the 2018 Municipal Election in Hamilton (Item 6.3)**

The delegation request, submitted by Cameron Kroetsch, respecting his formal comments with regard to the 2018 Municipal Election in Hamilton, was approved to attend before the General Issues Committee at the same meeting that the staff report comes forward.

**(iv) Jeff Lang-Weir regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda (Item 6.4)**

The delegation request, submitted by Jeff Lang-Weir regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda, was approved to appear before the General Issues Committee at its meeting of February 6, 2019.

- (v) **Craig Burley, regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda (Item 6.5)**

The delegation request, submitted by Craig Burley, regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda, was approved to appear before the General Issues Committee at its meeting of February 6, 2019.

- (vi) **Rob Maclsaac, President and CEO, Hamilton Health Sciences, Annual Presentation respecting an Overview of Current Issues, Opportunities and Future Planning (Item 6.6)**

The delegation request, submitted by Rob Maclsaac, President and CEO, Hamilton Health Sciences, Annual Presentation respecting an Overview of Current Issues, Opportunities and Future Planning, was approved to appear before the General Issues Committee at its meeting of April 3, 2019.

- (vii) **Fiona Parascandalo, respecting Ranked Balloting for Municipal Elections (Item 6.7)**

The delegation request, submitted by Fiona Parascandalo, respecting Ranked Balloting for Municipal Elections, was approved to appear before the General Issues Committee at its meeting of February 6, 2019.

- (viii) **Nicholas Tsergas, respecting Ranked Balloting for Municipal Elections (Item 6.8)**

The delegation request, submitted by Nicholas Tsergas, respecting Ranked Balloting for Municipal Elections, was approved to appear before the General Issues Committee at its meeting of February 6, 2019.

- (ix) **Kojo Dampsey, respecting the Hiring Practices of the Next City Manager (Item 6.9)**

The delegation request, submitted by Kojo Dampsey, respecting the Hiring Practices of the Next City Manager, was approved to appear before the General Issues Committee at its meeting of February 6, 2019.

**(f) PUBLIC HEARINGS / DELEGATIONS (Item 8)**

**(i) Anthony Marco, Hamilton District Labour Council, proposing that the City of Hamilton become a Living Wage Employer in 2019 (Item 8.1)**

Anthony Marco, Hamilton District Labour Council, addressed Committee, proposing that the City of Hamilton become a Living Wage Employer in 2019.

The presentation, provided by Anthony Marco, Hamilton District Labour Council, proposing that the City of Hamilton become a Living Wage Employer in 2019, was received.

**(ii) Denise Christopherson, YWCA Hamilton, respecting the Establishment of a new Steering Committee for the Recruitment of the City Manager (Item 8.2)**

Denise Christopherson, YWCA Hamilton, addressed Committee respecting the Establishment of a new Steering Committee for the Recruitment of the City Manager.

The presentation, provided by Denise Christopherson, YWCA Hamilton, respecting the Establishment of a new Steering Committee for the Recruitment of the City Manager, was received.

**(iii) Cameron Kroetsch, respecting the Motion regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda (Item 8.3)**

Cameron Kroetsch, addressed Committee respecting the Motion regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda.

The presentation, provided by Cameron Kroetsch, respecting the Motion regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda, was received.

A copy of the presentation is available on the City's web site at [www.hamilton.ca](http://www.hamilton.ca) or through the Office of the City Clerk.

- (iv) **Karen Bird, Department of Political Science, McMaster University, respecting the Motion regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda (Item 8.4)**

Karen Bird, Department of Political Science, McMaster University, addressed Committee, respecting the Motion regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda.

The presentation, provided by Karen Bird, Department of Political Science, McMaster University, respecting the Motion regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda, was received.

A copy of the presentation is available on the City's web site at [www.hamilton.ca](http://www.hamilton.ca) or through the Office of the City Clerk.

- (v) **Cameron Kroetsch, respecting the Motion regarding Item 11.1 - Ranked Balloting for Municipal Elections (Item 8.5)**

Cameron Kroetsch, addressed Committee respecting the Motion regarding Item 11.1 - Ranked Balloting for Municipal Elections.

The presentation, provided by Cameron Kroetsch, respecting the Motion regarding Item 11.1 - Ranked Balloting for Municipal Elections, was received.

A copy of the presentation is available on the City's web site at [www.hamilton.ca](http://www.hamilton.ca) or through the Office of the City Clerk.

For disposition of this matter, please refer to Information Item (i)(i).

- (vi) **Jeff Lang-Weir regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda (Item 8.6)**

Jeff Lang-Weir addressed Committee regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda.

The presentation, provided by Jeff Lang-Weir regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda, was received.

- (vii) **Craig Burley, regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda (Item 8.7)**

Craig Burley addressed Committee regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda.

The presentation, provided by Craig Burley, regarding the Steering Committee that will conduct the hiring of the new City Manager that will be listed on the February 13, 2019 Council agenda, was received.

- (viii) **Fiona Parascandalo, respecting Ranked Balloting for Municipal Elections (Item 8.8)**

Fiona Parascandalo addressed Committee respecting Ranked Balloting for Municipal Elections.

The presentation, provided by Fiona Parascandalo, respecting Ranked Balloting for Municipal Elections, was received.

For disposition of this matter, please refer to Information Item (i)(i).

- (ix) **Nicholas Tsergas, respecting Ranked Balloting for Municipal Elections (Item 8.9)**

Nicholas Tsergas addressed Committee respecting Ranked Balloting for Municipal Elections.

The presentation, provided by Nicholas Tsergas, respecting Ranked Balloting for Municipal Elections, was received.

For disposition of this matter, please refer to Information Item (i)(i).

- (x) **Kojo Damphey, respecting the Hiring Practices of the Next City Manager (Item 8.10)**

Kojo Damphey addressed Committee respecting the Hiring Practices of the Next City Manager.

The presentation, provide by Kojo Damphey, respecting the Hiring Practices of the Next City Manager, was received.

**(g) DISCUSSION ITEMS (Item 10)**

**(i) Motion to Defer Items 10.4 to 10.6**

Items 10.4 to 10.6, respecting the following matters, were deferred to after the Closed Session portion of the meeting:

- 10.4 City of Hamilton Annual Collision Report – 2017 (PW19012) (City Wide)
- 10.5 Lincoln M. Alexander Parkway (LINC) and Red Hill Valley Parkway (RHVP) Transportation and Safety Update (PW18008(a)) (City Wide)
- 10.6 Speed Limit Reduction Feasibility Study on the Lincoln M. Alexander and the Red Hill Valley Parkways (PW19014) (City Wide)

**(ii) Speed Limit Reduction Feasibility Study on the Lincoln M. Alexander and the Red Hill Valley Parkways (PW19014) (City Wide) (Item 10.6)**

Report PW19017, respecting a Speed Limit Reduction Feasibility Study on the Lincoln M. Alexander and the Red Hill Valley Parkways, was amended by adding a new sub-section (d) to read as follows:

- (d) That the by-law, attached as Appendix “A” to Report PW19014, being a by-law to Amend By-law No. 01-215 – a By-law to Regulate Traffic, by reducing the existing speed limit on the Red Hill Valley Parkway from the Greenhill Interchange to the Queen Elizabeth Way to 80km per hour, be passed.***

For disposition of this matter, please refer to Item 6.

**(h) MOTIONS (Item 11)**

The following Motion was DEFEATED:

**(i) Ranked Balloting for Municipal Elections (Item 11.1)**

WHEREAS, ranked ballot elections have been successfully used in Canadian elections, as with the London Ontario 2018 municipal election, and leadership races for Provincial and Federal parties;

WHEREAS, ranked ballot elections are in use globally at various levels of government in Australia, India, Ireland, Malta, New Zealand, Northern Ireland, Pakistan, Republic of Ireland, Scotland, Sri Lanka, United Kingdom, United States of America, and Nepal;

WHEREAS, the candidate with the broadest support and the most votes will win, and a candidate who is opposed by a majority of voters cannot win in elections that use ranked ballots;

WHEREAS, ranked ballot elections eliminate “vote splitting”; wherein two or more candidates with similar platforms “split” a finite base of support. With ranked ballot elections, voters are able to vote for who they want to win rather than voting strategically against who they want to lose;

WHEREAS, the ranking of candidates on the ballot ensures that votes are not “wasted”, rather, if the voter’s first choice is eliminated their vote will transfer to their second choice and so on until a winner is selected; and,

WHEREAS, a study done in Portland, Oregon after implementation of ranked ballots in 2011 found that voters were not confused by a ranked ballot; 94% of voters said that they “Fully Understood” the ballot design and instructions.

THEREFORE, BE IT RESOLVED:

- (a) That the appropriate staff report back to General Issues Committee on the feasibility of adopting ranked ballots (including all associated costs) for future Hamilton Municipal Elections, beginning in 2022, with that report include an assessment of the City of London’s post-election report, when available, and,
- (b) That the report, respecting the feasibility of adopting ranked ballots, be posted on the City’s web site 30 days prior to being considered by the General Issues Committee to allow for a 30-day written comment period.

The following Motion was DEFEATED:

**(ii) City of Hamilton - Living Wage Employer (11.3)**

- (a) That the City of Hamilton become a living wage employer by paying all minimum wage employees to a living wage rate of \$15.85 per hour, including part-time, seasonal and other contract employees with increases consistent with cost of living in Hamilton; and,

- (b) That staff be directed to report back, during the 2019 Operating Budget process, to becoming a living wage employer by paying all minimum wage employees a rate of \$15.58 per hour, including part-time, seasonal and other contract employees with increases consistent with cost of living in Hamilton.

**(i) NOTICES OF MOTION (Item 12)**

Councillor B. Clark introduced the following Notice of Motion:

**(i) Protocol for Public Release of Information as it relates to Bids for Any International, National, Provincial Games, Award Shows, Musical Concerts, Conventions, Conference, Trade Shows, and Partisan Political Conventions (Item 12.1)**

That staff be directed to apply the following protocol to all future City initiated, private for profit, not for profit and any municipal/ third party shared bids for any international, national, provincial games, award shows, musical concerts, conventions, conference, trade shows, and partisan political conventions:

- (i) That the City of Hamilton release the negotiated upset limit for staff time, grants, loans, policy exemptions and in-kind contributions 24 hours, prior to the submission of the bid;
- (ii) That the actual bid document for any third party, proprietary bids remain confidential; and,
- (iii) That the actual bid document for any City of Hamilton initiated bid be made public 24 hours after the bid decision is released.

Councillor N. Nann introduced a Notice of Motion respecting the Postponement of the City Manager Recruitment Steering Committee Meetings.

**(ii) Postponement of the City Manager Recruitment Steering Committee Meetings (Item 12.2)**

The Rules of Order were waived to allow for the introduction of a Motion respecting the Postponement of the City Manager Recruitment Steering Committee Meetings.



The following Motion was DEFEATED:

WHEREAS, a Terms of Reference was never established for the City Manager Recruitment Steering Committee;

WHEREAS, the 2014-2018 Council pre-determined the composition of the City Manager Recruitment Steering Committee set from a practice established in 2008;

WHEREAS, the composition was set to be made up of the Mayor and Chairs of Standing Committees;

WHEREAS, for no reason other than tradition, the chairs of standing committees are exclusively incumbent Councillors;

WHEREAS, best practices for achieving inclusive excellence in recruitment, selection and hiring are rooted in Equity, Diversity and Inclusion (EDI) frameworks;

WHEREAS, the 2018-2022 Council is made up of 47% women, less than 7% racialized people, and 33% new representatives who did not serve on the previous term of council;

WHEREAS, the Committee ought to more accurately reflect both the composition of this term of Council and the demographic makeup of the city's residents;

WHEREAS, recent studies show that of 12 of 15 Canadian municipalities, which recently hired for such a position, the composition of the recruitment steering committee was not restricted to the chairs of standing committees;

WHEREAS, the other 3 municipalities explicitly allow interested new Councillors to participate and some also include optional community members and residents;

WHEREAS, the City of Hamilton's Procedural By-law imposes no restriction on which Councillors are eligible to participate in the selection process;

WHEREAS, under the *Municipal Act* all elected members of Council enjoy the same rights and privileges;

WHEREAS, the General Issues Committee approved public delegations on the Establishment of a New Steering Committee for the Recruitment of

the City Manager to be heard at the General Issues Committee on February 6, 2019;

WHEREAS, the public calendar of Council and Committees shows the current Steering Committee is scheduled to begin meeting on February 1, 2019;

WHEREAS, the date of public delegation is five days after the first publicly posted Steering Committee meeting; and,

WHEREAS, the input received through public delegations and Council's vote may influence the direction and makeup of the Steering Committee;

THEREFORE, BE IT RESOLVED:

That all scheduled meeting dates for the City Manager Recruitment Steering Committee be postponed until public delegations have been received and the Council has voted on and ratified a decision on the composition and direction of the City Manager Recruitment Steering Committee.

Councillor B. Clark introduced the following Notice of Motion, which he subsequently withdrew:

**(iii) City of Hamilton's Current Practice respecting the Living Wage (Item 12.3)**

That staff be directed to report to the Audit, Finance & Administration Committee with respect to the City of Hamilton's Current Practice respecting the Living Wage.

**(j) GENERAL INFORMATION / OTHER BUSINESS (Item 13)**

**(i) Amendments to the Outstanding Business List (Item 13.1)**

The following amendment to the General Issues Committee's Outstanding Business List, was approved:

**(a) Items to be removed:**

- (i) Stelco Lands – This matter is no longer relevant, as the lands have been sold.**

**(k) PRIVATE & CONFIDENTIAL (Item 14)**

Councillor VanderBeek provided the Clerk with an amendment to her attendance.

**(i) Closed Session Minutes – January 16, 2019 (Item 14.1)**

- (a) That the Closed Session Minutes of the January 16, 2019 General Issues Committee meeting were approved, *as amended*; and,
- (b) That the Closed Session Minutes of the January 16, 2019 General Issues Committee meeting, shall remain confidential.

Committee moved into Closed Session, respecting Items 14.2 to 14.4, pursuant to Section 8.1, Sub-sections (b), (e) and (f) of the City's Procedural By-law 18-270; and, Section 239(2), Sub-sections (b), (e), and (f) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to personal matters about an identifiable individual, including City employees; 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.

**(ii) Code of Conduct Matter (Item 14.2)**

Staff were provided with direction in Closed Session with nothing further to report out.

**(l) ADJOURNMENT (Item 13)**

There being no further business, the General Issues Committee adjourned at 10:35 p.m.

Respectfully submitted,

C. Collins, Deputy Mayor  
Chair, General Issues Committee

Stephanie Paparella  
Legislative Coordinator  
Office of the City Clerk



## **AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 19-002**

**9:30 a.m.**

**February 7, 2019**

**Council Chambers**

**Hamilton City Hall**

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**Present:** Councillors C. Collins (Chair), M. Wilson (Vice-Chair), B. Johnson, M. Pearson, L. Ferguson, J. Partridge, A. VanderBeek, and B. Clark

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### **THE AUDIT, FINANCE AND ADMINISTRATION COMMITTEE PRESENTS REPORT 19-002 AND RESPECTFULLY RECOMMENDS:**

- 1. Correspondence from the Federation of Canadian Municipalities (FCM) respecting the 2019-2020 Membership Invoice - Advocacy Fund Contribution along with Appendix A that provides background information on the Advocacy Fund (Referred from Council - January 23, 2019) (Item 5.2)**
  - (a) That staff report back to the Audit, Finance and Administration Committee with the number of municipalities that participate in the Voluntary Outstanding Advocacy Fund Contribution to determine whether the City of Hamilton should contribute the \$45,200; and,
  - (b) That staff be directed to process the payment of the Membership Portion of the FCM Invoice in the amount of \$92,881.65, at this time.
  
- 2. Mark Strongman, Tournament Chairman, respecting a request for a \$50,000 grant for the 2019 Little League Championship to be held in Ancaster, Ontario (Added Item 8.2)**

That the City of Hamilton financially support the hosting of the 2019 Little League Championship in the amount of \$50,000, funded from the Tax Stability Account (#11046).

**3. Supply of Raw Water to 690 Strathearne Avenue North (FCS18049(b)) (Ward 4) (Item 10.1)**

- (a) That the amount of \$18,500 be imposed on the owner of 690 Strathearne Avenue North, currently ArcelorMittal Long Products Canada (AMLPC), for the continued use of City of Hamilton ("City") owned lands through to December 31, 2019, for the purpose of a private raw water pipeline owned by AMLPC to convey raw water supplied by the City to 690 Strathearne Avenue North;
- (b) That staff advises the owner of 690 Strathearne Avenue North, currently AMLPC, that the continued supply of raw water by the City to 690 Strathearne Avenue North through to December 31, 2019, is contingent upon the owner continuing to pay, in addition to other flow-through costs and expenses described in Report FCS18049(b), water rates for the supply of raw water to the property, as approved by Council;
- (c) That staff advise the owner of 690 Strathearne Avenue North, currently AMLPC, that the continued supply of raw water by the City to 690 Strathearne Avenue North beyond December 31, 2019 is contingent upon the following conditions:
  - (i) That by December 2, 2019, the owner enter into a Raw Water Supply Agreement with the City of Hamilton on such terms as are set out in recommendation (c) in Report FCS18049 / LS18014, respecting Negotiation for the Continued Supply of Raw Water to 690 Strathearne Avenue North; being:
    - (c) That the Mayor and City Clerk be authorized and directed to execute, on behalf of the City, all necessary documentation to implement recommendations (a) and (b) in Report FCS18049 / LS18014, all with content acceptable to the General Manager of Finance and Corporate Services, General Manager of Public Works, and General Manager of Planning and Economic Development, as applicable, and in a form satisfactory to the City Solicitor;
  - (ii) That by December 2, 2019, the owner enters into an Easement Agreement with the City of Hamilton to support the existing pipeline that crosses City lands on such terms as are set out in recommendation (c) in Report FCS18049 / LS18014, respecting Negotiation for the Continued Supply of Raw Water to 690 Strathearne Avenue North; and,
  - (iii) That by December 2, 2019, the owner installs a backflow prevention device that meets City requirements to protect against any backflow conditions at its sole expense;

- (d) That the City Solicitor be authorized and directed to prepare all necessary by-laws to implement subsection (a); and,
- (e) That the General Manager of Finance and Corporate Services be directed to report back to the Audit, Finance and Administration Committee by February 2020 regarding the implementation of Recommendation (b) of Report FCS18049(b).

**4. Development Charges Stakeholders Sub-Committee Report 19-001 (Item 10.2)**

**(a) Appointment of Chair and Vice Chair (Item 1.1)**

That Councillor B. Clark be appointed as Chair of the Development Charges Stakeholders Sub-committee for 2019.

That Councillor J.P. Danko be appointed as Vice Chair of the Development Charges Stakeholders Sub-committee for 2019.

**(b) Hamilton 2019 Development Charges Study: Capital Presentation (Item 9.1)**

That the 2019 Development Charges Background Study – Draft Capital Listings, be received.

**(c) 2019 Development Charges By-law Policy (FCS18062(a)) (City Wide) (Item 10.1)**

That the statutory public meeting for the Development Charges Background Study and By-law scheduled for April 18, 2019 include an evening session to start at 7:00 p.m., or on another date if the 18<sup>th</sup> isn't available.

- (i) That the entire draft Development Charges Background Study be released; and,
- (ii) That staff be directed to provide comparators for Agricultural Development Charges in surrounding municipalities including, West Lincoln, Lincoln, Haldimand, Halton, Brantford and Brant County, and report back to the Development Charges Stakeholders Sub-Committee.

**5. Hamilton Anti-Racism Resource Centre Update (HUR18010(a) / LS19008) (City Wide) (Item 14.2)**

- (b) That the Mayor and City Clerk be authorized and directed to execute any documents required to implement subsection (a), with content acceptable to the Executive Director of Human Resources and in a form satisfactory to the City Solicitor;
- (c) That City staff report back to the Audit, Finance & Administration Committee with updates on the status of the Hamilton Anti-Racism Resource Centre; and,
- (d) That the contents of Report HUR18010(a) / LS19008 Hamilton Anti-Racism Resource Centre Update, including recommendation (a), remain confidential.

**FOR INFORMATION:**

**(a) CHANGES TO THE AGENDA (Item 2)**

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

**1. PUBLIC HEARINGS/DELEGATIONS**

- 8.1 Vince Dipietro, Angelica Homes, respecting a rental property's water bill (Approved January 17, 2019, and will be heard on March 21, 2019 as per the delegate's request)
- 8.1(a) Supporting documentation respecting a rental property's water bill, for 98 East 31<sup>st</sup> Street, Hamilton

The agenda for the February 7, 2019 Audit, Finance and Administration Committee meeting was approved, as amended.

**(b) DECLARATIONS OF INTEREST (Item 3)**

There were no declarations of interest.

**(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)**

**(i) January 17, 2019 (Item 4.1)**

The Minutes of the January 17, 2019 meeting of the Audit, Finance and Administration Committee were approved, as presented.

**(d) COMMUNICATIONS (Item 5)**

- (i) Correspondence from Mark Strongman, Tournament Chairman, 2019 Little League Championship being held in Ancaster in Summer of 2019 requesting a grant of \$50,000 to assist in their financial responsibilities. (Referred from Council - January 23, 2019) (Item 5.1)**

The correspondence from Mark Strongman, Tournament Chairman, respecting a grant of \$50,000 to assist in funding the 2019 Little League Championship was received and referred to the consideration of Item 6.2.

**(e) DELEGATION REQUESTS (Item 6)**

- (i) Voislav Bjelajac, respecting a Vacancy Rebate for 2016 (For a future meeting) (Item 6.1)**

That the delegation request from Voislav Bjelajac, respecting a Vacancy Rebate for 2016, be approved for a future meeting.

- (ii) Mark Strongman, Tournament Chairman, respecting a request for a \$50,000 grant for the 2019 Little League Championship being held in Ancaster (For today's meeting) (Item 6.2)**

The delegation request from Mark Strongman, Tournament Chairman, respecting a request for a \$50,000 grant for the 2019 Little League Championship being held in Ancaster, was approved for today's meeting.

**(f) CONSENT ITEMS (Item 7)**

- (i) Minutes of Various Advisory Committees (Item 7.1)**

The following minutes from various Advisory Committee meetings, were received as presented:

- (1) Lesbian, Gay, Bisexual, Transgender and Queer Advisory Committee – November 15, 2018 (Item 7.1(a))
- (2) Hamilton Mundialization Committee – December 19, 2018 (Item 7.1(b))
- (3) Hamilton Aboriginal Advisory Committee – September 6, 2018 (Item 7.1(c))
- (4) Hamilton Aboriginal Advisory Committee – November 5, 2018 (Item 7.1(d))
- (5) Committee Against Racism – November 27, 2018 (Item 7.1(e))
- (6) Hamilton Status of Women Committee – November 22, 2018 (Item 7.1(f))



**(g) PUBLIC HEARINGS / DELEGATIONS (Item 8)**

- (i) Mark Strongman, Tournament Chairman, respecting a request for a \$50,000 grant for the 2019 Little League Championship being held in Ancaster (Added Item 8.2)**

Mark Strongman, Tournament Chairman, addressed the Committee respecting a request for a \$50,000 grant for the 2019 Little League Championship being held in Ancaster, with the aid of a presentation. A copy of the presentation has been included in the official record.

The delegation from Mark Strongman, Tournament Chairman, respecting a request for a \$50,000 grant for the 2019 Little League Championship being held in Ancaster, was received.

A copy of the presentation is available on the City's website or through the Office of the City Clerk.

For further disposition of this matter, refer to Item 2.

**(h) DISCUSSION ITEMS (Item 10)**

- (i) Supply of Raw Water to 690 Strathearne Avenue North (FCS18049(b)) (Ward 4) (Item 10.1)**

The Chair advised that public notice was given for Item 10.1, Supply of Raw Water to 690 Strathearne Avenue North (FCS18049(b)), which invited interested parties to make representations at today's meeting. There were no registered speakers and no one in attendance came forward to speak to the proposed changes.

For further disposition of this matter, refer to Item 3.

- (ii) Development Charges Stakeholders Sub-Committee Report 19-001 (Item 10.2)**

Item 3 was amended for clarification by changing the term Policy in subsection (i), to read as follows:

3. That the statutory public meeting for the Development Charges Background Study and By-law scheduled for April 18, 2019 include an evening session to start at 7:00 p.m., or on another date if the 18<sup>th</sup> isn't available.
  - (i) That the entire draft Development Charges ~~Policy~~ **Background Study** be released; and,
  - (ii) That staff be directed to provide comparators for Agricultural Development Charges in surrounding municipalities including, West Lincoln, Lincoln, Haldimand, Halton,

Brantford and Brant County, and report back to the Development Charges Stakeholders Sub-Committee.

For further disposition of this matter, refer to Item 3.

**(i) GENERAL INFORMATION/OTHER BUSINESS (Item 13)**

**(i) Changes to the Outstanding Business List (Item 13.1)**

The following changes to the Outstanding Business List be approved:

**(a) Items to be removed:**

Item B - Limit Agricultural Use Development (Council: May 25, 2016) - That staff be directed to revise the City's Development Charge (DC) By-law regarding Agricultural DC Exemptions at the next opportunity (currently forecast to be 4<sup>th</sup> quarter 2016) and report to the AF&A Committee.

Rationale: Addressed at the Development Charges Stakeholders Sub-Committee on January 28, 2019

Item K – Specific Funding Initiatives – Area Rating Special Capital Re-investment Reserves, Discretionary Spending, Cell Tower and Minor Maintenance Projects funded by the Special Levy - That staff be directed to include affordable housing in the Development Charges Policy review.

Rationale: Addressed at the Audit, Finance and Administration Committee on December 17, 2018

Item L - Affordable housing in the Development Charges Policy Review (May 17, 2018 AF&A Item 2) - That staff be directed to include affordable housing in the Development Charges Policy review.

Rationale: Addressed at the Development Charges Stakeholders Sub-Committee on January 28, 2019

**(b) Items Requiring a New Due Date:**

Item G - Review of Procurement Policies as it relates to Hiring Local Trades

Current Due Date: Q2 2018

Revised Due Date: Q4 2019

Item I - 2017 Q1 Emergency and Non-Competitive Procurements Report (FCS17011)

Current Due Date: Q1 2018

Revised Due Date: Q4 2019

(c) Items Requiring More Information:

Item M – 2018 United Way Funding Review

Additional Direction: That staff research and report back to Audit, Finance and Administration potential donation options that could be eligible for payroll deductions.

**(j) PRIVATE & CONFIDENTIAL (Item 14)**

**(i) Closed Session Minutes – January 17, 2019 (Item 14.1)**

- (a) The Closed Session Minutes of the January 17, 2019 Audit, Finance and Administration meeting, were approved as presented; and,
- (b) The Closed Session Minutes of the January 17, 2019 Audit, Finance and Administration meeting, remain confidential.

The Committee moved into Closed Session respecting Item 14.2, pursuant to Section 8.1, Sub-sections (b), (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (b), (f) and (k) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to personal matters about an identifiable individual(s), including City employees; advice that is subject to solicitor/client privileges, including communications necessary for that purpose; and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

**(ii) Hamilton Anti-Racism Resource Centre Update (HUR18010(a) / LS19008) (City Wide) (Item 14.2)**

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 5.

**(k) ADJOURNMENT (Item 15)**

There being no further business, the Audit, Finance and Administration Committee, adjourned at 11:31 a.m.

Respectfully submitted,

Councillor Collins, Chair  
Audit, Finance and Administration  
Committee

Angela McRae  
Legislative Coordinator  
Office of the City Clerk

# CITY OF HAMILTON MOTION

Council: February 13, 2019

**MOVED BY COUNCILLOR M. WILSON.....**

**SECONDED BY COUNCILLOR.....**

**Establishment of a New Steering Committee for the Recruitment of the City Manager**

WHEREAS the City Manager has such general control and management of the administration of the government and affairs of the City and performs such duties as Council by by-law prescribes and is the sole employee reporting directly to the elected Municipal Council;

WHEREAS the City of Hamilton appointed an Interim City Manager due to the resignation of the previous City Manager on June 27, 2018;

WHEREAS the recruitment process to fill the vacancy of the City Manager was defined by the former 2014-2018 City Council in report HUR18013 of August 13, 2018;

WHEREAS one third of Hamilton City Council elected October 22, 2018 did not serve on the previous 2014-2018 Term of Council;

WHEREAS the 2014-2018 Term of City Council recommended that a Steering Committee comprised of the Mayor and Chairs of the Standing Committees be established to assist with the recruitment process for the City Manager;

WHEREAS Report HUR18013 of August 13, 2018 does not define the core principles that will guide the recruitment, deliberation and selection process for the new City Manager;

WHEREAS the City’s Strategic Plan states that diversity and inclusion are to be embraced and celebrated;

WHEREAS the City’s Corporate Culture includes the principle of steadfast integrity, that this principle shall guide our strategic priorities, and as a Council, we too ought to uphold and put these values in action through our recruitment and selection process;

WHEREAS public entities, including governments, are well placed to serve as a model for other employers;

WHEREAS recognizing and valuing equity, diversity and inclusion must be accompanied by concerted efforts to put these principles and values into practice; and

WHEREAS the ability to invite and learn from different perspectives is fundamental to driving innovation, building a strong relationship and taking the best approaches to meet the needs of the diverse population served by the City of Hamilton;

THEREFORE, BE IT RESOLVED:

- (a) That the newly elected 2018-2022 City Council define the recruitment process to fill the vacancy of the new City Manager;
- (b) That an equity, diversity and inclusive (EDI) lens be incorporated in all aspects of this recruitment process; and
- (c) That the Steering Committee that was established to oversee the City Manager search process, interview short-list of candidates and identify final candidates for consideration by City Council on August 17, 2018, be amended to better reflect the diverse composition of the 2018-2022 City Council and by extension the community, with not less than 50% of those elected members who identify as females along with not less than one-third of the newly elected members of City Council serving on the Steering Committee.

# CITY OF HAMILTON

## MOTION

Council Date: February 13, 2019

MOVED BY COUNCILLOR M. PEARSON.....

SECONDED BY COUNCILLOR .....

### Sub-Committee Terms of Reference Amendment

That the following Committee's Terms of Reference, be amended to reflect the following membership composition:

- (i) Capital Projects Works-in-Progress Projects Sub-Committee – **four (4)** members of Council;

# CITY OF HAMILTON MOTION

Council: February 13, 2019

MOVED BY COUNCILLOR E. PAULS.....

SECONDED BY MAYOR / COUNCILLOR.....

**Amendment to Item 7.3 – Council Meeting 18-017 of September 12, 2018, respecting Hamilton-Wentworth District School Board Property at 4 Vickers Road, Hamilton (PED18208)**

- (a) That Item 7.3, respecting Report PED18208 - Hamilton-Wentworth District School Board Property at 4 Vickers Road, Hamilton, be amended by deleting the word “may” and replacing it with the words “**does not**”; and, by deleting the words “and is exploring the extent to what its interest might be”, to read as follows:

**7.3 Hamilton-Wentworth District School Board Property at 4 Vickers Road, Hamilton (PED18208) (Ward 7) (Item 8.3)**

- (a) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to advise the Hamilton-Wentworth District School Board (HWDSB) that the City of Hamilton **does not** ~~may~~ have an interest ~~and is exploring the extent to what its interest might be~~ in acquiring its property located at 4 Vicker Road, as shown on Appendix "A" attached to Report PED18208; and,
- (b) That Item 7.3, respecting Report PED18208 - Hamilton-Wentworth District School Board Property at 4 Vickers Road, Hamilton, be amended by deleting sub-section (b) in its entirety:
  - ~~(b) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to advise the Hamilton-Wentworth District School Board (HWDSB) of the City of Hamilton's site development requirements as identified in Appendix "F" to School Board Properties Sub-Committee Report 18-001.~~



# CITY OF HAMILTON MOTION

Council Date: February 13, 2019

**MOVED BY COUNCILLOR B. CLARK.....**

**SECONDED BY COUNCILLOR.....**

**Government’s Policy Regarding Any Cost Escalation Above the Committed \$1billion for the Hamilton LRT**

WHEREAS, Metrolinx has steadfastly refused to provide an update of the projected LRT capital costs;

WHEREAS, the Ministry of Transportation provides the oversight and funding to Metrolinx;

WHEREAS, the Canada cumulative increase in the cost of living since 2007 has been 19.11% Source:<https://www.bankofcanada.ca/rates/related/inflation-calculator/>; and,

WHEREAS, the Ontario cumulative increase in the cost of living since 2007 has been 21.12% Source:<http://inflationcalculator.ca/ontario/>;

THEREFORE, BE IT RESOLVED:

- (a) That the Hamilton City Council request that the Honourable Jeff Yurek, Minister of Transportation, provide written correspondence to the Mayor and Hamilton City Council clarifying the current government’s policy regarding any cost escalation above the committed \$1billion and who pays for any increase in costs; and,
- (b) That the City Clerk be directed to include this resolution in the correspondence to the Minister of Transportation.

# CITY OF HAMILTON MOTION

Council: February 13, 2019

**MOVED BY COUNCILLOR J. FARR.....**

**SECONDED BY MAYOR / COUNCILLOR .....**

**Amendment to Item 8 of the General Issues Committee Report 18-014, respecting Report PED16253(b) – 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program**

WHEREAS, at its meeting of December 11, 2013, Council approved Item 14 of the General Issues Committee Report 13-026, respecting Report PED13208 - 18-28 King Street East – Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program;

WHEREAS, at its meeting of December 9, 2015, Council approved an amendment to Item 14 of the General Issues Committee Report 13-026, respecting Report PED13208 - 18-28 King Street East – Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program, to extend the submission deadline for completion of the program applications to December 31, 2016;

WHEREAS, at its meeting of January 25, 2017, Council approved Item 4 of the Planning Committee Report 17-001, respecting the Hamilton Municipal Heritage Committee Report 16-010, December 15, 2016 regarding Report PED16193(a) Heritage Permit Application HP2016-028, under Part IV of the *Ontario Heritage Act*, for the Demolition of the Buildings at 24 and 28 King Street East, Hamilton;

WHEREAS, Hughson Business Space Corporation has advised that they plan to restore all five properties, and conditional site plan approval was issued on November 27, 2017, with an addendum containing further conditions being added on August 2, 2018;

WHEREAS, at its meeting of December 6, 2016, Council approved Item 30 of the General Issues Committee Report 17-025, respecting Report PED13208(a) - 18-28 King Street East – Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program, which extended the submission deadline for completion of the program applications to June 1, 2018;

WHEREAS, a Heritage Permit for the retention and restoration of the front portion of 24 and 28 King Street East and a fifth storey addition was approved on September 7, 2018;

WHEREAS, at its meeting of June 27, 2018, Council approved Item 8 of the General Issues Committee Report 18-014, which again extended the submission deadline for Building Permit Applications to January 31, 2019; and,

WHEREAS, the applicant is working diligently towards completing the requirements under the conditional Site Plan Approval process in 2019.

THEREFORE, BE IT RESOLVED:

- (a) That subsections (a) and (b) to Item 8 of the General Issues Committee Report 18-014, respecting Report PED16253(b) – 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program, be amended by deleting the words “July 31, 2019 and replacing them with the words “**January 31, 2020**”; and, by deleting the second reference to the word “January” and replacing it with the word “**July**”, to read as follows:

**8. 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program (PED16253(b)) (Ward 2) (Item 8.1)**

- (a) That the deadline for the submission of a separate, completed Hamilton Heritage Property Grant Program (HHPGP) Application for each 18, 20, 22, 24 and 28 King Street East, for the previously approved conditional grant commitment to an upset limit of \$850,000 for the Hughson Business Space Corporation (Linda Barnett, David Blanchard, Ronald Quinn and William Rogan) the registered owners, be extended to no later than ~~July 31, 2019~~ **January 31, 2020**, conditional upon the receipt of a Building Permit Application being submitted to the City for the redevelopment of 18-28 King Street East no later than ~~January~~ **July 31, 2019**;
- (b) That the deadline for the submission of a separate, completed GORE Building Improvement Grant Program (GBIGP) Application for each 18, 20, 22, 24 and 28 King Street East, for the previously approved conditional grant commitment to an upset limit of \$250,000 under the GORE Building Improvement Grant Program (GBIGP) for Hughson Business Space Corporation (Linda Barnett, David Blanchard, Ronald Quinn and William Rogan), the registered owners, be extended to no later than ~~July 31, 2019~~ **January 31, 2020**, conditional upon the receipt of a Building Permit Application being submitted to the City for the redevelopment of 18-28 King Street East no later than ~~January~~ **July 31, 2019**; and,
- (b) That subsection (c) to Item 8 of the General Issues Committee Report 18-014, respecting Report PED16253(b) – 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program, be amended by deleting the word “January” and replacing it with the word “**July**”, to read as follows:
- (c) That, should the Hughson Business Space Corporation (Linda Barnett, David Blanchard, Ronald Quinn and William Rogan) the registered owners of 18, 20, 22, 24 and 28 King Street East not submit a Building Permit Application for the redevelopment of 18-28 King Street East by ~~January~~ **July 31, 2019**, staff be directed to report back to the General Issues Committee for direction as to whether or not the conditional grant commitments, under the Hamilton Heritage Property Grant Program (HHPGP) and GORE Building Improvement Grant Program (GBIGP), for those properties should continue to be valid.

# CITY OF HAMILTON

## MOTION

Council: February 13, 2019

**MOVED BY COUNCILLOR T. WHITEHEAD.....**

**SECONDED BY MAYOR / COUNCILLOR .....**

### **Resignation from the Capital Projects Work-in-Progress Sub-Committee**

That Councillor T. Whitehead's resignation from the Capital Projects Work-in-Progress Sub-Committee, be received.

# CITY OF HAMILTON MOTION

Council: February 13, 2019

**MOVED BY COUNCILLOR L. FERGUSON.....**

**SECONDED BY MAYOR / COUNCILLOR .....**

**Resolving Outstanding Levy Apportionment Matters with the Conservation Authorities**

- (a) That Mayor F. Eisenberger be authorized and directed to enter into discussions with the following conservation authorities to resolve the outstanding levy apportionment matter:
  - (i) Grand River Conservation Authority;
  - (ii) Hamilton Conservation Authority;
  - (iii) Conservation Halton; and,
  - (iv) Niagara Peninsula Conservation Authority; and,
  
- (b) That Mayor F. Eisenberger be authorized to include Councillors Johnson and Clark in their capacity as Niagara Peninsula Conservation Authority (NPCA) Board Members in any discussions, as he deems necessary.

# CITY OF HAMILTON

## MOTION

Council: February 13, 2019

**MOVED BY COUNCILLOR T. WHITEHEAD.....**

**SECONDED BY MAYOR / COUNCILLOR .....**

### **Resignation from the Selection Committee**

That Councillor T. Whitehead's resignation from the Selection Committee, be received.

# CITY OF HAMILTON

## MOTION

Council Date: February 13, 2019

MOVED BY COUNCILLOR B. CLARK.....

SECONDED BY COUNCILLOR S. MERULLA.....

**Policy or Protocol to Guarantee the Sharing of Consultants' Reports with Council when there are Risks to Human Health and Safety**

- (i) That City Staff, be directed to prepare a policy or protocol that directs City Staff to share any consultants' reports, documents, memorandums or correspondence that raises any questions, concerns about any current or future risk to human health and safety;
- (ii) That the Council approved policy be appended to the City Staff Code of Conduct and to all employment contracts for the City Manager, Directors, and General Managers; and
- (iii) That the City Manager shall make all consultant reports, documents, memorandums, correspondence or background studies available for review upon request in writing by the Mayor or City Councilors

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*(To be completed by the Clerk)*

MOTION APPROVED        ON A RECORDED VOTE        Yeas: \_\_\_\_\_    Nays: \_\_\_\_\_  
(Refer to Recorded Vote Sheet)

MOTION DEFEATED        ON A RECORDED VOTE        Yeas: \_\_\_\_\_    Nays: \_\_\_\_\_  
(Refer to Recorded Vote Sheet)

# CITY OF HAMILTON

## MOTION

Council Date: February 13, 2019

MOVED BY COUNCILLOR B. CLARK.....

SECONDED BY COUNCILLOR S. MERULLA.....

**Protocol or Policy Setting Out Clear Guidelines, Expectations, Responsibilities and Obligations for City Staff When Responding to the Inquiries from the City’s Auditor General**

- (i) That City Staff in consultation with the City of Hamilton Auditor General, be directed to develop a protocol or policy setting out clear guidelines, expectations, responsibilities and obligations for city staff when responding to inquiries from the City of Hamilton Auditor General; and
- (ii) That the Council approved policy be appended to the City Staff Code of Conduct and to all employment contracts for the City Manager, Directors, and General Managers.

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*(To be completed by the Clerk)*

MOTION APPROVED        ON A RECORDED VOTE        Yeas: \_\_\_\_\_    Nays: \_\_\_\_\_  
(Refer to Recorded Vote Sheet)

MOTION DEFEATED        ON A RECORDED VOTE        Yeas: \_\_\_\_\_    Nays: \_\_\_\_\_  
(Refer to Recorded Vote Sheet)



**Authority:** Item 6, General Issues Committee  
Report: 19-003 (PW19014)  
Council Date: February 13, 2019  
Wards: City Wide

**Bill No. 021**

## **CITY OF HAMILTON**

### **BY-LAW NO. 19-**

#### **To Amend By-law No. 01-215 Being a By-law to Regulate Traffic**

**WHEREAS** sections 8, 9 and 10 of the Municipal Act, 2001, S.O. 2001, c. 25, authorize the City of Hamilton to pass by-laws as necessary or desirable for the public and municipal purposes, and in particular paragraphs 4 through 8 of subsection 10(2) authorize by-laws respecting: assets of the municipality, the economic, social and environmental well-being of the municipality; health, safety and well-being of persons; the provision of any service or thing that it considers necessary or desirable for the public; and the protection of persons and property;

**AND WHEREAS** on the 18th day of September, 2001, the Council of the City of Hamilton enacted By-law No. 01-215 to regulate traffic;

**AND WHEREAS** it is necessary to amend By-law No. 01-215.

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. Schedule 2 (Speed Limits) of By-law No. 01-215, as amended, is hereby further amended by removing from section "E" (Hamilton) thereof the following items, namely;

|   |                                    |                     |    |
|---|------------------------------------|---------------------|----|
| Red Hill Valley Parkway<br>(unless otherwise<br>prescribed by this<br>Schedule) | Lincoln M.<br>Alexander<br>Parkway | Queen Elizabeth Way | 90 |
|---|------------------------------------|---------------------|----|

And by adding to section "E" (Hamilton) thereof the following items, namely;

|   |                                    |  |    |
|---|------------------------------------|--|----|
| Red Hill Valley Parkway<br>(unless otherwise<br>prescribed by this<br>Schedule) | Lincoln M.<br>Alexander<br>Parkway | A point 740 m south of<br>Greenhill Avenue | 90 |
|---|------------------------------------|--|----|

To Amend By-law No. 01-215  
Being a By-law to Regulate Traffic

Page 2 of 2  
80

Red Hill Valley Parkway (unless otherwise prescribed by this Schedule) A point 740 m south of Greenhill Avenue Queen Elizabeth Way

2. Subject to the amendments made in this By-law, in all other respects, By-law No. 01-215, including all Schedules thereto, as amended, is hereby confirmed unchanged.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

**PASSED** this 13<sup>th</sup> day of February, 2019.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

**Authority:** Item 12, Committee of the Whole  
Report 01-033 (PD01184)  
CM: October 16, 2001  
Ward: 9

**Bill No. 022**

## **CITY OF HAMILTON**

### **BY-LAW NO. 19-**

#### **Respecting Removal of Part Lot Control**

**Blocks 116, 117 (closed by By-law No. 18-023), and 118 and Part of Block 119 and all of Moonlight Court (closed by By-law No. 18-002) on Registered Plan No. 62M-1172 and Blocks 33, 34, 35, 37, and 41 and part of Blocks 36, 39 and 40 and all of Bowridge Court (closed by By-law No. 18.003) on Registered Plan No. 62M-1208, Municipally known as 64, 68, 88, 92, 94 and 96 Bellroyal Crescent, Stoney Creek**

**WHEREAS** the sub-section 50(5) of the *Planning Act*, (R.S.O. 1990, Chapter P.13, as amended, establishes part-lot control on land within registered plans of subdivision;

**AND WHEREAS** sub-section 50(7) of the *Planning Act*, provides as follows:

“(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.”

**AND WHEREAS** the Council of the City of Hamilton is desirous of enacting such a by-law with respect to the lands hereinafter described;

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of creating 10 maintenance easements for access and encroachment in favour of the adjacent Parcel of tied land, shown as Parts 14, 16, 20, 22, 24, 26, 29, 32, 35 and 37 inclusive, on deposited Reference Plan 62R-20983, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:
  - i. All of Blocks 116, 117 (closed by by-law no. 18-023) and 118 and Part of Block 119 and all of Moonlight Court (closed by by-law no.18-002) on Registered Plan No. 62M-1172, in the City of Hamilton; and,
  - ii. Blocks 33, 34, 35, 37 and 41 and Part of Blocks 36, 39 and 40 and Bowridge Court (closed by By-law No. 18-003), Registered Plan Number 62M-1208, in the City of Hamilton.

Respecting Removal of Part Lot Control

Blocks 116, 117 (closed by By-law No. 18-023), and 118 and Part of Block 119 and all of Moonlight Court (closed by By-law No. 18-002) on Registered Plan No. 62M-1172 and Blocks 33, 34, 35, 37, and 41 and part of Blocks 36, 39 and 40 and all of Bowridge Court (closed by By-law No. 18.003) on Registered Plan No. 62M-1208, Municipally known as 64, 68, 88, 92, 94 and 96 Bellroyal Crescent, Stoney Creek

Page 2 of 2

2. This by-law shall be registered on title to the said designated land and shall come into force and effect on the date of such registration.
3. This by-law shall expire and cease to be of any force or effect on the 13<sup>th</sup> day of February, 2021.

**PASSED** this 13<sup>th</sup> day of February, 2019.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

PLC-19-002

**Authority:** Item 7, Economic Development and  
Planning Committee Report 10-005  
(PED10051)  
CM: March 10, 2010  
Ward: 11  
**Bill No. 023**

**CITY OF HAMILTON  
BY-LAW NO. 19-**

**To Establish City of Hamilton Land  
Described as Block 60 on Plan 62M-1105  
as Part of Tanglewood Drive**

**WHEREAS** sections 8, 9 and 10 of the *Municipal Act, 2001* authorize the City of Hamilton to pass by-laws necessary or desirable for municipal purposes, and in particular by-laws with respect to highways; and

**WHEREAS** section 31(2) of the *Municipal Act, 2001* provides that land may only become a highway by virtue of a by-law establishing the highway.

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. The land, owned by and located in the City of Hamilton, described as Block 60 on Plan 62M-1105, is established as a public highway, forming part of Tanglewood Drive.
2. The General Manager of Public Works or their authorized agent is authorized to establish the said land as a public highway.
3. This By-law comes into force on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 13<sup>th</sup> day of February, 2019.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

**Authority:** Item 3, General Issues Committee  
Report 19-003 (FCS19009)  
CM: February 13, 2019  
Ward: City Wide

**Bill No. 024**

## **CITY OF HAMILTON**

### **BY-LAW NO. 19-**

#### **To Authorize the Signing of an Agreement between the City of Hamilton and the Ministry of Transportation Related to Funding Provided Under the Dedicated Gas Tax Funds for Public Transportation Program**

**WHEREAS** the Council of the City of Hamilton deems it advisable to enter into an agreement with Her Majesty the Queen in right of Ontario, as represented by the Minister of Transportation related to funding provided by the Province of Ontario to the Municipality under the Dedicated Gas Tax Funds for Public Transportation Program;

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. The Mayor and Acting General Manager, Finance & Corporate Services are authorized and directed to sign the Letter of Agreement between the City of Hamilton and Her Majesty the Queen in right of Ontario, as represented by the Minister of Transportation which is attached Schedule A and forms part of this By-law.
2. This By-law may be cited for all purposes as the 2018/2019 City of Hamilton/Ministry of Transportation Gas Tax Funding Agreement Bylaw.
3. This By-law is deemed to have come into force on February 13, 2019.

**PASSED** this 13<sup>th</sup> day of February 2019.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

Ministry of  
Transportation

Office of the Minister

Ferguson Block, 3<sup>rd</sup> Floor  
77 Wellesley St. West  
Toronto ON M7A 1Z8  
416 327-9200  
www.ontario.ca/transportation

Ministère des  
Transports

Bureau du ministre

Édifice Ferguson, 3<sup>e</sup> étage  
77, rue Wellesley Ouest  
Toronto ON M7A 1Z8  
416 327-9200  
www.ontario.ca/transports



JAN 22 2019

Mayor Fred Eisenberger  
City of Hamilton  
71 Main Street West  
Hamilton ON L8P 4Y5

Dear Mayor Eisenberger:

**RE: Dedicated Gas Tax Funds for Public Transportation Program**

This Letter of Agreement between the **City of Hamilton** (the "Municipality") and Her Majesty the Queen in right of the Province of Ontario, as represented by the Minister of Transportation for the Province of Ontario, (the "Ministry"), sets out the terms and conditions for the provision and use of dedicated gas tax funds under the Dedicated Gas Tax Funds for Public Transportation Program (the "Program"). Under the Program, the Province of Ontario provides two cents out of the provincial gas tax to municipalities to improve Ontario's transportation network and support economic development in communities for public transportation expenditures.

The Ministry intends to provide dedicated gas tax funds to the Municipality in accordance with the terms and conditions set out in this Letter of Agreement and the enclosed Dedicated Gas Tax Funds for Public Transportation Program 2018/19 Guidelines and Requirements (the "guidelines and requirements").

In consideration of the mutual covenants and agreements contained in this Letter of Agreement and the guidelines and requirements, which the Municipality has reviewed and understands and are hereby incorporated by reference, and other good and valuable consideration, the receipt and sufficiency of which are expressly acknowledged, the Ministry and the Municipality agree as follows:

67. To support local public transportation services in the Municipality, the Ministry agrees to provide funding to the Municipality under the Program to a maximum amount of up to **\$11,405,923** ("the "Maximum Funds") in accordance with, and subject to, the terms set out in this Letter of Agreement and, for greater clarity, the guidelines and requirements.

68. Subject to Section 1, the Ministry will, upon receipt of a fully signed copy of this Letter of Agreement and a certified copy of the authorizing municipal by-law(s) and, if applicable, resolution(s) for the Municipality to enter into this Letter of Agreement, provide the Municipality with **\$8,554,442**; and any remaining payment(s) will be provided thereafter.
3. If another municipality authorizes the Municipality to provide local public transportation services on its behalf and authorizes the Municipality to request and receive dedicated gas tax funds for those services also on its behalf, the Municipality will in the by-law(s) and, if applicable, resolution(s) described in section 2 confirm that the Municipality has the authority to provide those services and request and receive those funds.
4. The Municipality agrees that any amount payable under this Letter of Agreement may be subject, at the Ministry's sole discretion, to any other adjustments as set out in the guidelines and requirements.
5. The Municipality will deposit the funds received under this Letter of Agreement in a dedicated gas tax funds reserve account, and use such funds and any related interest only in accordance with the guidelines and requirements.
6. The Municipality will adhere to the reporting and accountability measures set out in the guidelines and requirements, and will provide all requested documents to the Ministry.
7. The Municipality agrees that the funding provided to the Municipality pursuant to this Letter of Agreement represents the full extent of the financial contribution from the Ministry and the Province of Ontario under the Program for the 2018/19 Program year.
8. The Ministry may terminate this Letter of Agreement at any time, without liability, penalty or costs upon giving at least thirty (30) days written notice to the Municipality. If the Ministry terminates this Letter of Agreement, the Ministry may take one or more of the following actions: (a) cancel all further payments of dedicated gas tax funds; (b) demand the payment of any dedicated gas tax funds remaining in the possession or under the control of the Municipality; and (c) determine the reasonable costs for the Municipality to terminate any binding agreement(s) for the acquisition of eligible public transportation services acquired, or to be acquired, with dedicated gas tax funds provided under this Letter of Agreement, and do either or both of the following: (i) permit the Municipality to offset such costs against the amount the Municipality owes pursuant to paragraph 8(b); and (ii) subject to section 1, provide the Municipality with funding to cover, in whole or in part, such costs. The funding may be provided only if there is an appropriation for this purpose, and in no event will the funding result in the Maximum Funding exceeding the amount specified under Section 1.



9. Any provisions which by their nature are intended to survive the termination or expiration of this Letter of Agreement including, without limitation, those related to disposition, accountability, records, audit, inspection, reporting, communication, liability, indemnity, and rights and remedies will survive its termination or expiration.
10. This Letter of Agreement may only be amended by a written agreement duly executed by the Ministry and the Municipality.
11. The Municipality agrees that it will not assign any of its rights or obligations, or both, under this Letter of Agreement.
12. The invalidity or unenforceability of any provision of this Letter of Agreement will not affect the validity or enforceability of any other provision of this Letter of Agreement. Any invalid or unenforceable provision will be deemed to be severed.
13. The term of this Letter of Agreement will commence on the date of the last signature of this Letter of Agreement.
14. The Municipality hereby consents to the execution by the Ministry of this Letter of Agreement by means of an electronic signature.

If the Municipality is satisfied with and accepts the terms and conditions of this Letter of Agreement, please print it, secure the required signatures for it, and then return a fully signed copy, in pdf format, to the following email account:

[MTO-PGT@ontario.ca](mailto:MTO-PGT@ontario.ca)

Sincerely,



Jeff Yurek  
Minister of Transportation

I have read and understand the terms of this Letter of Agreement, as set out above, and, by signing below, I am signifying the Municipality's consent to be bound by these terms.

**Municipality**

Per: \_\_\_\_\_  
Mayor

Date: \_\_\_\_\_

Per: \_\_\_\_\_  
Chief Financial Officer/Treasurer

Date: \_\_\_\_\_

**Authority:** Item 9, Planning Committee Report  
18-011 (PED18145)  
CM: July 13, 2019  
Ward: 15

**Bill No. 025**

## **CITY OF HAMILTON**

### **BY-LAW NO. 19-**

#### **To Amend Zoning By-law No. 05-200 Respecting Lands Located at 21 Mill Street North (Flamborough)**

**WHEREAS** Council approved Item 9 of Report 18-011 of the Planning Committee, at the meeting held on July 13, 2018;

**AND WHEREAS** this By-law conforms to the Urban Hamilton Official Plan.

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. That Map No. 482 of Schedule “A” of Zoning By-law No. 05-200 be amended as follows:
  - (a) For a change in zoning from the Mixed Use Medium Density – Pedestrian Focus (C5a) Zone to the Mixed Use Medium Density - Pedestrian Focus (C5a, 695) Zone on lands described in Schedule A;
2. That Schedule “C” – Special Exemptions of Zoning By-law No. 05-200, as amended, is hereby further amended by adding the following:

695 Within the lands zoned Mixed Use Medium Density - Pedestrian Focus (C5a, 695) Zone, identified on Map No. 482 of Schedule “A” and described as 21 Mill Street North, the following special provisions shall apply:

  - a. Notwithstanding Section 5.2(b) a parking space size shall be 2.6 metres in width and 5.5 metres in length;
  - b. Notwithstanding Section 5.2(f) a barrier free parking space shall 4.4 metres in width and be 5.5 metres in length;
  - c. Notwithstanding Section 5.2(i) no minimum aisle width shall be required when abutting a public laneway.
3. That the Clerk is hereby authorized and directed to proceed with giving notice of passing of this by-law, in accordance with the *Planning Act*.
4. That no building or structure shall be erected, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the Mixed Use Medium Density – Pedestrian Focus (C5a) Zone provisions, subject to the special requirements as referred to in Section 2 of this By-law.

To Amend Zoning By-law No. 05-200  
Respecting Lands Located at 21 Mill Street North (Flamborough)

**PASSED** this 13th day of February, 2019.

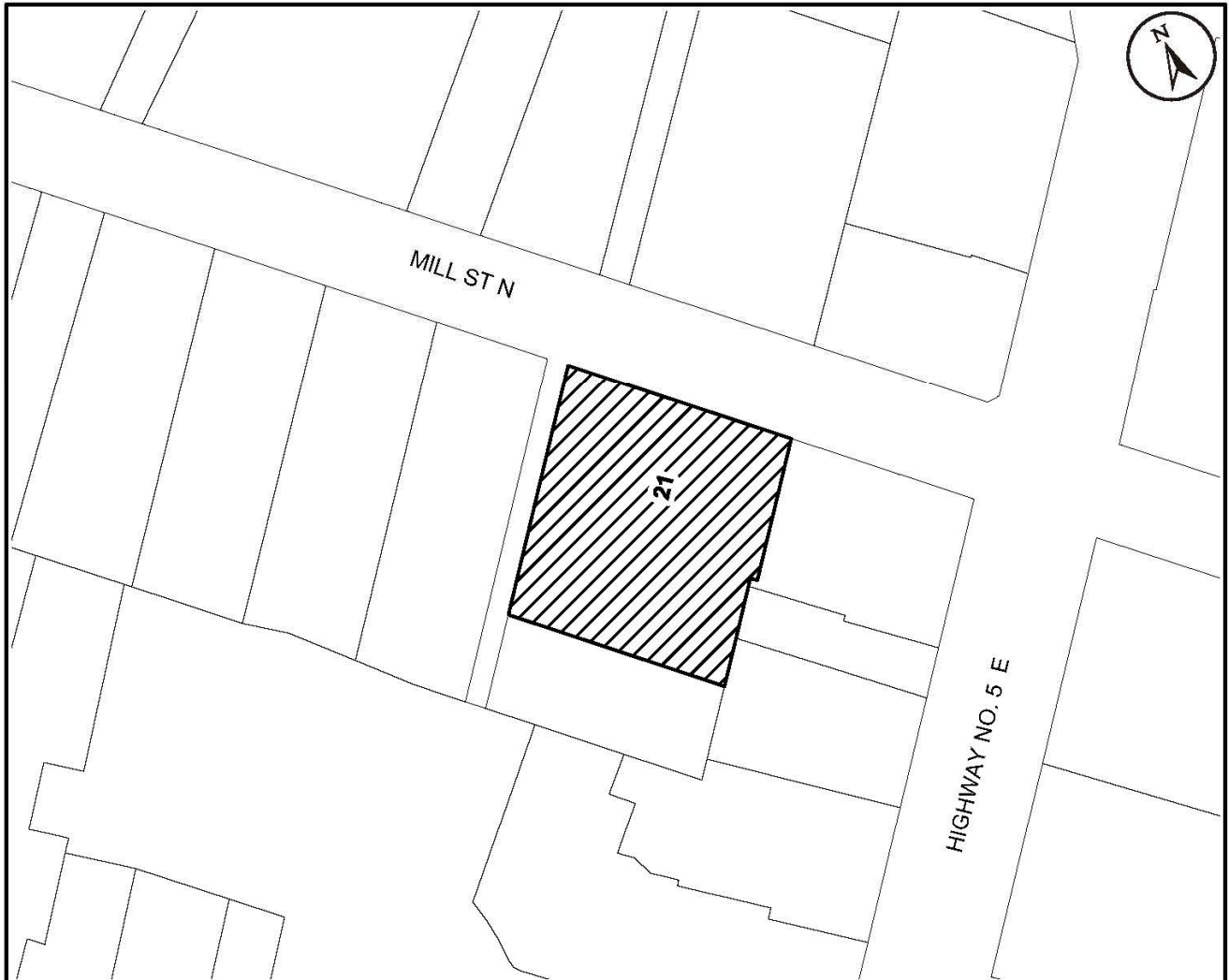
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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

ZAR-18-011



This is Schedule "A" to By-law No. 19-  
 Passed the ..... day of ....., 2019


-----  
 Mayor  
 -----  
 Clerk

**Schedule "A"**

Map Forming Part of  
 By-law No. 19-\_\_\_\_\_

to Amend By-law No. 05-200  
 Map 482

**Subject Property**  
 21 Mill Street North, Flamborough

 Change in zoning from Mixed Use Medium Density - Pedestrian Focus (C5a) Zone to Mixed Use Medium Density - Pedestrian Focus (C5a, 695) Zone

|  |                                 |
|--|---------------------------------|
| Scale:<br>N.T.S.                             | File Name/Number:<br>ZAR-18-011 |
| Date:<br>Jan. 23, 2019                       | Planner/Technician:<br>AB/NB    |
| PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT |                                 |



**Authority:** Item 15, Planning Committee  
Report 18-015  
CM: December 19, 2018  
Ward: 12

**Bill No. 026**

**CITY OF HAMILTON**

**BY-LAW NO. 19-**

**To Amend Site Plan Control By-law No. 15-176, as amended by By-law No. 18-104,  
Respecting Lands Located in Certain Residential Areas of Ancaster  
("ER" Zoned Lands)**

**WHEREAS**, under the provisions of Section 41 of the Planning Act, a Council of a Municipality may by by-law designate the whole or any part of the Municipality as a Site Plan Control Area:

**AND WHEREAS** the City of Hamilton passed Site Plan Control By-law No. 15-176, as amended by By-law No. 18-104;

**AND WHEREAS** the Urban Hamilton Official Plan in effect for the City of Hamilton describes a proposed site plan control area and contains policies related to Site Plan Control;

**AND WHEREAS** it is desirable that the policies of the Official Plans be applied to the proposed site plan control area by way of a designation and implementation by-law;

**AND WHEREAS** the Council of the City of Hamilton, in adopting Item 15 of Planning Committee Report 18-015 of Council, at its meeting held on the 19th day of December, 2018, recommended that By-law No. 15-176, as amended by By-law No. 18-104, be amended as hereinafter provided;

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. That Subsection 9.3 (ii) of By-law No. 15-176, as amended by By-law No. 18-104, be amended by adding the words ", subject to the provisions of Subsection 9.13." to the end of the clause.
2. That By-law No. 15-176, as amended by By-law No. 18-104, be amended by adding a new Subsection 9.13 as follows:

"9.13 Buildings or structures subject to the following:

9.13.1 any new single detached dwelling, duplex dwelling, and semi-detached dwelling;

- 9.13.2 an addition or alteration to an existing dwelling, if the ground floor area of the addition is greater than or equal to 50 percent of the ground floor area of the existing dwelling. For the purpose of this By-law, ground floor area shall include the area covered by ground floor balconies, porches, and stairs;
- 9.13.3 accessory buildings or structures, if greater than or equal to 40 square metres ground floor area; and,
- 9.13.4 on lots with a maximum lot coverage of 35 percent, an addition and / or accessory building or structure that results in a lot coverage that exceeds 35 percent."

**PASSED** this 13th day of February, 2019.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

**Authority:** Item 14, Committee of the Whole  
 Report 01-003 (FCS01007)  
 CM: February 6, 2001  
 Ward: 1,2,3,4,5,7,8,9,12,13,15

**Bill No. 027**

**CITY OF HAMILTON**

**BY-LAW NO. 19-**

**To Amend By-law No. 01-218, as amended,  
 Being a By-law To Regulate On-Street Parking**

**WHEREAS** *Section 11(1)1 of the Municipal Act, S.O. 2001, Chapter 25*, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating parking and traffic on highways subject to the *Highway Traffic Act*,

**AND WHEREAS** on the 18th day of September, 2001, the Council of the City of Hamilton enacted By-law No. 01-218 to regulate on-street parking;

**AND WHEREAS** it is necessary to amend By-law No. 01-218, as amended.

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. By-law No. 01-218, as amended, is hereby further amended by adding/deleting from the identified Schedules and Sections noted in the table below as follows:

| Schedule          | Section | Highway  | FROM                      | TO                                     | Adding/<br>Deleting |                |           |                     |
|-------------------|---------|----------|---------------------------|--|---------------------|----------------|-----------|---------------------|
| 2 – Thru<br>Hwys  | B       | Park St. | East side of Princess St. | West side of Elgin St.                 | Deleting            |                |           |                     |
| Schedule          | Section | Highway  | Side                      | Location                               | Duration            | Times          | Days      | Adding/<br>Deleting |
| 6 – Time<br>Limit | E       | Bond St. | West                      | 36m south of King<br>St. to Marion St. | 2 hr                | 8 am - 6<br>pm | Mon - Fri | Adding              |
| 6 – Time<br>Limit | E       | Bond St. | East                      | 25m south of King<br>St. to Marion St. | 2 hr                | 8 am - 6<br>pm | Mon - Fri | Adding              |

To Amend By-law No. 01-218, as amended,  
Being a By-law to Regulate On-Street Parking

Page 2 of 5

| <b>Schedule</b>           | <b>Section</b> | <b>Highway</b>   | <b>Side</b>     | <b>Location</b>   | <b>Times</b>      | <b>Adding/<br/>Deleting</b> |
|---------------------------|----------------|------------------|-----------------|---|-------------------|-----------------------------|
| <i>8 – No<br/>Parking</i> | (G)            | Ottawa St.       | East            | 17m north of Cannon St.<br>to 8m northerly                    | Anytime           | Adding                      |
| <i>8 – No<br/>Parking</i> | C              | Main St.         | West            | 138m north of Dundas St.<br>to 30m northerly                  | Anytime           | Deleting                    |
| <i>8 – No<br/>Parking</i> | C              | Main St.         | West            | 138m north of Dundas St.<br>to 40m northerly                  | Anytime           | Adding                      |
| <i>8 – No<br/>Parking</i> | F              | Athenia Dr.      | East            | 45m south of Kingsview<br>Dr. to 55m south/east               | Anytime           | Adding                      |
| <i>8 – No<br/>Parking</i> | B              | Autumn Leaf Rd.  | West            | 60m south of Pleasant<br>Ave. to 25m southerly                | Anytime           | Adding                      |
| <i>8 – No<br/>Parking</i> | E              | Brigadoon Dr.    | South<br>& East | Springvalley Dr. to 58m<br>east-south                         | Anytime           | Adding                      |
| <i>8 – No<br/>Parking</i> | E              | Brigadoon Dr.    | South<br>& East | 60m east of Appleseed Pl.<br>to 35m east-south                | Anytime           | Adding                      |
| <i>8 – No<br/>Parking</i> | E              | Brigadoon Dr.    | North &<br>West | 80m north of<br>Appleblossom Dr. to 35m<br>south-west         | Anytime           | Adding                      |
| <i>8 – No<br/>Parking</i> | E              | Appleblossom Dr. | North &<br>West | 140m east of Brigadoon<br>Dr. (S. Int.) to 35m east-<br>north | Anytime           | Adding                      |
| <i>8 – No<br/>Parking</i> | E              | Gibson Ave.      | West            | King St. to Wilson St.  | Anytime           | Adding                      |
| <i>8 – No<br/>Parking</i> | E              | Regina Dr.       | North           | 85m east of Up. James St.<br>to Diconzo Dr.                   | Anytime           | Adding                      |
| <i>8 – No<br/>Parking</i> | E              | Limeridge        | Both            | Upper Wentworth to<br>Lockton                                 | Anytime           | Deleting                    |
| <i>8 – No<br/>Parking</i> | F              | Narbonne Cres.   | South           | Chaumont Dr. (N. Int.) to<br>65m west                         | Dec. 31 - Mar. 31 | Adding                      |
| <i>8 – No<br/>Parking</i> | F              | Narbonne Cres.   | East            | 105m west of Chaumont<br>Dr. (N. Int.) to 25m south           | Dec. 31 - Mar. 31 | Adding                      |
| <i>8 – No<br/>Parking</i> | F              | Narbonne Cres.   | West            | 115m east of Chaumont<br>(N. Int.) to 190m south              | Dec. 31 - Mar. 31 | Adding                      |



To Amend By-law No. 01-218, as amended,  
Being a By-law to Regulate On-Street Parking

| Schedule                       | Section | Highway           | Side                                 | Location  | Times  | Adding/<br>Deleting |
|--------------------------------|---------|-------------------|--------------------------------------|---|--|---------------------|
| 8 – No<br>Parking              | F       | Narbonne Cres.    | South                                | Chaumont Dr. (S. Int.) to<br>65m east   | Dec. 31 - Mar. 31  | Adding              |
| 8 – No<br>Parking              | E       | Lottridge         | East                                 | King to Barton  | Anytime  | Deleting            |
| Schedule                       | Section | Highway           | Location                             | NPA from 8am on<br>1st day, to 11pm on<br>15th day of each<br>month AND Dec-Mar | NPA from 8am on<br>16th day, to 11pm<br>on last day of each<br>month Apr-Nov | Adding/<br>Deleting |
| 10 – Alt.<br>Side<br>(Apr-Nov) | E       | East 12th St.     | Concession St. to<br>Inverness Ave.  | West  | East   | Adding              |
| 10 – Alt.<br>Side<br>(Apr-Nov) | E       | East 12th St.     | Fennell Ave. to<br>Howe Ave.         | West  | East   | Adding              |
| 10 – Alt.<br>Side<br>(Apr-Nov) | E       | East 13th St.     | Queensdale Ave.<br>to Brucedale Ave. | East  | West   | Adding              |
| 10 – Alt.<br>Side<br>(Apr-Nov) | E       | Gibson Ave.       | King St. to Wilson<br>St.            | West  | East   | Deleting            |
| Schedule                       | Section | Highway           | Side                                 | Location  | Times  | Adding/<br>Deleting |
| 12 –<br>Permit                 | E       | Strathcona Ave. S | East                                 | 100m south of King St. to 6m<br>southerly                                       | Anytime  | Adding              |
| 12 –<br>Permit                 | E       | Blake St.         | West                                 | 152m north of Cumberland<br>Ave. to 7m northerly                                | Anytime  | Adding              |
| 12 –<br>Permit                 | E       | Fairfield         | East                                 | From 57.9m south of<br>Vansitmart to 6m southerly                               | Anytime  | Deleting            |

To Amend By-law No. 01-218, as amended,  
Being a By-law to Regulate On-Street Parking

| Schedule    | Section | Highway   | Side | Location                                       | Times   | Adding/<br>Deleting |
|-------------|---------|-----------|------|--|---------|---------------------|
| 12 – Permit | E       | Fairfield | West | from 67.7m south of Vansitmart to 6m southerly | Anytime | Deleting            |
| 12 – Permit | E       | Fairfield | East | From 57.9m south of Vansitmart to 6m southerly | Anytime | Deleting            |

| Schedule         | Section | Highway    | Side  | Location                  | Times   | Adding/<br>Deleting |
|------------------|---------|------------|-------|---------------------------|---------|---------------------|
| 13 – No Stopping | E       | Regina Dr. | South | Up. James St. to 95m east | Anytime | Adding              |
| 13 – No Stopping | E       | Regina Dr. | North | Up. James St. to 85m east | Anytime | Adding              |

| Schedule           | Section | Highway       | Side  | Location                                  | Times                                      | Adding/<br>Deleting |
|--------------------|---------|---------------|-------|---|--|---------------------|
| 14 – Wheelchair LZ | F       | Capri Cres.   | South | 42m west of Isle St. to 12m westerly      | 4:00 p.m. – 11:00 p.m.<br>Mon - Fr         | Adding              |
| 14 – Wheelchair LZ | A       | Gregorio      | South | from 22m west of Maplevale to 6m westerly | 8:00 a.m. to 5:00 p.m.<br>Monday to Friday | Deleting            |
| 14 – Wheelchair LZ | A       | Gregorio Ave. | South | 22m west of Maplevale Dr. to 6m westerly  | Anytime                                    | Adding              |
| 14 – Wheelchair LZ | E       | East 19th St. | West  | 88m north of Vickers Rd. to 8m northerly  | 6:00 a.m.- 1:00 p.m.<br>Mon-Fri            | Adding              |

To Amend By-law No. 01-218, as amended,  
Being a By-law to Regulate On-Street Parking

Page 5 of 5

| <b>Schedule</b>      | <b>Section</b> | <b>Highway</b> | <b>Side</b> | <b>Location</b>                              | <b>Times</b> | <b>Adding/<br/>Deleting</b> |
|----------------------|----------------|----------------|-------------|--|--------------|-----------------------------|
| 15 – Comm.<br>Veh LZ | E              | Regina Dr.     | South       | 95m east of Up. James St.<br>to 35m easterly | Anytime      | Adding                      |

2. Subject to the amendments made in this By-law, in all other respects, By-law No. 01-218, including all Schedules thereto, as amended, is hereby confirmed unchanged.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

**PASSED** this 13<sup>th</sup> day of February, 2019.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

**Authority:** Item 2, Planning Committee  
Report 19-002 (PED19026)  
CM: February 13, 2019  
Ward: 9

**Bill No. 028**

## **CITY OF HAMILTON**

### **BY-LAW NO. 19-**

#### **To Amend Zoning By-law No. 3692-92 (Stoney Creek) Respecting Lands Located at 222 First Road West**

**WHEREAS** the *City of Hamilton Act, 1999*, Statutes of Ontario, 1999 Chap.14, Sch. C. did incorporate, as of January 1<sup>st</sup>, 2001, the municipality "City of Hamilton";

**AND WHEREAS** the City of Hamilton is the successor to certain area municipalities, including the former area municipality known as "The Corporation of the City of Stoney Creek" and is the successor to the former Regional Municipality, namely, The Regional Municipality of Hamilton-Wentworth;

**AND WHEREAS** the *City of Hamilton Act, 1999* provides that the Zoning By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

**AND WHEREAS** Zoning By-law No. 3692-92 (Stoney Creek) was enacted on the 8<sup>th</sup> day of December, 1992, and approved by the Ontario Municipal Board on the 31<sup>st</sup> day of May, 1994;

**AND WHEREAS** the Council of the City of Hamilton, in adopting Item 2 of Report 19-002 of the Planning Committee, at its meeting held on the 13<sup>th</sup> day of February, 2019, recommended that Zoning By-law No. 3692-92 (Stoney Creek) be amended as hereinafter provided;

**AND WHEREAS** this By-law is in conformity with the Urban Hamilton Official Plan;

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. That Map No. 1505 of Schedule "A", appended to and forming part of By-law No. 3692-92 (Stoney Creek) is amended, by changing the zoning from Neighbourhood Development "ND" Zone to the Single Residential "R2" Zone (Block 1) and by changing the zoning from Single Residential "R4-24" Zone, Modified, to the Single Residential "R2" Zone (Block 2), on the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".
2. That no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the Single Residential "R2" Zone and Single

Residential “R4” Zone provisions, subject to the special requirements referred to in Section 1 of this By-law.

3. That the Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this By-law, in accordance with the *Planning Act*.

**PASSED** this 13<sup>th</sup> day of February, 2019.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

ZAC-18-030



|   |                                      |
|---|--------------------------------------|
| This is Schedule "A" to By-law No. 19-<br><br>Passed the ..... day of ....., 2019 | -----<br>Mayor<br><br>-----<br>Clerk |
|---|--------------------------------------|

|   |  |  |  |  |   |  |  |
|---|--|--|--|--|---|--|--|
| <h2 style="margin: 0;">Schedule "A"</h2><br><br>Map Forming Part of<br>By-law No. 19-_____<br><br>to Amend By-law No. 3692-92 | <b>Subject Property</b><br>222 First Road West, Stoney Creek<br><br><table style="width: 100%; border: none;"> <tr> <td style="width: 20px; text-align: center;"></td> <td><b>Block 1</b> - Change in zoning from the Neighbourhood Development "ND" Zone to the Single Residential "R2" Zone</td> </tr> <tr> <td style="text-align: center;"></td> <td><b>Block 2</b> - Change in zoning from the Single Residential "R4-24" Zone, Modified, to the Single Residential "R2" Zone</td> </tr> <tr> <td style="text-align: center;"></td> <td><b>Block 3</b> - Lands to remain Single Residential "R4-24" Zone, Modified</td> </tr> </table> |  | <b>Block 1</b> - Change in zoning from the Neighbourhood Development "ND" Zone to the Single Residential "R2" Zone |  | <b>Block 2</b> - Change in zoning from the Single Residential "R4-24" Zone, Modified, to the Single Residential "R2" Zone |  | <b>Block 3</b> - Lands to remain Single Residential "R4-24" Zone, Modified |
|   | <b>Block 1</b> - Change in zoning from the Neighbourhood Development "ND" Zone to the Single Residential "R2" Zone   |  |  |  |   |  |  |
|   | <b>Block 2</b> - Change in zoning from the Single Residential "R4-24" Zone, Modified, to the Single Residential "R2" Zone  |  |  |  |   |  |  |
|   | <b>Block 3</b> - Lands to remain Single Residential "R4-24" Zone, Modified   |  |  |  |   |  |  |

|  |                                 |              |
|--|---------------------------------|--------------|
| Scale:<br>N.T.S.                             | File Name/Number:<br>ZAC-18-030 | <br>Hamilton |
| Date:<br>Dec. 13, 2018                       | Planner/Technician:<br>MF/AL    |              |
| PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT |                                 |              |

**CITY OF HAMILTON**

**BY-LAW NO. 19-**

To Confirm the Proceedings of City Council at its meeting held on February 13, 2019.

**THE COUNCIL OF THE  
CITY OF HAMILTON  
ENACTS AS FOLLOWS:**

1. The Action of City Council at its meeting held on the 13<sup>th</sup> day of February, 2019, in respect of each recommendation contained in,

Selection Committee Report 19-001 – January 22, 2019,  
Selection Committee Report 19-002 – February 1, 2019,  
City Manager Recruitment Steering Committee Report 19-001 – February 1, 2019,  
Public Works Committee Report 19-002 – February 4, 2019,  
Planning Committee Report 19-002 – February 5, 2019,  
General Issues Committee Report 19-003 – February 6, 2019,  
and  
Audit, Finance and Administration Committee Report 19-002 – February 7, 2019

considered by City of Hamilton Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the City Council at its said meeting is hereby adopted, ratified and confirmed.

2. The Mayor of the City of Hamilton and the proper officials of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and except where otherwise provided, the Mayor and the City Clerk are hereby directed to execute all documents necessary in that behalf, and the City Clerk is hereby authorized and directed to affix the Corporate Seal of the Corporation to all such documents.

**PASSED** this 13<sup>th</sup> day of February, 2019.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk