



City of Hamilton

CITY COUNCIL AGENDA

19-020

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

Council Chambers, Hamilton City Hall

71 Main Street West

Call to Order

1. APPROVAL OF AGENDA

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

2. DECLARATIONS OF INTEREST

3. CEREMONIAL ACTIVITIES

3.1 Business Appreciation Awards - Wards 1-8

3.2 Hamilton's FORGE FC – Canadian Premier League Champions

4. APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 October 23, 2019

5. COMMUNICATIONS

- 5.1 Correspondence from the Ministry of Natural Resources and Forestry respecting the Environmental Registry notice (019-0732) by the Ministry of Natural Resources and Forestry regarding proposal to amend three statutes and make a new regulation.

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

- 5.2 Correspondence from the Town of Prescott requesting that the Province of Ontario work with the current building sector groups and provide evidence based justification to municipalities that the creation of a new Delegated Administrative

Authority is necessary prior to any legislative changes to the *Building Code Act*, with regard to building service delivery, are introduced in the Legislature.

Recommendation: Be received.

- 5.3 Correspondence from the Honourable Jeff Yurek, Minister of the Environment, Conservation and Parks in response to the Mayor's letter respecting the Conservation Authorities.

Recommendation: Be received.

- 5.4 Correspondence from Hassaan Basit, CAO/Secretary-Treasurer, Conservation Halton providing notice of Conservation Halton considering its 2020 Budget and Business Plan.

Recommendation: Be received.

- 5.5 Correspondence from Niagara Region respecting their Council's resolution regarding the Actions and Resources to Join the Coalition of Inclusive Municipalities (CIM).

(The City of Hamilton joined the Coalition of Inclusive Municipalities formerly known as the Canadian Coalition for Municipalities Against Racism and Discrimination (CCMARD) in October, 2012)

Recommendation: Be received.

6. COMMITTEE REPORTS

- 6.1 Selection Committee Report 19-005 - October 16, 2019

- 6.2 Special General Issues Committee Report 19-022 - October 30, 2019

- 6.3 Public Works Committee Report 19-015 - November 4, 2019

- 6.4 Planning Committee Report 19-017 - November 5, 2019

- 6.5 General Issues Committee Report 19-023 - November 6, 2019

- 6.6 Selection Committee Report 19-006 - November 6, 2019
- 6.7 Audit, Finance and Administration Committee Report 19-016 - November 7, 2019
- 6.8 Emergency and Community Services Committee Report 19-013 - November 7, 2019

7. MOTIONS

- 7.1 Canadian Urban Library Council's Campaign on to Increase Access to Digital Publications (e-Books) for Library Users in Hamilton and Across Canada
- 7.2 Amendment to Item 8 of the General Issues Committee Report 19-012, respecting an Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative

8. NOTICES OF MOTIONS

- 8.1 Reconsideration of Item 7.5 of the September 11, 2019 Council Minutes respecting the Integrity Commissioner / Lobbyist Registrar Appointment

9. STATEMENTS BY MEMBERS

10. PRIVATE AND CONFIDENTIAL

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

Pursuant to Section 8.1, Sub-section (e), (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-section (e), (f) and (k) 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 municipality or local board; the receiving of advice that is subject to solicitor-client privilege, 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.

11. BY-LAWS AND CONFIRMING BY-LAW

- 11.1 263

To Amend By-law No. 01-215, To Regulate Traffic
Schedule 4 (Yield Sign Locations)
Schedule 5 (Stop Control)
Wards: 1, 2, 8, 12, 13, 15

11.2 264

To Amend By-law No. 01-215, To Regulate Traffic
Schedule 2 (Speed Limits)
Schedule 3 (Flashing School Zones – Reduced Speed Limit)
Schedule 6 (One-Way Streets)
Schedule 18 (Bicycle Lanes)
Wards: 3, 9, 15

11.3 265

To Amend By-law No. 01-218, as amended, To Regulate On-Street Parking
Schedule 6 (Time Limit)
Schedule 8 (No Parking)
Schedule 10 (Alternate Side Parking)
Schedule 12 (Permit Parking)
Schedule 13 (No Parking)
Ward: 1, 2, 3, 4, 7, 12

11.4 266

Respecting: Removal of Part Lot Control
Lots 10-24, 71-78, and 165-172 on Registered Plan No. 62M-1257 “Red Hill Phase 2”, municipally known as 208, 212, 216, 220, 224, 228, 232, 236, 239, 240, 243, 244, 247, 248, 251, 252, 255, 256, 259, 260, 263, 264, 267, 312, 316, 320, 324, 328, 332, 336, and 340 Bedrock Drive
PLC-19-011

11.5 267

Respecting: Removal of Part Lot Control
Lots 118-145 on Registered Plan No. 62M-1257 “Red Hill Phase 2”, municipally known as 3, 4, 7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 27, 28, 31, 32, 35, 36, 39, 40, 43, 44, 47, 48, 51, 52, 55, and 56 July Avenue
Ward: 9
PLC-19-014

11.6 268

Respecting: Removal of Part Lot Control
Lots 94-113, 150-163, 212-225, 229, 230, and 232-238, Plan 62M-1257, 3, 4, 7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 28, 32, 36, 40, 44, 48, 52, 56, 69, 73, 77, 81, 85, 89, 93, 101, 105, 125, 129, 130, 133, 134, 137, 138, 141, 142, 146, 147, 150, 153, 154, 157, 158, 161, 162, 165, 166, 169, 170, 174, 175, 178, 179, 182, and 183 Cactus Crescent
Ward: 9
PLC-19-016

11.7 269

Respecting: Removal of Part Lot Control
Lots 25 to 37 and 41 to 43 on Registered Plan No. 62M-1257 "Red Hill Phase 3-4",
municipally known as 11, 15, 19, 23, 27, 31, 35, 39, 43, 47, 51, 52, 55, 56,59 and 60
Royal Coachmen Way
Ward: 9
PLC-19-021

11.8 270

Respecting: Removal of Part Lot Control
Lots 45-56 and 59-62, Registered Plan No. 62M-1257 "Red Hill Phase 3-4",
municipally known as 108, 112, 116, 120, 124, 128, 132, 136, 140, 144, 148, 152,
89, 85, 81, and 77 Queen Mary Boulevard
Ward: 9
PLC-19-022

11.9 271

Respecting: Removal of Part Lot Control
Lots 173-181 and 185-195 on Registered Plan No. 62M-1257 "Red Hill Phase 3-4",
municipally known as 71, 67, 63, 59, 55, 51, 47, 43, 39, 12, 16, 20, 24, 28, 32, 36,
40, 44, 50, and 56 Magdalena Boulevard
Ward: 9
PLC-19-023

11.10 272

Respecting: Removal of Part Lot Control
Lots 197 to 208 and Lot 210 on Registered Plan No. 62M-1257, municipally known
as 29, 41, 47, 51, 55, 107, 111, 115, 119, 123, 127, 131, and 135 Cuesta Heights
War: 9
PLC-19-024

11.11 273

To Impose a Sanitary Sewer Charge Upon Owners of Land Abutting Garner Road
East from Approximately 30m West of Raymond Road to Approximately 280m
Westerly, in the City of Hamilton
Ward: 12

11.12 274

To Adopt:
Official Plan Amendment No. 127 to the Urban Hamilton Official Plan
Respecting: 1190 Main Street West, 43, 47, 51 & 55 Forsyth Avenue South, 75, 77,
81, 99, 103, 107, 111 & 115 Traymore Avenue, & 50 Dalewood Avenue (Hamilton)
Ward: 1
UHOPA 127 (H)

- 11.13 275
To Amend Zoning By-law No. 05-200, as amended by By-law 18 003, respecting lands located at 20 Reid Avenue North, 11-17 and 41 Reid Avenue South, 22-116 Lang Street and 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22 and 24 Hayes Avenue, Hamilton, (Ward 4)
ZAH-19-049
- 11.14 276
To Amend Zoning By-law No. 6593, Respecting Lands Located at 2798 and 2804 King Street East and 8 Vienna Street
Ward 5
ZAC-19-037
- 11.15 277
To Amend Zoning By-law No. 6593 (Hamilton), Respecting Lands on the west side (bay side) of Beach Boulevard, in the City of Hamilton
Ward 5
CI-19-H
- 11.16 278
To Amend Zoning By-law No. 05-200 with Respect to Lands Located at 328, 336, Part of 344, 400, 532, 536, and 538 Beach Boulevard, Hamilton
Ward 5
CI-19-H
- 11.17 279
To Confirm the Proceedings of City Council

12. ADJOURNMENT



CITY COUNCIL MINUTES 19-019

5:00 p.m.
October 23, 2019
Council Chamber
Hamilton City Hall
71 Main Street West

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

Absent: Councillor J. Farr – City Business
Councillor T. Jackson - Personal

Mayor Eisenberger called the meeting to order and recognized that Council is meeting on the traditional territories of the Erie, Neutral, HuronWendat, Haudenosaunee and Mississaugas. This land is covered by the Dish with One Spoon Wampum Belt Covenant, which was an agreement between the Haudenosaunee and Anishinaabek to share and care for the resources around the Great Lakes. It was further acknowledged that this land is covered by the Between the Lakes Purchase, 1792, between the Crown and the Mississaugas of the Credit First Nation. The City of Hamilton is home to many Indigenous people from across Turtle Island (North America) and it was recognized that we must do more to learn about the rich history of this land so that we can better understand our roles as residents, neighbours, partners and caretakers.

The Mayor called upon Heather Robinson, seminary student at Tyndale Seminary, to provide the invocation.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

5. CORRESPONDENCE

- 5.4 Correspondence from Let's Remember Adam - Stop for the School Bus respecting National School Bus Safety Week, from October 21 to 25, 2019.

Recommendation: Be received.

- 5.5 Correspondence respecting the McMaster Student Residence, 1190 Main Street West:

- (a) Krysia Steinberg
- (b) Renate Manthei
- (c) Gord Arbeau

Recommendation: Be received and referred to the consideration of Item 4 of Planning Committee Report 19-016.

- 5.6 Correspondence from Danny Trombetta, 610 South Service Road Inc (Gateway Ice Centre) respecting Development Charge liability for a proposed additional arena at 610 South Service Road, Gateway Sports Complex.

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

7. MOTIONS

- 7.1 Reconsideration of Item 26 of the General Issues Committee Report 19-002 (Operating Budget) respecting a System-Wide Approach to Public Transit – **Withdrawn**
- 7.2 Amendment to Item 25 of the General Issues Committee Report 19-002 (Operating Budget), respecting Transit Service Levels, Demand and Growth Opportunities by Ward – **Withdrawn**
- 7.3 Amendment to Item 27 of the General Issues Committee Report 19-002 (Operating Budget), respecting Alternative Funding Options for Transit – **Withdrawn**

8. NOTICES OF MOTION

- 8.1 One-Time Grant to Hamilton Food Share

11. BY-LAWS AND CONFIRMING BY-LAW

- 261 To Authorize the Signing of a Transfer Payment Agreement for the Small Business Enterprise Centre (SBEC) Program, between her Majesty the Queen in Right of Ontario, as represented by the Minister of Economic Development, Job Creation and Trade, and the City of Hamilton

(Whitehead/Partridge)

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

Result: Motion CARRIED by a vote of 12 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
NOT PRESENT - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson

- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

DECLARATIONS OF INTEREST

Councillor Maria Pearson declared an interest to Item 7 of the General Issues Committee – Report 19-020, respecting Barton Kenilworth Tax Increment Grant Program - 301-303 Barton Street East, Hamilton, as she is a rental property landlord.

Councillor Arlene VanderBeek declared an interest to Item 7 of the General Issues Committee – Report 19-020, respecting Barton Kenilworth Tax Increment Grant Program - 301-303 Barton Street East, Hamilton, as she is a rental property landlord.

CEREMONIAL ACTIVITIES

3.1 Celebrating Cable 14's 50th Broadcast Season

Mayor Eisenberger on behalf of City Council recognized the outstanding contributions to the City of Hamilton made by Cable 14, its management, staff, volunteers and its shareholders, Cogeco and Rogers. This Fall marks the beginning of Cable 14's 50th broadcast season.

Cable 14 began in 1970 as Cable 8, which changed to Cable 4 before finally settling in as Cable 14 where it has been for the past 33 years. In the past 50 years, Cable 14 has delivered thousands of hours of local television programming to the residents of Hamilton through the efforts of its staff, volunteers and Community Producers.

Cable 14 is the only local Community Channel with its own Community Programming Network license from the Canadian Radio-Television and Telecommunications Commission (CRTC). It is that uniqueness that allows Cable 14 to operate as an independent specialty channel focused exclusively on serving the residents of Hamilton.

APPROVAL OF MINUTES OF PREVIOUS MEETING

(VanderBeek/Partridge)

That the Minutes of the October 9, 2019 (Item 4.1) and October 16, 2019 (Item 4.2) Council Meetings, be approved, as presented.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- NOT PRESENT - Ward 2 Councillor Jason Farr

YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
NOT PRESENT - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

COMMUNICATIONS

(Partridge/Nann)

That Council Communications 5.1 to 5.6 be approved, as presented, as follows:

- 5.1 Correspondence from the City of St. Catharines respecting their resolution respecting Menstrual Products in City Facilities.

Recommendation: Be received.
- 5.2 A Briefing Note from Demand the Right Coalition of Ontario Municipalities respecting Giving Ontario Municipalities the “Right to Approve” Landfill Developments in Their Own Communities.

Recommendation: Be received.
- 5.3 Correspondence from the Honourable Raymond Cho, Minister for Seniors and Accessibility respecting the planning of Remembrance Day events and keeping accessibility in mind to ensure everyone can fully participate.

Recommendation: Be received.
- 5.4 Correspondence from Let’s Remember Adam – Stop for the School Bus respecting National School Bus Safety Week, from October 21 to 25, 2019. (Added Item 5.4)

Recommendation: Be received.
- 5.5 Correspondence respecting the McMaster Student Residence, 1190 Main Street West:
 - (a) Krysia Steinberg
 - (b) Renate Manthei
 - (c) Gord Arbeau

Recommendation: Be received and referred to the consideration of Item 4 of Planning Committee Report 19-016.

- 5.6 Correspondence from Danny Trombetta, 610 South Service Road Inc (Gateway Ice Centre) respecting Development Charge liability for a proposed additional arena at 610 South Service Road, Gateway Sports Complex.

Recommendation: Be received and referred to General Manager of Finance and Corporate Services for appropriate action, and report back to the Audit and Finance and Administration Committee.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- NOT PRESENT - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- NOT PRESENT - Ward 4 Councillor Sam Merulla
- NOT PRESENT - Ward 5 Councillor Chad Collins
- NOT PRESENT - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

(Whitehead/Partridge)

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

CARRIED

PLANNING COMMITTEE REPORT 19-016

3. Payday Loan Permit for Speedy Money (Item 8.2)

Result: Motion CARRIED by a vote of 11 to 2, as follows:

- NO - Ward 1 Councillor Maureen Wilson
- NOT PRESENT - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- NOT PRESENT - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- NO - Ward 8 Councillor John-Paul Danko
- YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
- YES - Mayor Fred Eisenberger

YES - Ward 14 Councillor Terry Whitehead
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

4. **Applications for an Official Plan Amendment and Zoning By-law Amendment for the lands located at 1190 Main Street West, 43, 47, 51 and 55 Forsyth Avenue North, 75, 77, 81, 83, 99, 103, 107, 111 and 115 Traymore Avenue, and 50 Dalewood Avenue, Hamilton (PED19186) (Ward 1) (Item 8.3)**

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

5. **Application to Amend the City of Hamilton Zoning By-law No. 05-200 for Lands Located at 6266 and 6330 Chippewa Road East, Glanbrook (PED19196) (Ward 11) (Item 8.4)**

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson

YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6. Proposed Amendments to the Aggregate Resources Act – Request for Comments (PED19207) (Wards 9, 11-13, 15) (Item 10.1)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Pearson/Clark)

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

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

GENERAL ISSUES COMMITTEE REPORT 19-020

1. Investing in Canada Infrastructure Program - Community, Culture and Recreation Stream Intake (FCS19080) (City Wide) (Item 9.1)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

2. Airport Sub-Committee Report 19-004 - September 20, 2019 (Item 10.2)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

3. Capital Projects Work-in-Progress Review Sub-Committee Report 19-005 – September 25, 2019 (Item 10.3)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

5. Strategies to Reduce Property Tax Arrears (FCS19081) (City Wide) (Item 10.5)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6. Hamilton Business Centre - Funding Agreement (PED19202) (City Wide) (Item 10.6)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann

YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

7. Barton Kenilworth Tax Increment Grant Program - 301-303 Barton Street East (PED19192) (Ward 3) (Item 10.7)

Result: Motion CARRIED by a vote of 10 to 2, as follows:

NO - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
NO - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
CONFLICT - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
CONFLICT - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

8. Victoria Day Celebration and Fireworks in Dundas (PED19181) (Ward 13) (Item 10.8)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge

YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

9. **Hate Related Activities on City of Hamilton Properties (LS19031/PW19068(a)/CM19006(a)) (City Wide) (Item 10.9)**

(Clark/Eisenberger)

WHEREAS an indefinite ban can appear to be procedurally unfair and infringes on constitutional rights;

WHEREAS the definitions of “senior executive person” and “senior staff person” required further refinement to indicate the General Manager or Acting General Manager responsible for the facility or the program area affected by the prohibited conduct and the General Manager or Acting General Manager responsible for facilities or corporate security;

WHEREAS the reference to “any Court” should be replaced with “Council”.

THEREFORE, BE IT RESOLVED:

- (a) That the Trespass By-law, attached as Appendix “D” to Report LS19031/PW19068(a)/CM19006(a), being Item 9 of the General Issues Committee Report 19-020, respecting Hate Related Activities on City of Hamilton Properties, be amended, as follows:
- (i) by deleting Sections 6 (3) and 8 (2) in their entirety;
 - (ii) by amending the definitions of “senior executive person” and “senior staff person”;
 - (iii) by renumbering Section 8 (3) to 8 (2); and,
 - (iv) by replacing “any Court” with “Council” in Section 10 (6).
- (b) That sub-section (a) to Item 9 of the General Issues Committee Report 19-020, respecting Report LS19031 / PW19068(a) /CM19006(a), Hate Related Activities on City of Hamilton Properties, be amended by adding the words “**as amended**” to read as follows:
- (a) That the Trespass By-law, **as amended**, attached as Appendix “D” to Report LS19031/PW19068(a)/CM19006(a), which has been prepared in a form satisfactory to the City Solicitor, be approved; and,

Result: Amendment CARRIED by a vote of 12 to 1, as follows:

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NO - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Main Motion as **Amended** to read as follows:

- (a) That the Trespass By-law, **as amended**, attached as Appendix "D" to Report LS19031/PW19068(a)/CM19006(a), which has been prepared in a form satisfactory to the City Solicitor, be approved; and,
- (b) That the updates provided within Report LS19031/PW19068(a)/CM19006(a), be received.

Result: Main Motion as Amended CARRIED by a vote of 11 to 2, as follows:

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NO - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
NO - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

10. Red Hill Valley Parkway Enquiry Update (LS19036) (City Wide) (Item 10.10)

Result: Motion CARRIED by a vote of 11 to 2, as follows:

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
NO - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

11. Potential Regulatory Litigation Update (PW19008(c)/LS19004(c)) (City Wide) (Item 14.2)

Result: Motion CARRIED by a vote of 11 to 2, as follows:

NO - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
NO - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

12. Material Recycling Facility Request for Proposals (LS19040) (City Wide) (Item 14.5)

(Clark/Eisenberger)

That the consideration of Material Recycling Facility Request for Proposals (LS19040) (City Wide) (Item 12 of the General Issues Committee Report 19-020), be deferred to the Closed Session portion of the agenda.

Result: Motion CARRIED by a vote of 12 to 1, as follows:

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
NOT PRESENT - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

HAMILTON STREET RAILWAY COMPANY SHAREHOLDER REPORT 19-002

1. Appointment of Officer (Item 6.1)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
NOT PRESENT - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

2. Approving Transfers of Real Property (Item 7.1)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla

YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Wilson/Nann)

That the SECOND Report of the Hamilton Street Railway Company Shareholder be adopted, as presented, and the information section received.

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

AUDIT, FINANCE & ADMINISTRATION COMMITTEE REPORT 19-015

3. Tax and Rate Operating Budget Variance Report as at July 31, 2019 - Budget Control Policy Transfers (FCS19055(a)) (City Wide) (Item 9.1)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls

YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

4. Shoreline Protection Consulting Assignments (FCS19076 / PW19087) (Wards 1, 2, 5 and 10) (Item 10.1)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

5. Hamilton Submission to Attorney General Study of Joint & Several Liability (FCS19085) (City Wide) (Item 10.2)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson

YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6. Funding for CANUSA through the Recreation Division Operating Budget from the City Enrichment Fund (Item 11.1)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Collins/Merulla)

That the FIFTEENTH Report of the Audit, Finance & Administration Committee be adopted, as presented, and the information section received.

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

EMERGENCY & COMMUNITY SERVICES COMMITTEE REPORT 19-012

- 1. Permission for Sacajawea Non-Profit Homes to Encumber 123 Cathcart Street, Hamilton (HSC19056) (Ward 3) (Item 7.1)**

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

- 3. Hamilton Collaborative Partnership Group - Joint Funding Application (HSC19057) (City Wide) (Item 10.2)**

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

**4. Housing Services Administration Position Change (HSC19053) (City Wide)
(Item 10.3)**

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

5. Home for the Holidays Social Housing Program (Added Item 11.1)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Merulla/Nann)

That the TWELFTH Report of the Emergency & Community Services Committee be adopted, as presented, and the information section received.

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

BOARD OF HEALTH REPORT 19-010

1. COMMUNICATIONS (Items 5.1 and 5.2)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

3. Semi-Annual Public Health Services Performance and Monitoring Report (Q1 & Q2 2019) (BOH19030) (City Wide) (Item 7.2)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann

YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeeck
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

7. Immunization of School Pupils Act Overview (BOH19029) (City Wide) (Item 9.1)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeeck
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

8. Seniors Oral Health (BOH19026(a)) (City Wide) (Item 9.2)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead

YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

9. Code Red Presentation to the Board of Health (Added Item 11.1)

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

(Eisenberger/Pearson)

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

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Mayor Fred Eisenberger
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Whitehead/Partridge)

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 Clerk’s Report 19-021.

Result: Motion CARRIED by a 2/3’s majority vote of 14 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- NOT PRESENT - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- NOT PRESENT - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
- YES - Mayor Fred Eisenberger
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

GENERAL ISSUES COMMITTEE CLERK’S REPORT 19-021

(Eisenberger/Clark)

That the General Issues Committee Clerk’s Report 19-021, be received.

CARRIED

MOTIONS

7.4 Amendment to Item 3 of the Public Works Committee Report 19-004 respecting Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 20 Birch Avenue, Hamilton (PW19028) (Ward 3) (Item 8.2)

(Ferguson/Nann)

That Item 3 of the Public Works Committee Report 19-004, be **amended** by correcting the address of the Subject Lands from 20 Birch Avenue to 651 Wilson Street, as follows:

3. Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting ~~20 Birch Avenue~~ 651 Wilson Street, Hamilton (PW19028) (Ward 3) (Item 8.2)

- (a) That the applicant makes an application to the Ontario Superior Court of Justice, under Section 88 of the Registry Act, for an order to permanently close the Subject Lands, if required by the City, subject to:

- (i) The General Manager of Public Works, or designate, signing the appropriate documentation to obtain any required court order; and,
 - (ii) The documentation regarding any required application to the Ontario Superior Court of Justice being prepared by the applicant, to the satisfaction of the City Solicitor;
- (b) 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;
- (c) That, subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved:
 - (i) The City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the alleyway, for enactment by Council;
 - (ii) The Real Estate Section of the Planning and Economic Development Department be authorized and directed to sell the closed alleyway to the owners of ~~20 Birch Avenue~~ **651 Wilson Street**, Hamilton, as described in Report PW19028, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
 - (iii) The City Solicitor be authorized to complete the transfer of the Subject Lands to the owners of ~~20 Birch Avenue~~ **651 Wilson Street**, Hamilton, 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;
 - (iv) The City Solicitor be authorized and directed to register a certified copy of the by-laws permanently closing and selling the alleyway in the proper land registry office; and,
 - (v) The Public Works Department publish any required notice of the City's intention to pass the by-laws and/or permanently sell the closed alleyway pursuant to City of Hamilton Sale of Land Policy By-law 14-204;
- (d) That the applicant enters into agreements with any Public Utility requiring easement protection; and,
- (e) That the City of Hamilton retain any necessary road widenings to the satisfaction of the Manager, Geomatics and Corridor Management, in accordance with the City of Hamilton Official Plan.

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

7.5 Delegation of Authority to Hear Complaints Respecting the Payment of Development Charges**(Collins/Merulla)**

WHEREAS, the City of Hamilton has received a complaint from Harvey Armstrong Ltd. with respect to payment of Development Charges, pursuant to Section 20 of the *Development Charges Act, 1997*, in respect of development of the property municipally known as 2400 Regional Road 56, Binbrook;

WHEREAS, the City of Hamilton has 60 days from the date of the complaint, which was submitted on October 11, 2019, to hear the matter;

WHEREAS, the City of Hamilton historically has heard complaints respecting Development Charge by-laws before the Audit, Finance & Administration Committee; and,

WHEREAS, the Audit, Finance & Administration Committee does not currently have delegated authority to hear complaints respecting the payment of Development Charges, pursuant to Section 23.5 the *Ontario Municipal Act*;

THEREFORE BE IT RESOLVED:

- (a) That Council delegates its authority to hold a hearing into the complaint by Harvey Armstrong Ltd, pursuant to Section 20 of the *Development Charges Act, 1997*; to the Audit, Finance & Administration Committee;
- (b) That Council delegates its authority to hold any further hearings; pursuant to any other complaints made pursuant to Section 20 of the *Development Charges Act, 1997*; to the Audit, Finance & Administration Committee; and

- (c) That staff be directed to prepare a report on any complaints to the Audit, Finance & Administration Committee for information.

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

7.6 One-Time Grant to Hamilton Food Share (Added Item 8.2)

(Collins/Nann)

WHEREAS on October 1st, 2019 St. Matthew's House announced that they would no longer be hosting a food bank at their Barton Street East location as of November 1st, 2019;

WHEREAS it is estimated that up to 1,200 families currently access the St. Matthew's House food bank monthly;

WHEREAS other organizations such as Mission Services, Salvation Army, Good Shepherd and Welcome Inn are expected to see increased use of their food banks;

WHEREAS Hamilton Food Share has estimated that the short-term costs (3 months) associated with this increased use at other food banks is \$38,000; and,

WHEREAS the Hamilton Community Foundation has recently approved a one-time grant of \$19,000 to assist with these costs;

THEREFORE BE IT RESOLVED:

- (a) That the General Manager of the Healthy and Safe Communities Department be authorized to provide a one-time grant of \$19,000 to Hamilton Food Share so that they can provide emergency support to agencies affected by the closure of the St. Matthew's House Food Bank;
- (b) That the source of the funding for the one-time grant be the Housing Stability Benefit; and,

- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

- YES - Ward 1 Councillor Maureen Wilson
- NOT PRESENT - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- NOT PRESENT - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

NOTICES OF MOTION

8.1 One-Time Grant to Hamilton Food Share (Added Item 8.1)

Councillor Collins introduced a Notice of Motion for a One-Time Grant to Hamilton Food Share.

(Collins/Nann)

That the Rules of Order be waived to allow for the introduction of a Motion respecting the One-Time Grant to Hamilton Food Share.

Result: Motion CARRIED by a 2/3's majority vote of 14 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- NOT PRESENT - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- NOT PRESENT - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson

YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

For further disposition of this matter, see Item 7.6.

STATEMENTS BY MEMBERS

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

PRIVATE AND CONFIDENTIAL

Council determined that discussion of Item 10.1 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

10.1 Closed Session Minutes – October 9, 2019

(Partridge/Whitehead)

That the Closed Session Minutes dated October 9, 2019 be approved, as presented, and remain confidential.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- NOT PRESENT - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- NOT PRESENT - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- NOT PRESENT - Ward 13 Councillor Arlene VanderBeek
- NOT PRESENT - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

Council determined that discussion of Item 10.2 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

10.2 Appointments to the Advisory Committee for Persons with Disabilities

(Nann/Pearson)

That the following citizens be appointed to the Advisory Committee for Persons with Disabilities for the remainder of the 2018-2022 Term of Council and until a successor is chosen:

- (a) Patty Cameron
- (b) Michele Dent
- (c) James Kemp
- (d) Paula Kilburn
- (e) Tom Manzuk

Result: Motion CARRIED by a vote of 12 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
NOT PRESENT - Ward 13 Councillor Arlene VanderBeeck
NOT PRESENT - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Partridge/Pearson)

That Council move into Closed Session to discuss Item 12 of the General Issues Committee Report 19-020, pursuant to Section 8.1, Sub-section (e), (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-section (e), (f) and (k) 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 municipality or local board; the receiving of advice that is subject to solicitor-client privilege, 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.

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

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeeck
YES - Ward 12 Councillor Lloyd Ferguson

YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

GENERAL ISSUES COMMITTEE REPORT 19-020 (CONTINUED)

12. Material Recycling Facility Request for Proposals (LS19040) (City Wide) (Item 14.5)

(Pearson/Whitehead)

- (a) That the **amended** direction provided to staff in Closed Session, respecting Report LS19040, Material Recycling Facility Request for Proposals, be approved; and,
- (b) That Report LS19040, respecting the Material Recycling Facility Request for Proposals, remain confidential.

Result: Motion CARRIED by a vote of 9 to 1, as follows:

NOT PRESENT - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
NOT PRESENT - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
NOT PRESENT - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Danko/Collins)

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

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

NOT PRESENT - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
NOT PRESENT - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger

NOT PRESENT - Deputy Mayor - Ward 15 Councillor Judi Partridge
 YES - Ward 14 Councillor Terry Whitehead
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

(Whitehead/VanderBeek)

That the Committee of the Whole Rise and Report.

CARRIED

BY-LAWS

(Whitehead/Johnson)

That Bills No. 19-255 to No. 19-262, be passed, **as amended**, 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.	
255	Respecting Removal of Part Lot Control, Blocks 205 and 206 within Registered Plan No. 62M-1244, "Waterdown Bay Phase 2", municipally known as 15-33 Riverwalk Drive PLC-19-029 Ward: 15
256	To Repeal By-law No. 19-239 and Removal of Part Lot Control, Block 207, within Registered Plan No. 62M-1238, "Mountainview Heights Phase 2", municipally known as 35, 37, 39, 41, 43 and 45 Riverwalk Drive PLC-19-028 Ward: 15
257	To Amend Zoning By-law No. 05-200 Respecting Lands Located at 6266 and 6330 Chippewa Road East, Glanbrook ZAA-19-042 Ward: 11
258	To Amend City of Hamilton By-law 07-170, Being a By-law to License and Regulate Various Businesses Schedule 11 – Payday Loans Ward: 5
259	To Administer Notices and Other Matters under the Trespass to Property Act Ward: City Wide
260	To Repeal and Replace By-law No. 19-251 for the Removal of Part Lot Control from Lots 1-24, Registered Plan No. 62M-1244, "Victory Ridge Phase 5A and 5B" municipally known as, 22, 26,30,34,38 and 42 Hargrove Way, 147, 151, 155, 159, 163, and

167 Bradshaw Drive, 3,7,11,15, 19 Hargrove Way, and 4, 8, 12,
16, 20, 24, and 28 Midhurst Heights
PLC-19-006
Ward: 9

261 To Authorize the Signing of a Transfer Payment Agreement for the Small Business Enterprise Centre (SBEC) Program, between her Majesty the Queen in Right of Ontario, as represented by the Minister of Economic Development, Job Creation and Trade, and the City of Hamilton
Ward: City Wide

262 To Confirm the Proceedings of City Council

Result: Motion CARRIED by a vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
NOT PRESENT - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
NOT PRESENT - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
NOT PRESENT - Deputy Mayor - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Pearson/VanderBeek)

That, there being no further business, City Council be adjourned at 9:21 p.m.

CARRIED

Respectfully submitted,

Mayor F. Eisenberger

Andrea Holland
City Clerk

**Ministry of Natural
Resources and Forestry**Strategic and Indigenous
Policy Branch

Policy Division

300 Water Street
3rd Floor North
Peterborough ON K9J 3C7
Tel: 705-755-1727**Ministre des Richesses
naturelles et des Forêts**Direction des politiques relatives aux
stratégies et aux affaires autochtones

Division de la politique

300, rue Water
3e étage Nord
Peterborough (Ontario) K9J 3C7
Tél.: 705-755-1727

October 29, 2019

Re: Environmental Registry notice (019-0732) by the Ministry of Natural Resources and Forestry regarding proposal to amend three statutes and make a new regulation

Greetings,

The Ministry of Natural Resources and Forestry (MNRF) is proposing legislative changes to seven statutes and to make a new regulation under the *Lakes and Rivers Improvement Act*. The legislative changes are part of the proposed *Better for People, Smarter for Business Act, 2019*. If passed, these changes are intended to support the government's commitment to reduce unnecessary red tape and regulatory burden and modernize government to be simpler, faster and more cost-effective, while ensuring the sustainable use of natural resources and public health and safety are not compromised.

A proposal to amend the following three Acts and propose a new regulation is posted on the Environmental Registry.

1. *Crown Forest Sustainability Act, 1994*
2. *Oil, Gas and Salt Resources Act*
3. *Lakes and Rivers Improvement Act* and new Minister's regulation under the Act

The proposed amendments and new regulation are described below:

- Proposed amendments to the *Crown Forest Sustainability Act, 1994*, would if passed:
 - Enable the issuance of a "permit" to allow a person to remove forest resources from a Crown forest for non-forestry purposes.
 - Modernize the requirements for annual work schedules by removing the requirement for MNRF approval.
 - Enable the Minister to extend a Forest Management Plan.

- Proposed amendments to the *Oil, Gas and Salt Resources Act*, would if passed:
 - Allow future regulations to be made, where appropriate, to relieve existing activities from requirements that would apply to new activities.
 - Enable the use of a rules-in-regulation approach, or the mandatory issuance of approvals for more activities, subject to conditions and requirements that would be set out in regulation intended to streamline approvals for the specified activities.
 - Clarify the types of geological evaluation and testing activities captured by the definition of “well”.
- Proposed amendments to the *Lakes and Rivers Improvement Act*, would if passed:
 - Create a new Minister’s regulation-making authority in the Lakes and Rivers Improvement Act to allow the Minister to require some owners of electricity-producing dams to, where necessary, assess, monitor and report on methyl mercury related impacts to water and fish.
 - Amend an existing authority to incorporate guidelines by reference in the regulations.

Regulation Proposal

- If the proposed Lakes and Rivers Improvement Act legislative amendment is passed, the ministry proposes to develop a subsequent Minister’s regulation that if made, would require some dam owners of electricity-producing dams to, where necessary, assess, monitor and report on mercury levels in surface water and/or fish tissue. We are also seeking comments on this proposed regulation via this notice.

Owners of the twelve existing dams that currently have mercury assessment, monitoring and reporting requirements established through Ministry of Environment, Conservation and Parks issued Permits to Take Water, would, if the regulation is made, continue these requirements under the authority of the Lakes and Rivers Improvement Act and reporting would be to the Ministry of Natural Resources and Forestry. Each of these twelve Permits to Take Water were subject to consultation prior to their issuance.

New or significantly redeveloped electricity-producing dams may, if the regulation is made, require assessment, monitoring and reporting of mercury, where there is a new or expanded head pond area and/or where there are identified risks associated with human consumption of fish.

The Ministry of Environment, Conservation and Parks is concurrently consulting on a proposal to amend the Ontario Water Resources Act Permit to Take Water requirements for electricity-producing facilities. For more information, please visit <https://ero.ontario.ca> and enter 019-0545 in the search to view this Environmental Registry notice.

In addition, there are other administrative and housekeeping changes proposed for the *Crown Forest Sustainability Act, 1994* and the *Oil, Gas and Salt Resources Act*.

All proposed changes to MNRF statutes appear in the proposed *Better for People, Smarter for Business Act, 2019*, which can be found through the following link to the Bill on the Legislative Assembly, <https://www.ola.org/en/legislative-business/bills/parliament-42/session-1/bill-132> .

MNRF recognizes that this proposal may be of interest to you. To view the Environmental Registry notice, please visit <https://ero.ontario.ca> and enter 019-0732 in the search.

Proposed changes to the *Aggregate Resources Act* are also included in the proposed *Better for People, Smarter for Business Act, 2019* and are the subject of a separate registry proposal posting. For more information, please visit Environmental Registry of Ontario and enter 019-0556 in the search. Please note the posting related to proposed changes to the *Aggregate Resources Act* will close on November 4, 2019.

We invite you to contact Tigist Abebe at 416-314-0961 or SIPB@ontario.ca with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'T. Gierak', written in a cursive style.

Tosh Gierak
A/Director
Strategic and Indigenous Policy Branch
Policy Division

PRESCOTT
EST 1784
THE FORT TOWN

Regular Council

October 28, 2019

Moved by: _____ - 2019

Item 11.2

Seconded by:

WHEREAS, the Province of Ontario has legislated in the *Building Code Act* that “the council of each municipality is responsible for the enforcement of this Act in the municipality” and “the council of each municipality shall appoint a chief building official and such inspectors as are necessary for the enforcement of this Act in the areas in which the municipality has jurisdiction”,

AND WHEREAS, “the council of a municipality may pass by-laws applicable to the matters for which and in the area in which the municipality has jurisdiction for the enforcement of this Act”,

AND WHEREAS, the Province has asked local governments to find efficient and cost effective ways to deliver municipal services is now asking municipalities to collect a tax on their behalf to create a new Delegated Administrative Authority to deliver services that have historically been the responsibility of the Ontario Government,

AND WHEREAS, Premier Ford stated in his keynote address at the Association of Ontario Municipalities 2019 Conference, that “we can’t continue throwing money at the problem (broken systems) as our predecessors did, into top-down, big government schemes. That is neither compassionate nor sustainable”,

AND WHEREAS, alternative methods of building administration and enforcement have been proposed in this consultation that remove municipal authority but not the associated liability,

THEREFORE LET IT BE RESOLVED that the The Municipality of Prescott requests that, the Province of Ontario work with the current building sector groups that, for the past fifteen years, have been working to support the Ministry of Municipal Affairs and Housing, and provide evidence based justification to municipalities that the creation of a

PRESCOTT

EST 1784

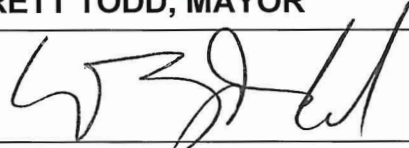
THE FORT TOWN

new Delegated Administrative Authority is necessary prior to any legislative changes to the *Building Code Act*, with regard to building service delivery, are introduced in the Legislature.

Be it further resolved that a copy of this motion be sent to The Honourable Doug Ford, Premier of Ontario, The Honourable Steve Clark, Minister of Municipal Affairs and Housing, The Honourable Jim McDonnell, Parliamentary Assistant for Municipal Affairs and Housing.

Be it further resolved that a copy of this motion be sent to the Associations of Municipalities of Ontario (AMO) and all Ontario Municipalities for their consideration.

REQUESTED BY:			
RECORDED VOTE		YES	NO
	Councillor Leanne Burton		
	Councillor Teresa Jansman		
	Councillor Lee McConnell		
CARRIED:	Councillor Mike Ostrander		
TABLED:	Councillor Gauri Shankar		
DEFEATED:	Mayor Brett Todd		
RECORDED VOTE:	Councillor Ray Young		

BRETT TODD, MAYOR	ACTING CLERK
	

Ministry of the Environment,
Conservation and Parks

Ministère de l'Environnement,
de la Protection de la nature et des
Parcs

Office of the Minister

Bureau du ministre

777 Bay Street, 5th Floor
Toronto ON M7A 2J3
Tel.: 416-314-6790

777, rue Bay, 5^e étage
Toronto (Ontario) M7A 2J3
Tél. : 416.314.6790



OCT 16 2019

OCT 22 2019

357-2019-2646

The Honourable Fred Eisenberger
Mayor
City of Hamilton
71 Main Street West, 2nd Floor
Hamilton ON L8P 4Y5

Dear Mayor Eisenberger:

Thank you for your letter about conservation authorities (CAs).

CAs have a role in protecting residents and property from flooding and other natural hazards.

Over the years, CAs have expanded their roles and responsibilities into activities such as ziplining, maple syrup festivals, and photography and wedding permits. Due to the potential for more extreme weather events that could threaten our homes, businesses and infrastructure, it is important that CAs refocus on delivering their core mandate. At the same time, we must ensure we are using taxpayer dollars more efficiently.

Accordingly, our government passed Bill 108, *More Homes, More Choice Act, 2019*, which received Royal Assent on June 6, 2019. Our government will modernize the *Conservation Authorities Act* by clarifying the core mandate of CAs, updating how they use municipal levies and fees to pay for programs and services, and streamlining the role CAs play in municipal planning to make approvals faster and less costly. Our aim is to ensure that we improve overall governance, oversight and accountability of CAs.

We are giving municipalities greater control and the ability to enter into agreements with CAs to fund any programs and services outside of the core mandate, if they choose.

As I made clear in my August 16, 2019 letter to CAs, I will be reviewing all of the relevant legislation and regulations that govern Ontario's CAs with an eye to focusing their efforts on their core mandate.

Bringing CAs back to their core mandate will allow for municipalities to better manage CA budgets and programs. The legislative changes we have made ensure CAs focus on delivering core services and programs that protect communities from natural hazards and flooding while using taxpayer dollars efficiently and effectively.

The Honourable Fred Eisenberger
Page 2.


We have already begun consultations with conservation authorities and will continue to engage with municipalities, indigenous communities, and other interested parties that are involved with the stewardship of our lands to discuss how we best focus on core mandate.

Thank you again for sharing your concerns with me.

Sincerely,



Jeff Yurek
Minister of the Environment, Conservation and Parks

OFFICE OF THE CITY CLERK	
OCT 27 2019	
REF'D TO	_____
REF'D TO	_____
REF'D TO	_____
ACTION	<u>Council</u> <u>Nov 13</u>
	



905.336.1158
 Fax: 905.336.7014
 2596 Britannia Road West
 Burlington, Ontario L7P 0G3
conservationhalton.ca

Protecting the Natural
 Environment from
 Lake to Escarpment

October 16, 2019

Mayor Eisenberger and Members of Council
 Clerk's Office
 City of Hamilton
 First Floor
 71 Main Street West,
 Hamilton ON L8P 4Y5

Dear Mayor Eisenberger and Members of Council:

Re: Conservation Halton 2020 Budget

Pursuant to the Conservation Authorities Act, O Reg. 139/96 (as amended by O.R. 106/98), s.1.(1), notice is hereby given that Conservation Halton will be considering its 2020 Budget and Business Plan, including municipal funding in the amount of \$10,124,318, at the Conservation Halton Board of Directors meeting at 3:00 pm, November 21, 2019 at the Conservation Halton Administration Office located at 2596 Britannia Road West, Burlington. The meeting is open to the public.

All watershed municipalities are being provided with a notice of the meeting. The weighted voting procedure required under Regulation 139/96 provides that each member of the Board of Directors vote in proportion to their municipality's share of the current value assessment.

The report to the Conservation Halton Finance and Audit Committee on the 2020 budget will be posted on the Conservation Halton website at www.conservationhalton.ca by the October 24, 2019 Finance and Audit Committee meeting.

Please contact me for further information pertaining to the Conservation Halton 2020 budget.

Yours truly,

Hassaan Basit
 CAO/Secretary-Treasurer

cc Lawrence Wagner, Senior Director Corporate Services, Conservation Halton
 Marnie Piggot, Director Finance, Conservation Halton
 Mike Zegarac, General Manager, Finance & Corporate Services, City of Hamilton

Administration

Office of the Regional Clerk

1815 Sir Isaac Brock Way, PO Box 1042, Thorold, ON L2V 4T7

Telephone: 905-980-6000 Toll-free: 1-800-263-7215 Fax: 905-687-4977

www.niagararegion.ca

November 1, 2019

CL 16-2019, September 19, 2019***DISTRIBUTION LIST******SENT ELECTRONICALLY*****Re: Actions & Resources to Join the Coalition of Inclusive Municipalities
Report CAO 14-2019**

Regional Council, at its meeting held on September 19, 2019, passed the following resolution:

That Report CAO 14-2019, dated September 19, 2019, respecting Actions & Resources to Join the Coalition of Inclusive Municipalities, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That Council **RESOLVE** to join the Coalition of Inclusive Municipalities (CIM), formerly known as Canadian Coalition for Municipalities Against Racism and Discrimination (CCMARD) and **SIGN** a declaration to support the ten CIM commitments;
2. That staff **BE DIRECTED** to create supporting governance structures with internal and external stakeholders to advise on internal diversity, equity, and inclusion issues and support the creation of a Diversity, Equity, and Inclusion Action Plan;
3. That the dedicated resources required for developing the Diversity, Equity, and Inclusion Action Plan **BE REFERRED** for consideration as part of the 2020 budget process; and
4. That Report CAO 14-2019 **BE CIRCULATED** to all municipalities in the Coalition of Inclusive Municipalities, the local area municipalities and the Association of Municipalities of Ontario (AMO).

A copy of Report CAO 14-2019 is enclosed for your information.

Yours truly,



Ann-Marie Norio
Regional Clerk

CLK-C 2019-234

Distribution List:

Municipalities in the Coalition of Inclusive Municipalities
Niagara Region Local Area Municipalities
Association of Municipalities of Ontario

Subject: Actions & Resources to Join the Coalition of Inclusive Municipalities

Report to: Regional Council

Report date: Thursday, September 19, 2019

Recommendations

1. That Council **RESOLVE** to join the Coalition of Inclusive Municipalities (CIM), formerly known as Canadian Coalition for Municipalities Against Racism and Discrimination (CCMARD) and **SIGN** a declaration to support the ten CIM commitments; and
2. That staff **BE DIRECTED** to create supporting governance structures with internal and external stakeholders to advise on internal diversity, equity, and inclusion issues and support the creation of a Diversity, Equity, and Inclusion Action Plan; and
3. That the dedicated resources required for developing the Diversity, Equity, and Inclusion Action Plan **BE REFERRED** for consideration as part of the 2020 budget process.

Key Facts

- The purpose of this report is to outline the action and resources involved for Niagara Region to join the Coalition of Inclusive Municipalities, in response to the motion of Council (COM 14-2019) on May 16, 2019.
- In 2017, there were 21 hate crimes reported to police in Niagara, which was an increase from 11 in 2016. In London there were 26, Windsor had 19, Hamilton had 91 and was the second highest rate per 100,000 in Canada. In Canada the majority of hate crimes are motivated by race or ethnicity (45%), religion (35%), sexual orientation (11%).
- The population of Niagara is growing, as is the diversity of those coming to Niagara. According to the 2016 census, 8.9% of people in Niagara are a visible minority (38,810 individuals), up from 7.0% in 2011. There are 18,625 people (4.3%) in Niagara with North American Indigenous origins (First Nations, Inuit, or Métis). In 2011, there were 14,720 people (3.8%) with North American Indigenous origins.
- Recognizing the importance of attracting and retaining a diverse workforce for achieving economic prosperity, a Global Attractiveness project was undertaken under the previous Council Strategic Plan. The 2017 report outlined actions associated with three objectives (see Appendix 1):
 - Supporting community readiness
 - Marketing to migrants
 - Supporting retention programs

- A strategic marketing manager has been hired to address one of the objectives, however, work has not yet been able to progress for the other two objectives absent dedicated resources.
- There are 77 municipalities across Canada that have joined CIM, with 20 in Ontario, including City of Hamilton, City of London, and City of Windsor.
- Other municipalities that have supported CIM have resourced at least one FTE for developing and implementing an action plan, and/or up to one FTE support for advisory committees.

Financial Considerations

Based on the experiences of other municipalities in Canada, providing dedicated resources is crucial to realize Council-led action pursuant to joining CIM.

Dedicated resources are recommended for a two-year period in order to fulfill the requirements of joining the CIM. The annual operating impact is estimated at \$144,000, which includes one temporary non-union FTE dedicated for the duration of the project, student support, and funds for training, conferences, mileage and community engagement. We estimate a total project cost of \$288,000 over two years. If the recommendations in this report are approved, a business case will be submitted for consideration through the 2020 budget approval process. The financial implication of these resources would be equivalent to 0.04% of the levy.

This potential financial implication should be considered in context of new budget commitments previously endorsed by Council and new budget pressures outlined by staff, as summarized in the following table presented to Budget Review Committee to illustrate the potential levy impact estimated for the 2020 budget.

<i>Previously Identified Budget Commitments/Pressures</i>	Council Report	Levy Amount (M\$)	Levy Increase %
Suicide Prevention Initiative	PHD 8-2019	0.200	0.05%
Niagara Airports	CAO 04-2019	2.240	0.61%
Waterfront Investment Program – Base funding	CSD 40-2019	1.000	0.27%
Smarter Niagara Incentive Program – Base funding	CSD 40-2019	0.600	0.16%
Brock LINC request for funding	ED 9-2019	1.500	0.41%
Niagara Regional Transit - phase in cost	CSD 40-2019	6.213	1.70%
NRPS 2019 position hiring deferral	BRC-C 7-2019	0.706	0.19%
Long-Term Care Home Redevelopment capital funding	COM 32-2019	5.899	1.62%
GO Project - Station Operations	CSD 17-2019	1.410	0.39%

<i>Previously Identified Budget Commitments/Pressures</i>	Council Report	Levy Amount (M\$)	Levy Increase %
EMS Central Hub capital funding	CSD 40-2019	0.390	0.11%
Potential Budget Pressure To-date		\$20.158	5.51%

Analysis

Background

The Niagara Region Global Attractiveness Committee Report was submitted in February 2017, written by external consultants, Sarah Wayland and Huyen Dam, in conjunction with the internal Niagara Region Global Attractiveness Committee. The report outlined current immigration patterns, the attraction and retention factors in Niagara, and an action plan with three objectives:

1. To support community readiness to be a welcoming region through engagement and fostering collaboration with key stakeholders using tailored information and data.
2. To improve Niagara's existing marketing and migrant/immigrant focused literature and create new marketing to attract primary and secondary migration from within Canada and internationally.
3. To support further implementation of concrete programs that will retain immigrants and international students.

The objectives were supported by six tactics, and short, medium, and long term actions (see Appendix 1). A Strategic Marketing Manager was hired to address the second objective, however, work has not yet progressed on the other two objectives due to a lack of dedicated resources. Although these objectives focus on Niagara being a welcoming community, able to retain immigrants, it was not focused specifically on addressing discrimination and racism as in the CIM ten common commitments.

The Canadian Coalition Against Racism and Discrimination (CCMARD) was launched in 2004 as part of the International Coalition of Inclusive and Sustainable Cities (ICCAR) supported by the United Nations Educational, Scientific, and Cultural Organization (UNESCO). The name changed to Coalition of Inclusive Municipalities in 2019. Joining the Coalition and working actively towards the 10 commitments is beneficial for municipalities to be able to build respectful, inclusive and diverse societies, for the whole region, and specifically for newcomers, immigrants, refugees, Indigenous peoples, visible minorities, people with disabilities, and the LGBTQ2S+ community.

Additional benefits of joining CIM include access to a network of municipalities across the world to share best practices and resources, strengthening community partnerships,

involving diverse community stakeholders to understand their realities, and working together to form an Action Plan. Joining CIM can lead to increased accountability to citizens around issues of racism and discrimination, and increased trust, loyalty and respect towards the municipality, as the government works towards equity, inclusion, and appreciation of diversity in the community.

Creating an inclusive and diverse workforce and municipality leads to greater economic innovation and increased profitability. A 2018 report by McKinsey & Company called *Delivering through Diversity* described research conducted with 1,000 companies in 12 countries.¹ The research found that companies in the top-quartile for gender diversity on executive teams were 21% more likely to outperform on profitability and 27% more likely to have superior value creation. Companies in the top-quartile for ethnic/cultural diversity on executive teams were 33% more likely to have industry-leading profitability.

Focus groups and interviews with community partners and residents of Niagara conducted while developing the Public Health & Emergency Services Health Equity Strategic Plan found that discrimination based on race, gender, religion, sexuality, and other characteristics is experienced by people in multiple locations across the region. This results in negative health, social, and justice impacts for individuals and groups of people.² These negative results include physical harm as well as social or emotional impacts.² Studies have shown that when services have been withheld from people from certain populations due to stereotypes and misconceptions, has led to negative social and health outcomes and reluctance to access services when issues arise in the future.³ This applies not only for that individual, but for other family members as well. There is an over-representation of Indigenous peoples and visible minorities in many social services, including Family and Children's Services, the justice system, and in the homeless shelters.

Joining the Coalition

There are six steps to join the Coalition:

1. Prepare the case
2. Adopt a resolution to join
3. Sign the Declaration
4. Inform the Canadian Commission for UNESCO
5. Announce your involvement to local partners and residents
6. Agree to develop or adapt a unique plan of action

¹ Hunt V, Prince S, Dixon-Fyle S, & Yee L. (2018). *Delivering through Diversity*. McKinsey & Company.

² Paradies Y, Ben J, Denson N, Elias A, Priest N, Pieterse A, et al. (2015). Racism as a Determinant of Health: A Systematic Review and Meta-Analysis. *PLoS ONE* 10(9): e0138511.

<https://doi.org/10.1371/journal.pone.0138511>

³ Ben J, Cormack D, Harris R, & Paradies Y. (2017). Racism and health service utilisation: A systematic review and meta-analysis. *PLoS ONE* 12(12): e0189900. <https://doi.org/10.1371/journal.pone.0189900>

A summary of the ten Common Commitments grouped under three categories are listed in Appendix 2 with examples of current internal and external facing work from across the Regional departments and potential opportunities.

Other Municipal Action

There are 77 municipalities across Canada that have joined CIM, and 20 within Ontario. Here are some of the activities and resources of other similar municipalities.

Municipality	Committee	Action Plan	Staff Resources
Region of Peel	Diversity, Equity, and Anti-Racism Committee Seven members		Office of Culture and Inclusion – seven staff
City of Hamilton	Hamilton Committee Against Racism	Equity, Diversity, and Inclusion Plan (announced 2019)	Human Rights, Diversity and Inclusion Office – eight staff
City of London		Diversity and Inclusion Strategy (2015-2019)	One staff member (Coordinator, Government & External Relations)
City of Windsor	Diversity Committee Nine members		One staff (Diversity & Accessibility Advisor) – Clerks Office
Region of Waterloo (Not part of CIM)	Grand River Accessibility Advisory Committee (GRAAC) 12 members	Diversity, Equity and Inclusion Plan (2018-2022)	One staff member

Based on the learnings and experiences of other municipalities in Canada, we recommend dedicated personnel and operating costs. Personnel would coordinate the governance structures with internal and external stakeholders, and draft a Diversity, Equity, and Inclusion Action Plan.

Drafting the Action Plan would include conducting literature reviews, community engagement, and an environmental scan of best practices across Canada and internationally, as well as identifying needs, best practices, resources, and areas of focus for advancing a more inclusive Niagara that supports the ten CIM commitments.

Alternatives Reviewed

Staff considered waiting until the 2021 budget cycle to request dedicated resources for this initiative. This is not recommended as there are no staff that can be reassigned in the meantime to support the proposed governance structures. This alternative would result in the work towards the commitments and action plan to progress slower, with an action plan not being created until 2021-2022.

A second alternative considered was for potential FTE support through the Community Safety and Well-Being (CSWB) Plan. There is potential alignment between the CSWB Plan and the CIM recommendations for some aspects of the two projects, however, this would require the community consultations to identify diversity, equity, and/or inclusion as a key issue. This option is dependent on many variable factors, and does not offer committed support for CIM.

A third alternative considered was to hire a consultant to conduct research and draft an Action Plan. However, this would still require FTE support in directing the consultant, and would not be able to provide sustainable support to the internal Task Force or the Advisory Committee. A consultant would also not be able to develop and sustain quality internal and external stakeholder relationships that are important for this work.

A final alternative considered was leveraging existing resources by repurposing a current position. This option is not recommended, as there are no staff available for reallocation without significant impact on core Region operations or other strategic priorities.

Relationship to Council Strategic Priorities

Supporting Business and Economic Growth, which works towards a coordinated approach to fostering economic growth in Niagara. Research has shown that culturally diverse regions are more innovative and economically prosperous.

Healthy and Vibrant Community, specifically with objective 2.1: Enhancing Community Wellbeing with the intended outcome to foster a safe and inclusive community. Council will contribute to creating a healthy and vibrant community through advancing the ten commitments, which include monitoring and taking action against racism and discrimination in the region, supporting people who experience racism and discrimination, as well as the police as they combat racism and discrimination.

Sustainable and Engaging Government, through committing to high quality, efficient, fiscally sustainable and coordinated services. Creating an inclusive, equitable, and diverse region will enhance Council's ability to provide customer focused services, demonstrates a value to continuous improvement, collaboration and innovation, and be inclusive through reaching and maximizing the assets of all members of the community.

Other Pertinent Reports

- [COM 14-2019](#) - Canadian Coalition of Municipalities Against Racism and Discrimination (CCMARD)
- [CAO 08-2019](#) - Community Safety and Well-Being Plan
- [CWCD 70-2017](#) - Global Attractiveness Committee Report

Prepared by:

Cassandra Ogunniyi
Strategic and Health Equity Initiatives
Coordinator
Public Health and Emergency Services

Recommended by:

M. Mustafa Hirji, MD MPH RCPC
Medical Officer of Health/Commissioner
(Acting)
Public Health and Emergency Services

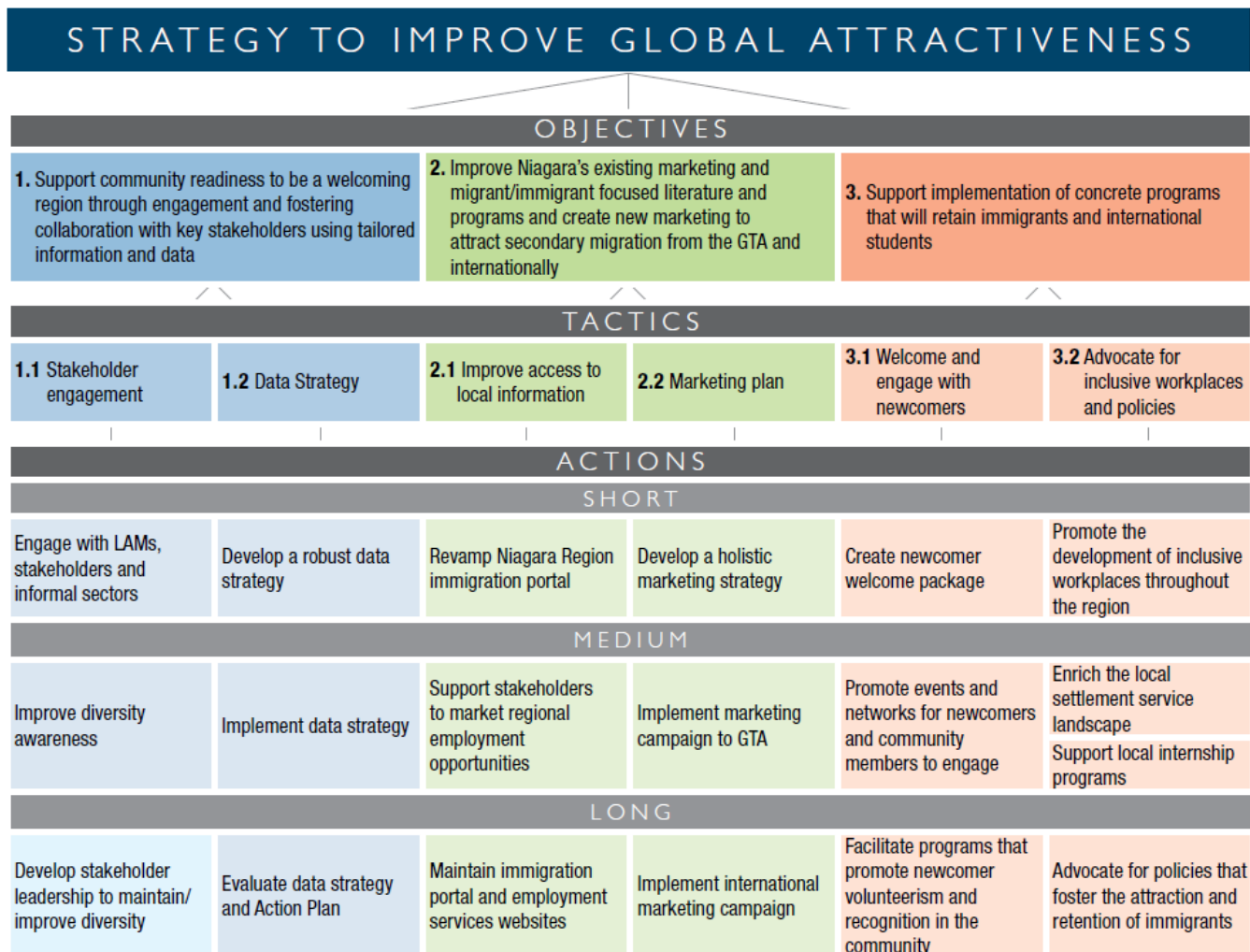
Submitted by:

Ron Tripp, P.Eng.
Acting Chief Administrative Officer

This report was prepared in consultation with Farzana Crocco, Strategic Marketing Manager; Sandy Dupuis, Corporate Performance Specialist; Donovan D'Amboise, Manager, Program Financial Support, and reviewed by Dr. Andrea Feller, Associate Medical Officer of Health.

Appendices

Appendix 1 Global Attractiveness Action Plan



Appendix 2 CIM Commitments - Current and Potential Future Activities

The municipality as a guardian of the public interest

1. Increase vigilance against systemic and individual racism and discrimination.

Current Internal Activities: HR policies

Potential Opportunities: Establish an external consultation or advisory committee

2. Monitor racism and discrimination in the community more broadly as well as municipal actions taken to address racism and discrimination.

Current Activities: None

Potential Opportunities: Report on the incidence of hate crimes, racism, and discrimination, as well as the responses taken, including areas such as housing, recreation, health, and other social programs

3. Inform and support individuals who experience racism and discrimination.

Current Internal Activities: HR Policies

Potential Opportunities: Use awareness materials and campaigns to inform citizens about their rights and obligations, including available resources and mechanisms for prevention and redress, as well as penalties for racist acts or behaviour and other forms of discrimination

4. Support policing services in their efforts to be exemplary institutions in combating racism and discrimination.

Potential Opportunities: Consult with local communities to hear concerns and receive input on responsive measures. Establish or enhance a comprehensive anti-racism and anti-discrimination vision statement and implement effective policies and procedures (including a complaints mechanism), as well as staff training to help prevent and respond to issues of racism and discrimination in policing services and in the community.

The municipality as an organization in the fulfillment of human rights

5. Provide equal opportunities as a municipal employer, service provider, and contractor.

Current Internal Activities: HR Policies

Current External Activities: Support Social Procurement

Potential Opportunities: Examine equity at a systemic level, such as auditing different aspects of the municipality's operations, including corporate planning, policy and program development, and procedures and practices with respect to employment, service delivery and contracting, as well as organizational culture; take steps to eliminate barriers; and finally, measure progress. Educate and sensitize elected officials and civil servants on mutual respect, citizenship and the obligation to protect and promote human rights.

6. Support measures to promote equity in the labour market.

Current Internal Activities: Corporate Diversity Training

Current External Activities: SAEO Employment Services, Bend the Curve

Potential Opportunities: In partnership with local chambers of commerce, set up a certification program for businesses, organizations, and professional bodies to integrate mechanisms into their own organizations for combating racism and building inclusive and respectful workplaces. Facilitate monitoring and removal of systemic barriers that impede fair and equitable access for full participation of Aboriginal and racialized communities in the economic life of the municipality, as well as access to professions and trades for foreign trained professionals.

7. Support measures to challenge racism and discrimination and promote diversity and equal opportunity in housing.

Current External Activities: 10 Year Housing and Homelessness Action Plan, Niagara Housing Statement

Potential Opportunities: Work with landlords and social housing providers, with the assistance of tenant associations and community organizations, including legal clinics, to adopt equitable policies and practices with respect to qualifying applicants and selecting tenants for market rent units consistent with human rights principles. Work with homebuilder, realtor, rental, hotel, tourist and hospitality associations to draw up anti-discrimination codes of practice for their respective industry businesses and organizations.

The municipality as a community sharing responsibility for respecting and promoting human rights and diversity

8. Involve citizens by giving them a voice in anti-racism initiatives and decision-making.

Current Internal and External Activities: Accessibility Advisory Committee, Lived Experience Advisory - homelessness, Mental Health Client Advisory, Youth Advisory Committee (YAC), Lived Experience Advisory Network (LEAN) - poverty, Council Strategic Plan (Shape Niagara)

Potential Opportunities: Take steps to facilitate and increase the representation of Aboriginal and racialized communities on municipal boards, commissions and committees. Organize regular community forums in collaboration with existing organizations and mechanisms in order to offer citizens an opportunity to discuss and be heard on issues of racism and discrimination in the municipality, including effectiveness of local policies and programs

9. Support measures to challenge racism and discrimination and promote diversity and equal opportunity in the education sector, and in other forms of learning

Current Internal Activities: Public Health – Indigenous Cultural Safety Training

Current External Activities: SAEO – Local Immigration Partnership (LIP)

Potential Opportunities: Support partnerships between educators and front-line community organizations to reach out to vulnerable youth whose access to education is adversely affected by bullying and violence or discriminatory discipline policies or practices. Create a program to recognize schools for their anti-racism and anti-discrimination initiatives.

10. Promote respect, understanding and appreciation of cultural diversity and the inclusion of Aboriginal and racialized communities into the cultural fabric of the municipality.

Current Internal Activities: Public Health - Indigenous Cultural Safety Training, Public Health - Health Equity Strategic Plan, Seniors Services and Community Programs – Diversity and Inclusivity Committee, Diversity Calendar for new International Plaza and Civic Park

Current External Activities: SAEO - LIP, 10 Year Housing and Homelessness Action Plan, Indigenous Community Engagement Consultant, Overdose Prevention and Education Network of Niagara (OPENN), Public Health - Health Equity Strategic Plan, Economic Development marketing and promotion of Niagara, Diversity Calendar for new International Plaza and Civic Park

Potential Opportunities: Support initiatives that increase expertise and capacity within ethno-cultural organizations to effect change in their communities and enable their members to participate fully in society. Promote awareness of the fact that integration of a community's cultural fabric, together with its economic, educational, social and security interests, strengthens and benefits the whole community.



Hamilton

**SELECTION COMMITTEE
REPORT 19-005**

8:45 a.m.

**Wednesday, October 16, 2019
Room 222, Hamilton City Hall
71 Main Street West**

Present: Councillors N. Nann (Vice-Chair), J. Farr, S. Merulla, M. Pearson and T. Whitehead

**Absent with
Regrets:** Councillors B. Johnson, L. Ferguson and B. Clark – City Business
Councillor C. Collins - Personal

THE SELECTION COMMITTEE PRESENTS REPORT 19-005 FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk advised that there were no changes to the agenda.

The agenda for the October 16, 2019 meeting of the Selection Committee was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)

(i) June 12, 2019 (Item 3.1)

The Minutes of the June 12, 2019 meeting of the Selection Committee were approved, as presented.

(d) PRIVATE & CONFIDENTIAL (Item 4)

The Committee deemed that a Closed Session discussion of Item 4.1 was not required, and approved the following in Open Session:

(i) Closed Session Minutes – June 12, 2019 (Item 4.1)

The Closed Session Minutes dated June 12, 2019 were approved, as presented, and remain confidential.

The Committee moved into Closed Session for Item 4.2 respecting an Increase in Citizen Membership to the Advisory Committee for Persons with Disabilities, 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.

(ii) Increase in Citizen Membership to the Advisory Committee for Persons with Disabilities (Item 4.2)

Staff were provided with direction in Closed Session.

(e) ADJOURNMENT (Item 5)

There being no further business, the Selection Committee adjourned at 9:10 a.m.

Respectfully submitted,

Councillor N. Nann, Vice-Chair
Selection Committee

Loren Kolar
Legislative Coordinator
Office of the City Clerk



SPECIAL GENERAL ISSUES COMMITTEE REPORT 19-022

9:30 a.m.

Wednesday, October 30, 2019
Council Chambers
Hamilton City Hall
71 Main Street West

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

Absent: Councillors L. Ferguson, J. Partridge, T. Whitehead – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 19-022, AND RESPECTFULLY RECOMMENDS:

**1. 2020 Updated Tax Supported Operating Budget Outlook and Mitigation
Options (FCS19054(a)) (City Wide) (Item 6.1)**

That Report FCS19054(a) - 2020 Updated Tax Supported Operating Budget Outlook and Mitigation Options, be received.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

The Committee Clerk advised that there were no changes to the agenda.

The agenda for the October 30, 2019 Special General Issues Committee meeting was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) STAFF PRESENTATIONS (Item 6)

(i) 2020 Updated Tax Supported Operating Budget Outlook and Mitigation Options (FCS19054(a)) (City Wide) (Item 6.1)

Mike Zegarac, General Manager, Finance & Corporate Services, addressed Committee and provided a PowerPoint presentation respecting Report FCS19054(a) - 2020 Updated Tax Supported Operating Budget Outlook and Mitigation Options.

The presentation, respecting Report FCS19054(a) - 2020 Updated Tax Supported Operating Budget Outlook and Mitigation Options, was received.

A copy of the presentation is available on the City's web site at www.hamilton.ca or through the Office of the City Clerk.

For disposition of this matter, please refer to Item 1.

(d) MOTIONS (Item 7)

The following Motion was DEFEATED:

(i) Possibility of Additional Revenue Tools (Item 7.1)

That staff be directed to ask the Province if the revenue tools provided to the City of Toronto are available to other municipalities and report back to the General Issues Committee.

(e) ADJOURNMENT (Item 10)

There being no further business, the General Issues Committee adjourned at 12:50 p.m.

Respectfully submitted,

Acting Deputy Mayor, B. Johnson
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk



PUBLIC WORKS COMMITTEE REPORT 19-015

9:30 a.m.

Monday, November 4, 2019

Council Chambers

Hamilton City Hall

71 Main Street West

Present: Councillors J.P. Danko (Vice-Chair), C. Collins, J. Farr, T. Jackson, S. Merulla, N. Nann, E. Pauls, M. Pearson, and A. VanderBeek

Absent with

Regrets: Councillors L. Ferguson (Chair) and T. Whitehead – Personal

Also Present: Councillors B. Clark and M. Wilson

THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 19-015 AND RESPECTFULLY RECOMMENDS:

1. **Citizen Committee Report from the Keep Hamilton Clean and Green Committee respecting the Keep Hamilton Clean and Green Committee's 2018-2022 Workplan (Item 7.2)**

That the Keep Hamilton Clean and Green Committee 2018-2022 Workplan, attached as Appendix "A" to Public Works Committee Report 19-015, be approved.

2. **Intersection Control List (PW19001(e)) (Wards 1, 2, 8, 12, 13 and 15) (Item 7.3)**

That the appropriate By-law be presented to Council to provide traffic control as follows:

Intersection		Stop Control Direction		Class	Comments / Petition	Ward
Street 1	Street 2	Existing	Requested			
Section "A" Ancaster						
(a)	Chambers	Chambers	NC	WB	A	New Street - 12

Intersection		Stop Control Direction		Class	Comments / Petition	Ward
Street 1	Street 2	Existing	Requested			
	Drive	Court			Plan of New Subdivision	
Section "B" Dundas						
(b)	York Road	Fieldgate Street	SB	All	B	Converting to allway stop – Clr approved 13
Section "C" Flamborough						
(c)	Hamilton Street	Barton Street	WB	All	A	Converting to allway stop – Clr approved 15
Section "E" Hamilton						
(d)	Queen Street (Westerly cut-off)	Aberdeen	NC	SW	C	Queen St. Conversion – Clr Approved 1
(e)	Caroline Street	York Boulevard	NC	NB	C	Two-Way Conversion – Clr approved 2
(f)	Caroline Street	Market Street	EB/WB/SB	All	B	Two-Way Conversion – Clr approved 2
(g)	Mountbatten Drive	Miami Drive	EB	ALL	A	Converting to all-way stop – Clr approved 8

Legend

No Control Existing (New Subdivision) - **NC**

Intersection Class: **A** - Local/Local **B** - Local/Collector **C** - Collector/Collector

3. Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 263 East 21st Street, Hamilton (PW19089) (Ward 7) (Item 8.5)

(a) That the application of the owner of 263 East 21st Street, Hamilton, to permanently close and purchase a portion of the unassumed alleyway abutting the North side of 263 East 21st Street, Hamilton, ("Subject Lands"), as shown on Appendix "B" attached to Public Works Committee Report 19-015, be approved, subject to the following conditions:

(i) That the applicant makes an application to the Ontario Superior Court of Justice, under Section 88 of the Registry Act, for an order

to permanently close the Subject Lands, if required by the City, subject to:

- (1) The General Manager of Public Works, or designate, signing the appropriate documentation to obtain any required court order; and,
 - (2) The documentation regarding any required application to the Ontario Superior Court of Justice being prepared by the applicant, to the satisfaction of the City Solicitor;
- (ii) 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;
 - (iii) That the applicant provide access to the City, upon confirmation of location, to trim any trees currently growing within the Subject Lands in accordance with the City of Hamilton By-Law 15-125 to Regulate Trees on or Affecting Public Property, to the satisfaction of the Ward Councillor;
 - (iv) That the applicant within 1 year of the Subject Lands being officially transferred, be responsible for the full replacement of the existing fence abutting the Subject Lands and the properties known as 484-496 Brucedale Avenue East, to the satisfaction of the Ward Councillor; and,
 - (v) That, subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved:
 - (1) The City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the alleyway, for enactment by Council;
 - (2) The Real Estate Section of the Planning and Economic Development Department be authorized and directed to enter into any requisite easement agreements necessary to affect the orderly disposition of the Subject Lands and to proceed to sell the closed alleyway to the owners of 263 East 21st Street, Hamilton, as described in Report PW19089, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;

- (3) The City Solicitor be authorized to complete the transfer of the Subject Lands to the owners of 263 East 21st Street, Hamilton, 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;
- (4) The City Solicitor be authorized and directed to register a certified copy of the by-laws permanently closing and selling the alleyway in the proper land registry office; and,
- (5) The Public Works Department publish any required notice of the City's intention to pass the by-laws and/or permanently sell the closed alleyway pursuant to City of Hamilton Sale of Land Policy By-law 14-204.

4. Wastewater Treatment Plant Bypass and Combined Sewer Overflow Reporting (PW19091) (City Wide) (Item 9.1)

- (a) That staff be directed to conduct a formal engineering study to analyse the unmonitored combined sewer overflow locations and assess the feasibility and budget estimates for monitoring installations, and that staff report back to the Public Works Committee no later than June 1, 2020 with an interim Information Report and no later than December 31, 2020 with the results of the study;
- (b) That staff be directed to report back to a future meeting of the Public Works Committee presenting an advanced external facing webpage that will provide information and answer questions about wastewater treatment plant bypasses and combined sewer overflows;
- (c) That the enhanced public notification protocol for bypasses at the wastewater treatment plant or at combined sewer overflow locations include a media release; and,
- (d) That federal and provincial funding be requested to assist in funding monitoring installations at thirteen unmonitored combined sewer overflow locations in the City of Hamilton.

5. Request for Legislation to Combat False "Flushability" Claims on Various Products

WHEREAS, numerous personal hygiene and medical products available to consumers indicate "flushable" on their packaging;

WHEREAS, these products create issues in municipal water/wastewater treatment systems because they do not breakdown;

THEREFORE, BE IT RESOLVED:

That the Federal and Provincial Governments initiate legislation to require the makers of “flushable” products to indicate that these products are “not flushable”.

6. Functional Traffic Study for Kenilworth Avenue from Main Street to Barton Street (PW17032(a)) (Ward 4) (Item 10.1)

- (a) That the proposed capital project for Kenilworth Avenue from Main Street to Barton Street be brought forward for consideration in the annual capital project programming process, to permit construction of Phase 1 (Britannia Avenue to Roxborough Avenue) and Phase 3 (Roxborough Avenue to Main Street) in 2027 or upon the completion of LRT;
- (b) That the design and construction of Phase 2 (Barton Street to Britannia Avenue) commence in 2020 and be completed in 2021, to be funded from the Ward 4 Area Rating Reserve Fund (108054) in an amount not to exceed \$300,000; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

7. Gage Park Accessible Swing Addition (Ward 3) (Item 11.1)

WHEREAS, Gage Park is an active City-wide park in Ward 3, with recreational amenities supporting the community;

WHEREAS, a community minded and engaged resident initiated a fundraising program to support the addition of an independent swing for children and adults in wheelchairs at the westerly play area of Gage Park; and,

WHEREAS, the addition of this new amenity would also require site preparation and rubber surfacing;

THEREFORE, BE IT RESOLVED:

- (a) That Environmental Services Division staff be directed to initiate the implementation of a new wheelchair swing at the Gage Park westerly play area, including site preparation, rubber surfacing and swing, with an upset limit of \$50,000, to be funded from the Ward 3 Area Rating Reserve Account 108053;

- (b) That money received by the City from the citizen-led fundraising program for the implementation of a new wheelchair swing at the Gage Park westerly play area, be placed in the Ward 3 Area Rating Reserve Account 108053 to offset the costs of the project; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents for the implementation of a new wheelchair swing at the Gage Park westerly play area, with such terms and conditions in a form satisfactory to the City Solicitor.

8. RA Riddell School and Gilkson Park Improvements (Ward 14) (Item 11.2)

WHEREAS, an existing basketball court located on Hamilton Wentworth School Board (HWDSB) lands at 200 Cranbrook Drive (RA Riddell School), adjacent to Gilkson Park, provides active use for the Gilkson community residents;

WHEREAS, the basketball court was constructed and maintained by the City of Hamilton on HWDSB lands in 1994;

WHEREAS, the basketball court is beyond its lifecycle and the community and park users would benefit from the replacement of this amenity; and,

WHEREAS, the community and park users would also benefit from a pathway connection from the play structure to the basketball court;

THEREFORE, BE IT RESOLVED:

- (a) That the existing basketball court located at 200 Cranbrook Drive, adjacent to Gilkson Park, be replaced with a new standard multi-use court and new park pathway, at a cost of \$120,000, to be funded from the Ward 14 Area Rating Account #108064; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents for the replacement of the existing basketball court located at 200 Cranbrook Drive with a new standard multi-use court and new park pathway, with such terms and conditions in a form satisfactory to the City Solicitor.

9. Investigation of the Installation of a Traffic Signal at the Intersection of Beach Boulevard and Eastport Drive (Ward 5) (Item 11.3)

WHEREAS, Hamilton Beach Neighbourhood residents have noticed an increase in the volume and speed of vehicles travelling along Eastport Drive;

WHEREAS, Eastport Drive is the alternative route to the Queen Elizabeth Way during service interruptions on the QEW;

WHEREAS, Eastport Drive can become quite congested during full or partial closures on the QEW, creating an unsafe condition for motorists attempting to turn in or out of the Beach neighbourhood;

WHEREAS, residents have requested the installation of a traffic signal at the aforementioned intersection to assist with safe access in and out of their neighbourhood; and,

WHEREAS, Eastport Drive is maintained by the Province of Ontario;

THEREFORE, BE IT RESOLVED:

That the City of Hamilton request the Ministry of Transportation to investigate the installation of a traffic signal at the intersection of Beach Boulevard and Eastport Drive.

10. Mohawk Sports Park Ball Diamond Lighting Improvements (Ward 6) (Item 11.4)

WHEREAS, ball diamond #3, located in Mohawk Sports Park is consistently booked by user groups such as, the Cardinals Association; and,

WHEREAS, ball diamond #3 would benefit from the installation of sport lighting to extend the duration of playable time for user groups;

THEREFORE, BE IT RESOLVED:

- (a) That the Parks & Cemeteries Section of Public Works be directed to install sport lighting at Mohawk Sports Park ball diamond #3 with funding to be allocated from the Ward 6 Area Rating Account #108056 to an upset limit of \$300,000;
- (b) That \$12,000 for the annual cost of electricity and maintenance be included in the Parks and Cemeteries Section's 2020 annual base operating budget; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

11. Traffic Island Beautification at the Intersections of Upper Gage Avenue and Stone Church Road East, Upper Ottawa Street and Unsworth Drive, and Dartnall Road and Stone Church Road East (Ward 6) (Item 11.5)

WHEREAS, there is interest from Ward 6 Residents in converting select traffic islands from concrete or other surfacing to annual plant material to beautify the roadway;

WHEREAS, floral beautification of traffic medians is appreciated by residents and visitors to the City of Hamilton; and,

WHEREAS, floral beautification increases the public profile of the City of Hamilton;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to convert existing traffic islands to floral traffic islands for beautification at the intersections of Upper Gage Avenue and Stone Church Road East, Upper Ottawa Street and Unsworth Drive, and Dartnall Road and Stone Church Road East, at a cost of \$126,317, to be funded from the Ward 6 Area Rating Reserve (108056);
- (b) That \$18,755 for the annual planting, irrigation and maintenance of the traffic islands at the intersections of Upper Gage Avenue and Stone Church Road East, Upper Ottawa Street and Unsworth Drive, and Dartnall Road and Stone Church Road East be included in the Public Works Department's 2020 annual base operating budget; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents for the beautification of the traffic islands at the intersections of Upper Gage Avenue and Stone Church Road East, Upper Ottawa Street and Unsworth Drive, and Dartnall Road and Stone Church Road East, with such terms and conditions in a form satisfactory to the City Solicitor.

12. Replacement of Deficient Portions of Pathways and the Multi-Use Court Within Father Sean O'Sullivan Memorial Park (Ward 5) (Item 11.6)

WHEREAS, portions of the pathways through Father Sean O'Sullivan Memorial Park were recently assessed and determined to be in fair to poor condition; and,

WHEREAS, the multi-use court within Father Sean O'Sullivan Memorial Park was recently assessed and determined to be in poor condition;

THEREFORE, BE IT RESOLVED:

- (a) That the deficient portions of pathways and the multi-use court within Father Sean O’Sullivan Memorial Park be replaced at an estimated cost of \$160,000, to be funded from the Ward 5 Area Rating Reserve (108055); and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents for the replacement of deficient portions of pathways and the multi-use court within Father Sean O’Sullivan Memorial Park, with such terms and conditions in a form satisfactory to the City Solicitor.

13. Traffic Island Beautification on Kenilworth Avenue South, Hamilton (Ward 4) (Item 11.7)

WHEREAS, there is interest from Ward 4 Residents to convert traffic islands to allow for the installation of annual plant material to beautify the roadway;

WHEREAS, floral beautification of traffic islands is appreciated by residents and visitors to the City of Hamilton; and,

WHEREAS, floral beautification increases the public profile of the City of Hamilton;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to convert the existing hard surface traffic island on Kenilworth Avenue South to a floral traffic island for beautification, at a cost of \$55,650, to be funded from the Ward 4 Area Rating Reserve (108054);
- (b) That \$15,830 for the annual planting and maintenance of the traffic island be added to the Public Works Department’s 2020 annual base operating budget; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents for the beautification of the traffic island on Kenilworth Avenue South, with such terms and conditions in a form satisfactory to the City Solicitor.

14. Beautification of T.B. McQuesten Community Park Entrance and Traffic Island Beautification on Upper Sherman Avenue, Hamilton (Ward 7) (Item 11.8)

WHEREAS, there is interest from Ward 7 Residents to convert select traffic islands to allow for the installation of irrigation and annual plant material to beautify the roadway;

WHEREAS, floral beautification of traffic medians is appreciated by residents and visitors to the City of Hamilton; and,

WHEREAS, floral beautification increases the public profile of the City of Hamilton;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to convert the T.B. McQuesten Community Park entrance on Upper Wellington Street and the existing traffic island on Upper Sherman Avenue, south of the Lincoln M. Alexander Parkway, to floral features for beautification, at a cost of \$98,500, be funded from the Ward 7 Area Rating Reserve (108057);
- (b) That \$26,400 for the annual planting, irrigation and maintenance of the T.B. McQuesten Community Park entrance on Upper Wellington Street and the existing traffic island on Upper Sherman Avenue, south of the Lincoln M. Alexander Parkway, be added to the Public Works Department's 2020 annual base operating budget; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents for the beautification of the T.B. McQuesten Community Park entrance on Upper Wellington Street and the existing traffic island on Upper Sherman Avenue, south of the Lincoln M. Alexander Parkway, with such terms and conditions in a form satisfactory to the City Solicitor.

15. Valley Park Sign Evergreen Planting and Christmas Light Installation Upgrades (Ward 9) (Added Item 11.9)

WHEREAS, there is an existing landscaped gateway sign feature in Valley Park;

WHEREAS, the citizens of Ward 9 would like to enhance the gateway sign at Valley Park with evergreen trees to be installed and maintained by the Forestry & Horticulture Section, Environmental Services Division of the City of Hamilton; and,

WHEREAS, the citizens of Ward 9 would like the to enhance the gateway sign in Valley Park with Christmas Lights on the evergreen trees, installed and maintained by the Parks & Cemeteries Section, Environmental Services Division of the City of Hamilton;

THEREFORE, BE IT RESOLVED:

- (a) That the supply, installation and maintenance of six evergreen trees adjacent to the Valley Park gateway sign, at a cost of \$4,500, be funded from the Ward 9 Area Rating Reserve (108059);
- (b) That the supply and installation of an underground conduit and power pedestal, at a cost of \$3,500, be funded from the Ward 9 Area Rating Reserve (108059);
- (c) That \$2,000 for the annual installation and maintenance of lights be added to the Public Works Department's 2020 annual base operating budget; and,
- (d) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents for the installation and maintenance of evergreen trees and lighting within Valley Park, with such terms and conditions in a form satisfactory to the City Solicitor.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

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

6. DELEGATION REQUESTS (Item 6)

- 6.1 Tom Ker respecting Various Road Infrastructure Concerns and the Storm Sewer Remediation Project (for a future meeting)

8. PUBLIC HEARINGS / DELEGATIONS (Item 8)

- 8.1 Larry Di Ianni, Monument Builders of Hamilton, respecting the City of Hamilton's Cemeteries Business Plan

Rescheduled to November 18, 2019 at the request of the Delegate.
- 8.2 Doug King, Ontario Monument Builders Association, respecting the City of Hamilton's Cemeteries Business Plan

Rescheduled to November 18, 2019 at the request of the Delegate.
- 8.3 Warren Haley, Sharp Monuments, respecting the City of Hamilton's Cemeteries Business Plan

Rescheduled to November 18, 2019 at the request of the Delegate.

- 8.4 Marty Langlois, Woodland Memorials, respecting the City of Hamilton's Cemeteries Business Plan

Rescheduled to November 18, 2019 at the request of the Delegate

12. NOTICES OF MOTION (Item 12)

- 12.1 Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste (City Wide)
- 12.2 Valley Park Sign Evergreen Planting and Christmas Light Installation Upgrades (Ward 9)

The agenda for the November 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) September 30, 2019 (Item 4.1)

The Minutes of the September 30, 2019 meeting of the Public Works Committee were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

(i) Tom Ker respecting Various Road Infrastructure Concerns and the Storm Sewer Remediation Project (for a future meeting) (Added Item 6.1)

The delegation request, submitted by Tom Ker, respecting Various Road Infrastructure Concerns and the Storm Sewer Remediation Project, was approved for a future meeting.

(e) CONSENT ITEMS (Item 7)

(i) Various Advisory Committee/Sub-Committee Minutes (Item 7.1)

The minutes of the following Advisory/Sub-Committees, were received:

- (1) Waste Management Advisory Committee - June 11, 2019 (Item 7.1(a))
- (2) Hamilton Cycling Committee - September 4, 2019 (Item 7.1(b))
- (3) Keep Hamilton Clean and Green Advisory Committee - September 17, 2019 (Item 7.1(c))

(f) PUBLIC HEARINGS / DELEGATIONS (Item 8)

(i) Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 263 East 21st Street, Hamilton (PW19089) (Ward 7) (Item 8.5)

Councillor Danko advised that notice of the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 263 East 21st Street, Hamilton (PW19089) (Ward 7) 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. Four individuals came forward.

Non-Registered Speakers:

1. Kelvin Edwards

Kelvin Edwards addressed the Committee with concerns respecting the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 263 East 21st Street, Hamilton.

2. Debbie Riddell

Debbie Riddell addressed the Committee with concerns respecting the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 263 East 21st Street, Hamilton.

3. Robert McQueen

Robert McQueen addressed the Committee in support of the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 263 East 21st Street, Hamilton.

4. **Richard McQueen**

Richard McQueen addressed the Committee in support of the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 263 East 21st Street, Hamilton.

The non-registered delegations were received.

The public meeting was closed.

For further disposition of this matter, refer to Item 3.

(g) **STAFF PRESENTATIONS (Item 9)**

(i) **Wastewater Treatment Plant Bypass and Combined Sewer Overflow Reporting (PW19091) (City Wide) (Item 9.1)**

Nick Winters, Director, Water & Wastewater Operations, addressed Committee respecting Report PW19091 - Wastewater Treatment Plant Bypass and Combined Sewer Overflow Reporting, with the aid of a presentation and a video.

The presentation and the video, respecting Report PW19091 - Wastewater Treatment Plant Bypass and Combined Sewer Overflow Reporting, were received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

The video that was shown, respecting a Combined Sewer System Overview, can be found at the following link:
<https://www.youtube.com/watch?v=iewH6iJMtS0>

Report PW19091, respecting the Wastewater Treatment Plant Bypass and Combined Sewer Overflow Reporting, was **amended** by revising recommendation (a), as follows:

- (a) That staff be directed to conduct a formal engineering study to analyse the unmonitored combined sewer overflow locations and assess the feasibility and budget estimates for monitoring installations, and that staff report back to ~~a future meeting of~~ the Public Works Committee **no later than June 1, 2020 with an interim Information Report and no later than December 31, 2020** with the results of the study;

Report PW19091, respecting the Wastewater Treatment Plant Bypass and Combined Sewer Overflow Reporting, was further **amended** by adding recommendations (c) and (d), as follows:

- (c) ***That the enhanced public notification protocol for bypasses at the wastewater treatment plant or at combined sewer overflow locations include a media release; and,***
- (d) ***That federal and provincial funding be requested to assist in funding monitoring installations at thirteen unmonitored combined sewer overflow locations in the City of Hamilton.***

For further disposition of this matter, refer to Item 4.

From the discussion respecting the Wastewater Treatment Plant Bypass and Combined Sewer Overflow Reporting, a motion respecting products with false “Flushability” claims was put forward.

For disposition of this matter, refer to Item 5.

(h) **DISCUSSION ITEMS (Item 10)**

(i) **Functional Traffic Study for Kenilworth Avenue from Main Street to Barton Street (PW17032(a)) (Ward 4) (Item 10.1)**

Report PW17032(a), respecting a Functional Traffic Study for Kenilworth Avenue from Main Street to Barton Street, was **amended** by revising recommendation (a) and adding recommendations (b) and (c), as follows:

- (a) That the proposed capital project for Kenilworth Avenue from Main Street to Barton Street be brought forward for consideration in the annual capital project programming process, to permit construction ***of Phase 1 (Britannia Avenue to Roxborough Avenue) and Phase 3 (Roxborough Avenue to Main Street)*** in 2027 or upon the completion of LRT;
- (b) ***That the design and construction of Phase 2 (Barton Street to Britannia Avenue) commence in 2020 and be completed in 2021, to be funded from the Ward 4 Area Rating Reserve Fund (108054) in an amount not to exceed \$300,000; and,***
- (c) ***That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.***

For further disposition of this matter, refer to Item 6.

(i) **NOTICES OF MOTION (Item 12)**

Vice-Chair Danko relinquished the Chair to Councillor Jackson to introduce the following Notice of Motion:

(i) **Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste (City Wide) (Added Item 12.1)**

WHEREAS, in September 2019 City staff reported that the successful Request for Proposal for the Operations and Maintenance of the Material Recycling Facility would result in a net annual increase in cost of \$2.697 million for a total increase in cost to taxpayers of \$13.485 million over the five-year contract term;

WHEREAS, Hamilton taxpayers are facing significant municipal property tax increases in the following years and Council is dedicated to identifying savings and efficiencies in waste management;

WHEREAS, in October 2019 the Regional Municipality of Niagara approved changing from weekly collection of one container of landfill waste to bi-weekly collection of two containers of landfill waste;

WHEREAS, nine comparable municipalities including Halton, Waterloo and Ottawa all have bi-weekly collection of landfill waste which has resulted in significant improvements to diversion from landfills;

WHEREAS, the City of Hamilton has a landfill waste diversion goal of 65%;

WHEREAS, the City of Hamilton currently has a landfill waste diversion rate between 40% to 50% which has remained stagnant over the last several years;

WHEREAS, it is estimated that bi-weekly landfill waste collection will improve diversion rates and for every 5% of landfill waste diverted, the life of the Glanbrook Landfill would be extended by another four years resulting in an estimated value to taxpayers of \$63 million in landfill space;

WHEREAS, in January 2012 City staff recommended bi-weekly collection of landfill waste as the preferred option for the 2013 to 2020 waste collection service contract with an estimated savings of approximately \$3 million annually over the collection period of 2013 to 2020;

WHEREAS, in April 2017 the previous term of Council directed staff to “investigate opportunities for various alternative service delivery methods for the City’s waste collection programs for Council’s consideration, while retaining the current public/private service delivery model, the weekly collection service and the garbage collection days...”;

WHEREAS, City Staff executed a contractual one-year extension to the 2013 to 2020 waste collection service contract in order to evaluate impacts of the Waste Free Ontario Act, Extended Producer Responsibility; and,

WHEREAS, City staff are currently preparing a Request for Proposals for waste collection services including the weekly collection of landfill waste, bulk waste, yard waste, organic waste and front-end bin service garbage collection for the term of 2021-2028, and weekly collection of recyclables for the term of 2021 to 2025 to align with the Waste Free Ontario Act, Extended Producer Responsibility;

THEREFORE, BE IT RESOLVED:

- (a) That staff amend the Request for Proposals for waste collection services that is currently being prepared to include the following two separate options for private sector bid:
 - (i) **CONTRACTED WEEKLY LANDFILL WASTE COLLECTION** of a single container of landfill waste and weekly collection of recycling, call-in bulk waste, yard waste, organic waste and front-end bin service garbage collection; and,
 - (ii) **CONTRACTED BI-WEEKLY LANDFILL WASTE COLLECTION** of two containers of landfill waste and maintaining weekly collection of recycling, call-in bulk waste, yard waste, organic waste and front-end bin service garbage collection;
- (b) That staff conduct an internal costing exercise to bring the procured waste collection service contract work in-house including the following two separate options:
 - (i) **CITY WEEKLY LANDFILL WASTE COLLECTION** of a single container of landfill waste and weekly collection of recycling, call-in bulk waste, yard waste, organic waste and front-end bin service garbage collection; and,
 - (ii) **CITY BI-WEEKLY LANDFILL WASTE COLLECTION** of two containers of landfill waste and maintaining weekly collection

of recycling, call-in bulk waste, yard waste, organic waste and front-end bin service garbage collection;

- (c) That staff report back to the Public Works Committee on the results of the private sector bid for waste collection services and the staff internal costing exercise to bring the procured waste collection service contract work in-house.

Vice-Chair Danko assumed the Chair.

(ii) Valley Park Sign Evergreen Planting and Christmas Light Installation Upgrades (Ward 9) (Added Item 12.2)

Councillor Jackson introduced a Notice of Motion respecting Valley Park Sign Evergreen Planting and Christmas Light Installation Upgrades.

The Rules of Order were waived to allow for the introduction of a Motion respecting Valley Park Sign Evergreen Planting and Christmas Light Installation Upgrades.

For further disposition of this matter, refer to Item 15.

Councillor Collins introduced the following Notice of Motion:

(iii) Removal of a City-Owned Tree at 107 First Street North, Hamilton (Ward 5) (Added Item 12.3)

WHEREAS, a City of Hamilton tree has caused extreme damage to the foundation of the home 107 First Street North, Hamilton;

THEREFORE, BE IT RESOLVED:

That Forestry Staff be directed to remove the City-owned 62cm Siberian Elm tree at 107 First Street North, Hamilton.

(j) 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 Requiring a New Due Date:

- (i) PRESTO Operating Agreement
Item on OBL: N
Current Due Date: November 4, 2019
Proposed New Due Date: November 14, 2019
 - (ii) Red Hill Valley Project Integrated Environmental
Monitoring Program
Item on OBL: Z
Current Due Date: November 18, 2019
Proposed New Due Date: December 2, 2019
 - (iii) Minimum Maintenance Standards Changes
Item on OBL: AC
Current Due Date: November 4, 2019
Proposed New Due Date: Q3 2020
 - (iv) Lincoln M. Alexander Parkway (LINC) and Red Hill Valley
Parkway (RHVP) Transportation and Safety Update
Item on OBL: AE
Current Due Date: December 2, 2019
Proposed New Due Date: March 2020
 - (v) Friends of the Aviary Business Case Review and Extension
of Agreement
Item on OBL: AM
Current Due Date: November 18, 2019
Proposed New Due Date: December 2, 2019
 - (vi) Additional Report on Vision Zero
Item on OBL: AP
Current Due Date: November 4, 2019
Proposed New Due Date: December 2, 2019
 - (vii) Certificate of Recognition (COR™) Program
Item on OBL: AQ
Current Due Date: November 4, 2019
Proposed New Due Date: March 23, 2020
- (b) Items Considered Complete and Needing to be Removed:
- (i) Timely Notice of Any Discharges of Untreated or Partially
Treated Sewerage into Hamilton Harbour from Local
Municipal Sewerage Treatment Plants
Addressed as Item 9.1 on today's agenda - Report PW19091
Item on OBL: AJ

- (ii) Functional Traffic Study for Kenilworth Avenue from Main Street to Barton Street
Addressed as Item 10.1 on today's agenda - Report PW17032(a)
Item on OBL: J

(k) ADJOURNMENT (Item 15)

There being no further business, the Public Works Committee was adjourned at 11:09 a.m.

Respectfully submitted,

Councillor J.P. Danko
Vice-Chair, Public Works Committee

Alicia Davenport
Legislative Coordinator
Office of the City Clerk

Keep Hamilton Clean and Green Committee 2018-2022 Work Plan

Introduction

The role of the Keep Hamilton Clean and Green Committee is to encourage Hamilton residents, property owners and visitors to engage in neighbourhood and City initiatives that aim to beautify our community and prevent litter, illegal dumping, and graffiti as well as promoting desired behaviours in the community that support the Clean and Green Hamilton goals.

Throughout its existence, the Keep Hamilton Clean and Green Committee has supported the implementation of the City's Clean and Green Strategy. It was determined that their four-year work plan would include implementation of actions related to the theme areas with the existing strategy. In addition to this, it was recognized by the committee that the time has come to update the strategy.

Background

This work plan was developed by LURA Consulting in collaboration with the Keep Hamilton Clean and Green Committee, based on the current themes of the Clean and Green Strategy (Litter, Illegal Dumping, Graffiti, Beautification and Environmental Stewardship). The activities that informed the workplan included an ideation session, an online survey, and an implementation session, detailed below:

- **Ideation Session** – Committee members were asked to reflect on their motivations to join the committee and how their interests aligned with the theme areas within the current Clean and Green Strategy. Members were also asked to identify 3 goals they would like to achieve during their term on the Committee. Following this activity, LURA facilitated a discussion on what is being done within each area of focus, and by whom, to understand the current conditions and identify potential partners.
- **Online Survey** – following the first session, LURA staff synthesized the actions and asked committee members how they would like to implement the actions, who should be involved in implementation, and what they felt were the most important actions through an online survey.
- **Implementation Session** – LURA staff presented the results of the survey to the Committee and discussed any actions that required further clarification for implementation.

Work Plan

The following work plan is organized by the theme areas of the existing Clean and Green Strategy, in addition to an "Other" section which includes broader actions that apply across all theme areas.

The tables for each area of focus outline the action, the method for implementation, timeline, leaders, and potential partners to involve.

Area of Focus	Action	Implementation Stream	Timeline (start date)	Lead	Potential Partners	Possible Committee actions / role (for discussion purpose only)
Litter	Use Team-Up to Clean-Up data to inform future engagement efforts regarding litter.	Partnerships Education	2019	City Staff (technical work) with Committee Support (input on how to use the data)	Community/Neighbourhood groups	Invite City staff to present technical work at a Cmte meeting; Cmte members to provide advice and feedback. Committee to review list of TUTCU participants (formal groups) and recommend other groups for City staff to engage with.
Litter	Spread the message of anti-littering	Partnerships	2021	City Staff and Committee Members	Environmental groups Community/Neighbourhood groups Schools and students Business Improvement Areas (BIAs) Great Shoreline Clean-Up Stewards of Cootes	Share Great Canadian Shoreline data card/annual results
Litter	Educate the public about the impacts of litter on Hamilton's natural environment	Education	2022	City Staff with Committee Support	Schools and students Stewards of Cootes Neighbourhood groups Great Shoreline Clean-Up Business Improvement Areas	Committee to consult with community organizations and residents about key challenges/issues to develop messaging/themes

Area of Focus	Action	Implementation Stream	Timeline (start date)	Lead	Potential Partners	Possible Committee actions / role (for discussion purpose only)
Illegal dumping	Provide education on free large-item removal to prevent illegal dumping.	Education (staff and public)	2020	City Staff with Committee Support	Residents	Committee to consult with City staff and external groups about commonly dumped item and dumping areas Consider implementing or funding appropriate action (e.g. social media campaign)
Illegal dumping	Foster a sense of pride and beautify neighbourhoods historically known as being dumping grounds.	Events Partnerships	2021	City Staff with Committee Support	Community/Neighbourhood groups Residents/Local Champions	Consider hosting or supporting neighbourhood "bin day" events in partnership with local groups
Illegal dumping	Educate community on the reporting process for illegal dumping bylaw enforcement.	Education	2022	Committee Members	City Staff	Invite City staff to present their work to the Committee and provide feedback on process improvements

Area of Focus	Action	Implementation Stream	Timeline (start date)	Lead	Potential Partners	Possible Committee actions / role (for discussion purpose only)
Beautification	Implement de-pave projects across the City to add more garden space.	Events Education	2022	City Staff with Committee Support	Green Venture Community/Neighbourhood groups	Invite Green Venture to present their work to the Committee Consider participation or possible sponsorship

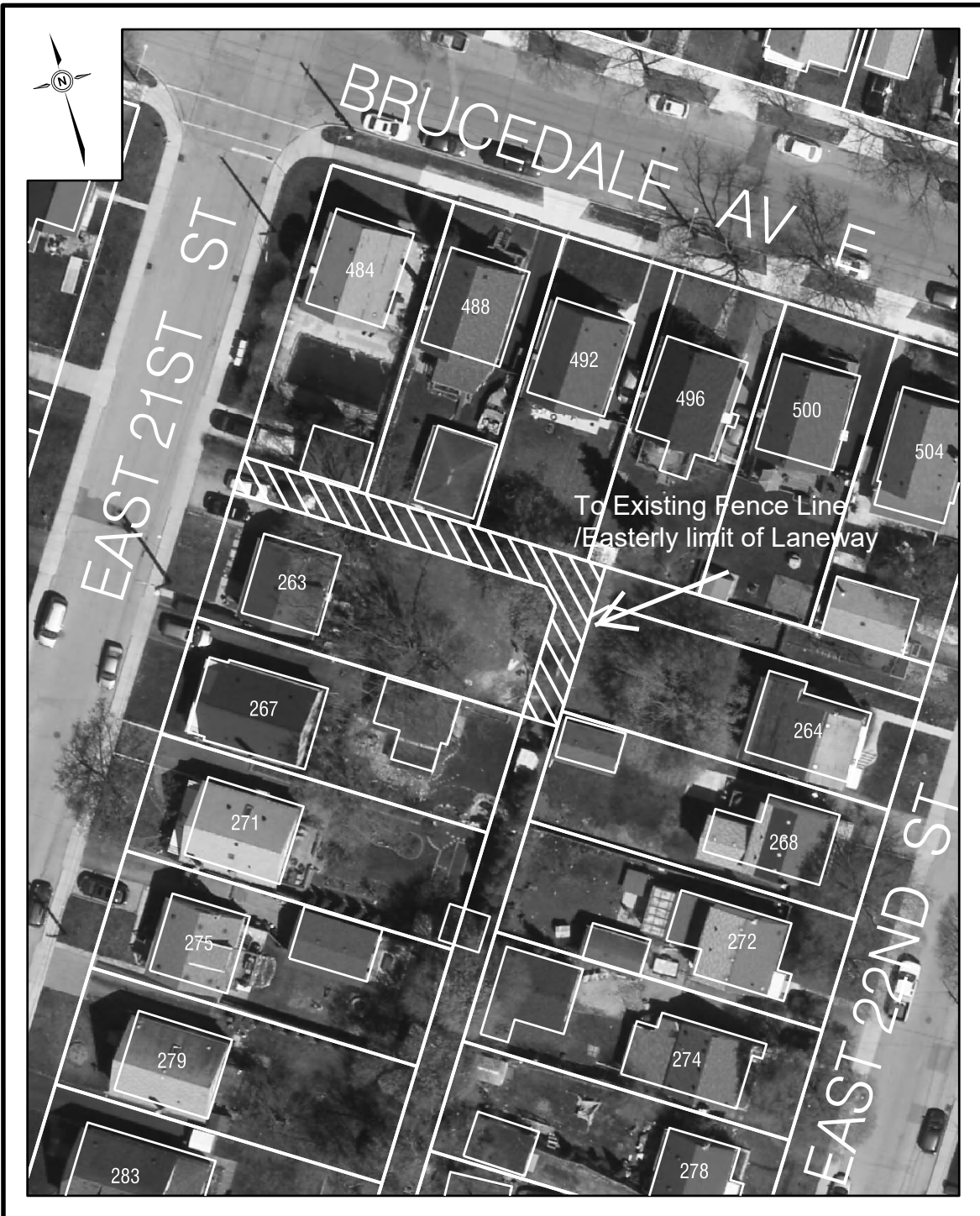
Beautification	Promote pollinator and gardens including native plants.	Education	2021	City Staff with Committee Support	Hamilton Naturalists Club Environment Hamilton Green Venture Community/Neighbourhood groups	Invite organization to present their work to the Committee Consider participation or possible sponsorship
Beautification	Develop a reputation for being a beautiful city through beautification and landscaping in the city (i.e. gateway and medians).	Partnerships Programs	On-going	City Staff with Committee Support	City Staff (e.g. horticulture) Business Improvement Areas (BIAs) Community/Neighbourhood groups Tourism Hamilton	Committee could participate in the Mum Show (e.g. create and deliver a booth or sponsor a workshop in 2020 for 100 th anniversary)

Area of Focus	Action	Implementation Stream	Timeline (start date)	Lead	Potential Partners	Possible Committee actions / role (for discussion purpose only)
Graffiti	Continue providing support for victims of graffiti.	Programs	On-going	City Staff with Committee Support	Community/Neighbourhood groups	Continue providing funds for graffiti initiatives Encourage public use of graffiti reporting tools Provide feedback and advice on development of a "Graffiti Angels" volunteer cleanup program
Graffiti	Support "green" graffiti and art projects through partnerships with local artists and youth.	Events Partnerships	2019	City Staff with Committee Support	Local artists Youth Schools and students Community/Neighbourhood groups City Councillors	Provide funding and feedback on legal art wall pilot projects Support and promote Concrete Canvas event and activities

Area of Focus	Action	Implementation Stream	Timeline (start date)	Lead	Potential Partners	Possible Committee actions / role (for discussion purpose only)
Environmental Stewardship	Support the development of a private tree protection by-law.	Engagement/ Consultation	On-going	Committee Members	City Staff Environmental Groups	Invite City staff to present to the Committee, provide feedback and advice Provide letter of support when staff report re. bylaws are considered by City Council or Committees
Environmental Stewardship	Build relationships with local environmental groups to support climate change mitigation projects.	Partnerships	On-going	City Staff and Committee Members	Environment Hamilton Hamilton Naturalists Club Green Venture Bay Area Restoration Council Eco-Schools Centre for Climate Change Management at Mohawk College	Invite groups to present to Committee Provide funding (through C&G grants) to local groups
Environmental Stewardship	Increase green infrastructure across the City to support stormwater management.	Programs Education	2021	City Staff with Committee Support	Green Venture Environment Hamilton Hamilton Naturalists Club Community/Neighbourhood groups	Build awareness based on participation "depave" activity above
Environmental Stewardship	Provide education on the value of trees to increase the canopy.	Education Events	2020	City Staff with Committee Support	Hamilton Naturalists Club Environment Hamilton Community/Neighbourhood groups	Invite City staff to present to the Committee about the City's free street tree program and provide advice about promoting the program Connect with community tree planting organizations to learn about their initiatives
Environmental Stewardship	Support development and implementation of a strategy or policy to phase out single use	Policy Education	2020	City Staff and Committee Members	City Councillors Environmental groups Community/Neighbourhood groups Schools and students Local businesses	Request Cllr Nann to present the zero waste strategy to the KHCG

	plastics across the City.					
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Area of Focus	Action	Implementation Stream	Timeline (start date)	Lead	Potential Partners	Possible Committee actions / role (for discussion purpose only)
Other	Update the Hamilton Clean and Green Strategy (and include metrics for reporting on progress to the community and Council).	Refresh of Strategy	2020	Committee Members with Staff Support	Environmental groups Community/Neighbourhood groups Local businesses	Provide input to staff Assist in development of a public opinion survey Recommend stakeholders
Other	Recognize Clean and Green leaders for their work.	Awards Incentives	On-going	City Staff with Committee Support	Environmentalist of the Year Planning Committee	Create organization, individual or project profiles on Clean & Green facebook page Fund an Environmentalist of the Year sub-category (e.g. youth) award
Other	Support resident-driven Clean and Green initiatives.	Partnerships	On-going	Committee Members with Staff Support	Community/Neighbourhood groups Residents	Continue to provide Clean & Green grants Celebrate and acknowledge grant recipients
Other	Engage communities on Clean and Green projects and encourage behaviour change.	Education Grants	On-going	Committee Members with Staff Support	Residents Community/Neighbourhood groups	Host guest speaker events



PROPOSED CLOSURE OF PORTION OF UNASSUMED ALLEY AT 263 EAST 21ST ST

Geomatics & Corridor Management Section
Public Works Department

LEGEND

 Lands to be Closed



PLANNING COMMITTEE REPORT

19-017

November 5, 2019

9:30 a.m.

**Council Chambers, Hamilton City Hall
71 Main Street West**

Present: Councillors M. Pearson (Chair), J. Farr (1st Vice Chair), C. Collins, B. Johnson (2nd Vice Chair), B. Clark, M. Wilson, J.P. Danko, J. Partridge, T. Whitehead

Also in Attendance: Councillor E. Pauls

THE PLANNING COMMITTEE PRESENTS REPORT 19-017 AND RESPECTFULLY RECOMMENDS:

- 1. Hamilton Municipal Heritage Committee Report 19-008 (Item 7.1)**
 - (i) 2019 Staff Work Plan Update (PED19204) (City Wide) (Item 10.1)**
That Report PED19204 respecting the 2019 Staff Work Plan Update, be received.
 - (ii) Education and Communication Working Group Proposal respecting a Heritage Workshop (Added Item 10.2)**
 - (a) That the proposal to conduct a Heritage Workshop for the public on February 20, 2020 (during Heritage Week), and attached to Planning Committee Report 19-017 as Appendix "A", be approved; and
 - (b) That the cost of catering and potential room rental to host a Heritage Workshop for the public, to an upset of \$350, be approved and funded from Account 57540-812040.
- 2. Adjustments to School Crossing Guard Locations (PED19212) (Wards 1, 3, 5, 9, 13 and 15) (Item 7.2)**
 - (i) That the revised list of school crossing guard locations resulting from school closures, openings, construction projects, walking patterns and

lunch program changes in Wards 1, 3, 5, 9, 13, and 15 as outlined in Appendix “B” attached to Planning Committee Report 19-017, be approved;

- (ii) That staff be authorized and directed to consult with the affected Ward Councillors and to use delegated authority for adding and/or removing school crossing guards prior to City Council approval for any proposed changes by the Hamilton-Wentworth District School Board (HWDSB) and the Hamilton-Wentworth Catholic District School Board (HWDCSB) for the 2020/2021 school year.

3. Active Official Plan Amendment, Zoning By-law Amendment and Plan of Subdivision Applications (PED19205) (City Wide) (Item 7.3)

That Report PED19205 respecting Active Official Plan Amendment, Zoning By-law Amendment and Plan of Subdivision Applications, be received.

4. Application for Zoning By-law Amendment for Lands Located at 2798 and 2804 King Street East and 8 Vienna Street, Hamilton (PED19209) (Ward 5) (Item 8.1)

- (a) That Zoning By-law Amendment Application ZAR-19-037 by Tommar Construction Co. Limited and Tamlann Investments Ltd. c/o Sam Desto, Owner, for a change in zoning from the “AA” (Agricultural) District to the “C/S-1790” (Urban Protected Residential, Etc.) District, Modified (Block 1) for lands located at 2798 and a portion of 2804 King Street East, Hamilton and for a modification to the “C” (Urban Protected Residential, Etc.) District (Block 2), for a portion of the lands located at 8 Vienna Street, Hamilton, in order to facilitate future severance applications for the purpose of land assembly and permit the development of one single detached dwelling as shown on Appendix “A” to Report PED19209, be APPROVED on the following basis:
 - (i) That the draft By-law, attached as Appendix “B” to Report PED19209, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council.
 - (ii) That the proposed changes in zoning are consistent with the Provincial Policy Statement (2014), conform to A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019), and comply with the Urban Hamilton Official Plan; and,
- (b) That there were no public submissions received on this matter.

5. **City Initiative 19-H – Modifications to Zoning By-law Nos. 6593 and 05-200 - Lands on the west side (bay side) of Beach Boulevard (PED19190) (Ward 5) (Item 8.2)**
- (a) That City Initiative 19-H to further amend the “C/S-1436” (Urban Protected Residential, etc.) District and “G/S-1436” (Neighbourhood Shopping Centre, etc) District, modified, of Zoning By-law No. 6593, to increase the minimum ground floor elevation to 76.5 metres from 76.0 metres above mean sea level and to update technical references to the regulations and Schedules of By-law No. 99-170, for lands on the west side (bay side) of Beach Boulevard, in the former City of Hamilton, as shown on Appendix “A”, to Report PED19190, be APPROVED on the following basis:
- (i) That the draft By-law attached as Appendix “B” to Report PED19190, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
 - (ii) That the amending By-law, attached as Appendix “B” to Report PED19190, be added to District Maps Nos. E-80b, E-80c, E-80d, E-80e and E-80f of Zoning By-law No. 6593 as “C/S-1436b” (Urban Protected Residential, etc.) and “G/S-1436b” (Neighbourhood Shopping Centre, etc) Districts; and,
 - (iii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2014), conforms with A Place to Grow Plan (2019) and complies with the Urban Hamilton Official Plan.
- (b) That City Initiative 19-H to amend Zoning By-law No. 05-200 to add a site-specific exception to the Neighbourhood Commercial (C2) Zone to require a minimum building elevation of 76.5 metre above mean sea level, greater side yard setbacks and accessory building regulations, for the properties located at Nos. 328, 336, 344 (part), 400, 532, 536, and 538 Beach Boulevard, in the former City of Hamilton, as shown on Appendix “A” to Report PED19190, be APPROVED on the following basis:
- (i) That the draft By-law attached as Appendix “C” to Report PED19190, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council; and,
 - (ii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2014), conforms with A Place to Grow Plan (2019) and complies with the Urban Hamilton Official Plan.
- (c) That the City Solicitor be instructed to appeal and oppose any Committee of Adjustment approvals where the application was not supported by the Planning and/or Growth Management Divisions and the approval would

permit a minimum ground floor elevation of less than 76.5 metres above mean sea level or a side yard less than the minimum required by the Zoning By-law, for lands on the west side (bay side) of Beach Boulevard; and,

- (d) That there were no public submissions received on this matter.

6. Fencing By-law Appeal Process (Item 11.1)

That staff be directed to look at the feasibility of having an appeal process for the Fencing By-law.

7. Appeal to the Local Planning Appeal Tribunal on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the City of Hamilton Zoning By-law No. 05-200 and Former City of Hamilton Zoning By-law No. 6593 for the Lands Located at 1518, 1530 and 1540 Upper Sherman Avenue (Hamilton) (Ward 7) (LS18020(a)/PED18172(a)) (Item 14.2)

- (a) That the recommendations (a), (b), (c), (d), (e) and (f) contained in Report LS18020(a)/PED18172(a), and the appendices thereto, remain confidential until made public as the City's position before the Local Planning Appeal Tribunal; and,
- (b) That the balance of Report LS18020(a)/PED18172(a), appendices thereto and recommendations therein remain confidential.

8. 198 First Road West and 165 Upper Centennial Parkway Appeals Settlement (Added Item 14.3)

That the direction provided to staff in Closed Session, respecting 198 First Road West and 165 Upper Centennial Parkway Appeals Settlement, be approved.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

1. DELEGATION REQUESTS (Item 6)

- 6.1 Angela Riley respecting a Request for a Taxi Stand (For the November 19th meeting)

2. NOTICES OF MOTION (Item 12)

- 12.1 Reduction in MLE Vehicles

3. PRIVATE AND CONFIDENTIAL (Item 14)

14.3 198 First Road West and 165 Upper Centennial Parkway Appeals Settlement

The agenda for the November 5, 2019 meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

None declared.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)

(i) October 15, 2019 (Item 4.1)

The Minutes of the October 15, 2019 meeting were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

(i) Angela Riley respecting a Request for a Taxi Stand (For the November 19th meeting) (Added Item 6.1)

The Delegation Request from Angela Riley respecting a Request for a Taxi Stand was approved for the November 19th meeting.

(e) PUBLIC HEARINGS/DELEGATIONS (Item 8)

(i) Application for Zoning By-law Amendment for Lands Located at 2798 and 2804 King Street East and 8 Vienna Street, Hamilton (PED19209) (Ward 5) (Item 8.1)

In accordance with the provisions of the *Planning Act*, Chair Pearson advised 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.

The public meeting was closed.

The staff presentation was waived.

Katelyn Gillis, T. Johns Consulting Group, was in attendance and indicated support for the staff report.

The recommendations in Report PED19209 were **amended** by adding the following sub-section (b):

(b) That there were no public submissions received on this matter.

For disposition of this matter, refer to Item 4.

(ii) City Initiative 19-H – Modifications to Zoning By-law Nos. 6593 and 05-200 - Lands on the west side (bay side) of Beach Boulevard (PED19190) (Ward 5) (Item 8.2)

In accordance with the provisions of the *Planning Act*, Chair Pearson advised 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.

The public meeting was closed.

The staff presentation was waived.

The recommendations in Report PED19190 were **amended** by adding the following sub-section (d):

(d) That there were no public submissions received on this matter.

For disposition of this matter, refer to Item 5.

(f) NOTICE OF MOTIONS (Item 12)

(i) Reduction in MLE Vehicles (Added Item 12.1)

Councillor Farr introduced the following Notice of Motion:

WHEREAS, City Council has unanimously declared a Climate Crisis.

WHEREAS, Vehicles are a major contributor to green house gas emissions.

WHEREAS, There are approximately 35 cars that make up part of the Municipal Law Enforcement Fleet.

WHEREAS, Reducing the use of vehicles, particularly lone occupant vehicles, will likely translate to a reduction in operating costs.

WHEREAS, Cycling / Transit / Walking is both good for the environment and a healthy model option of transportation for City if HAMILTON Employees.

THEREFORE BE IT RESOLVED:

That in an effort to lead by example as a Corporation of the City of Hamilton during this officially declared Climate Crisis, that the appropriate staff be requested to report back to Planning Committee and/or the 2020 Operating Budget Process on considerations respecting reducing the amount of vehicle use by MLE staff during day to day operations that may include, but not be limited to cycling, transit, car share and car pooling.

(ii) Feasibility of Including the “Glanbrook Sports Park” into the Binbrook Urban Boundary (Added Item 12.2)

Councillor Johnson introduced the following Notice of Motion:

WHEREAS, Glanbrook has grown exponentially in the past 20 years and the demand for recreation programs has increased significantly;

WHEREAS, Glanbrook residents travel on average 5 km to access recreation programs;

WHEREAS, according to the capital budget, Glanbrook is slated for a recreation centre in 2028;

WHEREAS, Recreation centres require approx. 25 acres (10 hectares);

WHEREAS, the only available land is the “Glanbrook Sports Park” that currently has an arena, baseball and soccer facilities as well as the municipal centre;

WHEREAS, “Glanbrook Sports Park” is approx. 25 acres (10 hectares);

WHEREAS, “Glanbrook Sports Park” is within the Greenbelt and abuts the urban boundary;

WHEREAS, “Glanbrook Sports Park” has a very fragile septic system and well;

WHEREAS, Installation of new infrastructure such as water and sewer is not allowed within Greenbelt lands;

WHEREAS, according to Growth Plan for the Greater Golden Horseshoe, the need for a settlement area boundary expansion has been justified in accordance with policy 2.2.8.225 acres (10 hectares) can be included in the Binbrook Village urban boundary;

THEREFORE BE IT RESOLVED:

That staff be directed to look at the feasibility of including the lands of the “Glanbrook Sports Park” into the Binbrook Village Urban Boundary.

(g) GENERAL INFORMATION/OTHER BUSINESS (Item 13)

(i) Outstanding Business List (13.1)

The following changes to the Outstanding Business List, were approved:

12A - Regulation of Rental Housing
Current Due Date: November 5, 2019
Proposed Due Date: December 3, 2019

12B - Request to Designate 437 Wilson Street East (Ancaster)
Current Due Date: September 17, 2019
Proposed Due Date: May 5, 2020

14A - Adding 206, 208 and 210 King St E to the Register of Property of Cultural Heritage Value or Interest
Current Due Date: July 9, 2019
Proposed Due Date: April 7, 2020

17B - Designation of the Gore District as a Heritage Conservation District
Current Due Date: October 1, 2019
Proposed Due Date: April 7, 2020

18G - 8475 English Church Road - Zoning and OPA Amendments
Current Due Date: September 3, 2019
Proposed Due Date: February 18, 2020

18L - Review of the C6 and C7 Zoning Regulations
Current Due Date: September 17, 2019
Proposed Due Date: February 18, 2020

19G - Residential Care Facilities and Group Homes (Urban Area) - Human Rights and the Zoning By-law Discussion Paper (CI 19-B) (PED19091)
Current Due Date: December 3, 2019
Proposed Due Date: January 14, 2020

19Q - Application for Zoning By-law Amendment for 116 and 120 Barnesdale Ave N (PED19117)
Current Due Date: October 1, 2019
Proposed Due Date: June 14, 2020

19R - 282 McNab Street North (OPA and Zoning By-law Amendment)
Current Due Date: TBD
Proposed Due Date: March 24, 2020

19S - 370 Concession Street (Zoning By-law Amendment)
Current Due Date: TBD
Proposed Due Date: June 14, 2020

(ii) Increasing Fees for Metered Parking Spaces, Off-street Parking Lots and Parking Fines (Added Item 13.2)

- (a) Staff were directed to report back to the next Planning Committee meeting with options and alternatives related to increasing the fees of metered parking spaces, off-street parking lots and parking fines; and,
- (b) The information is to include, but not be limited to, the fees charged by comparable municipalities.

(h) PRIVATE AND CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – October 15, 2019 (Item 14.1)

- (a) The Closed Session Minutes of the October 15, 2019 meeting of the Planning Committee were approved, as presented; and,
- (b) The Closed Session Minutes of the October 15, 2019 meeting of the Planning Committee are to remain confidential.

The Committee moved into Closed Session, respecting Items 14.2 and 14.3, 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 matters pertain 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.

- (ii) **Appeal to the Local Planning Appeal Tribunal on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the City of Hamilton Zoning By-law No. 05-200 and Former City of Hamilton Zoning By-law No. 6593 for the Lands Located at 1518, 1530 and 1540 Upper Sherman Avenue (Hamilton) (Ward 7) (LS18020(a)/PED18172(a)) (Item 14.2)**

Staff provided the Committee with legal advice on the matter.

For further disposition of this matter, refer to Item 7.

- (iii) **198 First Road West and 165 Upper Centennial Parkway Appeals Settlement (Added Item 14.3)**

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 8.

(i) **ADJOURNMENT (Item 15)**

There being no further business, the Planning Committee be adjourned at 10:59 a.m.

Councillor Maria Pearson
Chair, Planning Committee

Lisa Chamberlain
Legislative Coordinator
Office of the City Clerk

HMHC Education & Commu Heritage Workshop Proposa

Who: Presented by:
Hamilton Municipal Heritage Committee,
Advisory Committee to Hamilton City
Council

Guest

Speaker:

Alan Stacey,
Principal of Heritage Mill, Conservator
Vice-President: Canadian Association of Heritage Professionals

Alan is a materials conservation specialist, trained in both an indentured five year apprenticeship as well as at Salisbury College, England, where he achieved distinction in his City & Guilds Diploma. Alan was schooled in the conservation approach to traditional building techniques, carpentry and joinery. As a student and an apprentice Alan also learned woodcarving, turning, and traditional historic paint and spirit finish conservation and restoration. Alan worked in professional practice in Europe and in the UK for over two decades before immigrating to Canada, where he now leads a skilled team of historic building conservation specialists that are dedicated to the preservation of Canadas built heritage. Projects include many significant historic buildings, including, The Welland Courthouse, Alderlea Heritage Estate, Auchmar Heritage Estate, Eaton Hall, Dundurn Castle.

What: Proposed Heritage Workshop
Working Title: "Preserving Built Heritage"

The Guest Speaker will deliver a lecture and demonstration on the conservation and restoration of heritage buildings with an emphasis on architectural woodwork and in particularly windows and doors. He will use local Hamilton examples including the Hamilton Club, the Westdale Theatre, Dundurn Castle, Auchmar and Westinghouse. Attendees will be provided with information that will encourage the preservation of our built Heritage and an appreciation for these projects. In Alan Stacey's own words *"these projects are culturally significant; they serve to define the past and present, along with the cultural landscapes in which we live and work."*

Why:

- To promote best practices in heritage conservation
- To offer hands-on, educational opportunities for the general public
- To support and fulfill HMHC's mandate

HMHC Education & Commu Heritage Workshop Proposa

Where: Westinghouse HQ,
286 Sanford Avenue N., Hamilton, Ontario L8L 6A1

The Hamilton branch of Westinghouse Air Brake Company was founded in 1867 and was the first site of the company outside the United States. In 1903 they incorporated and the Canadian Westinghouse Company Limited was established.

Designed by the Hamilton architectural firm of Prack & Perrine, the new head office of the Canadian Westinghouse Company Limited was built in 1917 in the Classical Revival style. This beautiful five-storey office building was constructed across the street from the factory and included a bridge for easy movement between the office and the manufacturing buildings. In 1928, two additional floors were added.

Falling on tough economic times, these offices closed and the building sat vacant since the mid-80's. The was Designated in 1988, highlighting the original architectural features of all four exterior facades, including the brick masonry walls, stone trim and wood-framed, double hung windows.

It has only been in recent years that the property was purchased by Electric City Developments and the adaptive reuse of this landmark building has been undertaken to create modern office and event space that is sustainable and accessible.

When: Wednesday February 19th, 2020 (During Heritage Week in

Ontario) Tentative Agenda: Doors Open:

6:30 pm

Introductions:	7:00 pm
Presentation:	7:15 pm – 8:15 pm
Break Time:	8:15pm – 8:30
pm Q & A Session:	8:30pm – 8:50
pm Wrap-up:	8:50pm – 9:00
pm (To be confirmed with Alan Stacey)	

HMHC Education & Commu Heritage Workshop Proposa

How:

- This is a FREE event offered to members of the public.
- The public are encouraged to REGISTER in advance of the event.
- Alan Stacey has offered his time at no cost to HMHC
- Westinghouse HQ has offered access to their property at no cost to HMHC (This is to be Confirmed) - Room Rental (if required) would be \$135.00 - \$185.00
- Other Expenses?
 - Administrative / Promotional?
 - Snacks & Refreshments? Partial Sponsorship? (Durand Coffee has offered to provide snacks and refreshments at cost for 125 guests for \$120.00)

Recommendations:

1. That Hamilton City Council support the involvement of the Hamilton Municipal Heritage Committee in this proposed Heritage Workshop; as a way to promote best practices in heritage conservation, to offer hands-on, educational opportunities for the general public and to support and fulfill HMHC's mandate.
2. That snacks and refreshments (no-alcoholic) be provided for participants. Staff to allocate the required funds from the appropriate budget / account.
3. That should there be a cost associated with a room rental for this event, that Staff can allocate the required funds from the appropriate budget / account.

Adjustments to School Crossing Locations
2019 - 2020 School Year

WARD 1					
Intersection Type	Hours Worked	Crossing Location	Status	Comments	School Serviced
Ped Crossover	1.65	Queen St S & Herkimer	New Location	Request from Councillor/parents	Earl Kitchener, Ryerson, St Joseph
All Way	2.75	Herkimer & Locke	Lunch Removal	0 Children Crossing	Earl Kitchener, Ryerson, St Joseph
WARD 3					
Intersection Type	Hours Worked	Crossing Location	Status	Comments	School Serviced
All Way	2.75	Dunsmure & Grosvenor	Lunch Removal	0 Children Crossing	Memorial School
Full Signal	2.75	Cannon & Lottridge	Lunch Removal	0 Children Crossing	Prince of Whales
WARD 5					
Intersection Type	Hours Worked	Crossing Location	Status	Comments	School Serviced
All Way	1.65	Woodman Dr & Secord	New Location	School/Parent Request	Glen Brae & Glen Echo
All Way	1.65	Glen Echo Dr & Loyalist	New Location	Ward Office/School Request	Glen Echo
WARD 9					
Intersection Type	Hours Worked	Crossing Location	Status	Comments	School Serviced
Through	1.65	Bellagio Ave & Keystone	New Location	New School	Shannen Koostachin
WARD 13					
Intersection Type	Hours Worked	Crossing Location	Status	Comments	School Serviced
All Way	1.65	Castlewood & Huntingwood	New Location	Ward Office/School Request	Sirr William Osler/St. Bernadette
WARD 15					
Intersection Type	Hours Worked	Crossing Location	Status	Comments	School Serviced
PPS	1.65	Braeheid Ave & Parkside	Removal	Construction Completed	Guy Brown/Allen Greenleaf
All Way	1.65	Duncan & Longyear	Removal	Construction Completed	Guy Brown/Allen Greenleaf



GENERAL ISSUES COMMITTEE REPORT 19-023

9:30 a.m.

Wednesday, November 6, 2019

Council Chambers

Hamilton City Hall

71 Main Street West

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

Absent: Councillor B. Clark, L. Ferguson – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 19-023, AND RESPECTFULLY RECOMMENDS:

**1. GRIDS2 and the Municipal Comprehensive Review – Council Workshop
(PED17010(e) (City Wide) (Item 7.2))**

That Report PED17010(e), respecting GRIDS2 and the Municipal Comprehensive Review – Council Workshop, be received.

2. Commonwealth Games 2030 (PED19108(b)) (City Wide) (Item 9.1)

- (a) That, as it is Council's unfettered right and discretion to designate up to four elected officials to serve as the City's representative(s) on the Hamilton100 Committee, as per the Memorandum of Understanding between the City of Hamilton and the Hamilton100 Commonwealth Games Bid Corporation, up to four members of Council be appointed to the Committee;
- (b) That the Memorandum of Understanding between the City of Hamilton and the Hamilton100 Commonwealth Games Bid Corporation, respecting the 2030 Commonwealth Games Bid, be amended to allow Hamilton100 to prepare, organize, facilitate, coordinate and finance, in its entirety, a Hosting Proposal (Part 2), and to include up to four members of Council to

Council – November 13, 2019

serve as Committee members, in a form satisfactory to the General Manager of Finance and Corporate Services and City the Solicitor;

- (c) That, subject to Commonwealth Games Canada inviting Hamilton100 to prepare and submit a Hosting Proposal (Part 2), staff be directed to report back to General Issues Committee to seek support for the Hamilton100 Commonwealth Games Bid Corporation to proceed with the Hosting Proposal (Part 2), with that report to include any internal resources required to support the development of a Multi-Party Agreement; and,
- (d) That the following Councillors be appointed to participate on the Hamilton100 Committee with respect to the 2030 Commonwealth Games:
 - (i) Terry Whitehead;
 - (ii) Judi Partridge; and,
 - (iii) Esther Pauls.

3. Business Improvement Area Advisory Committee Report 19-010, October 8, 2019 (Item 10.1)

(a) Locke Street Business Improvement Area Expenditure Request (Item 11.1)

That the expenditure request from the Locke Street Business Improvement Area, in the amount of \$2,699.36 for a Street Party, to be funded from the Community Improvement Plan (CIP) Contribution Program (BIA Payments Account 815010-56905), be approved.

(b) Barton Village Business Improvement Area Expenditure Request (Added Item 11.2)

- (i) That the expenditure request from the Barton Village Business Improvement Area, in the amount of \$6,233.41 for Beautification (\$3,233.41) and Office Equipment (\$3,000), to be funded from the Community Improvement Plan (CIP) Contribution Program (BIA Payments Account 815010-56905), be approved; and,
- (ii) That the expenditure request from the Barton Village Business Improvement Area, in the amount of \$11,184.32 for the costs of our events throughout the year, to be funded from the Shared Parking Revenue Program (Parking Revenue Account 815010-45559), be approved.

(c) Ancaster Business Improvement Area Expenditure Request (Added Item 11.3)

That the expenditure request from the Ancaster Business Improvement Area, in the amount of \$5,939.02 for the costs of Banners, Beatification (weeding), Promotion of the BIA and Events and Event Costs, to be funded from the Shared Parking Revenue Program (Parking Revenue Account 815010-45559), be approved.

4. Hamilton Future Fund Board of Governors Report 19-003, October 8, 2019 (Item 10.2)

(a) Hamilton Future Fund Grant Process Review (Item 10.1)

(i) That a Grant Process Review Working Group of the Hamilton Future Fund Board of Governors be established to develop clear criteria and eligibility guidelines for applicants and a scoring mechanism with a point system for adjudication of applications;

(ii) That the Grant Process Review Working Group of the Hamilton Future Fund Board of Governors be comprised of the following individuals:

- (1) Councillor Nrinder Nann
- (2) Councillor Arlene VanderBeek
- (3) Tara Crugnale
- (4) Gerry Davis
- (5) Megan Dickson
- (6) John Kirkpatrick
- (7) Anthony Macaluso
- (8) Sonja Macdonald

(c) That the Grant Process Review Working Group report back to the Hamilton Future Fund Board of Governors at the next meeting in January 2020 with their recommendations.

5. Hamilton-Wentworth District School Board Liaison Committee Report 19-003, October 10, 2019 (Item 10.3)

(a) Hamilton-Wentworth District School Board, City of Hamilton Property Acquisition Financing (Joint City – Hamilton - Wentworth District School Board Report) (PED19145) (Item 10.1)

That Report PED19145, respecting Hamilton-Wentworth District School Board, City of Hamilton Property Acquisition Financing (Joint City - Hamilton - Wentworth District School Board Report), be received.

6. Disposition of City Owned Land – 488 Upper Wellington Street, Hamilton (PED19210) (Ward 8) (Item 10.4)

- (a) That the Municipally owned lands known as 488 Upper Wellington Street, Hamilton, as further identified in Appendix “A” to Report PED19210 be declared surplus to the needs of the City for the purpose of sale;
- (b) That an Offer to Purchase (for the sale of City-owned property) municipally known as 488 Upper Wellington Street, Hamilton (attached as Appendix “A” to Report PED19210), scheduled to close on or before April 2, 2020, be approved, substantially in accordance with the terms and conditions outlined in Appendix “B” to Report PED19210, and such other terms and conditions deemed appropriate by the General Manager of the Planning and Economic Development Department;
- (c) That \$53,749.95 from the sale proceeds be credited to Account No. 45408-812036 (Property Sales and Purchases) for recovery of expenses including real estate, appraisal, property management, and legal administration;
- (d) That the balance of the sale proceeds be used to partially fund The Hamilton Police Investigative Services Division Headquarters as per (PSB-10-064c) (Council September 28, 2016) and be directed to Account No. 47702-3761241200 (Police Investigative Services Head Quarters);
- (e) That the City Solicitor be authorized and directed to complete the sale of 488 Upper Wellington Street, Hamilton, transaction on behalf of the City, including paying any necessary expenses, amending the closing, due diligence and other dates, and amending and waiving terms and conditions on such terms as the City Solicitor considers reasonable;
- (f) That the Mayor and City Clerk be authorized to execute any necessary documents respecting the sale of 488 Upper Wellington Street, Hamilton, in a form satisfactory to the City Solicitor; and,
- (g) That Appendix “B” attached to Report PED19210 respecting the property disposition of 488 Upper Wellington Street, Hamilton, remain confidential until completion of the real estate transaction.

7. Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 11.1)

WHEREAS, according to StatsCan reports, Hamilton has the highest level of police reported hate crimes per capita in three of the last five years, while also recognizing not all hate crimes and incidents are reported to police;

WHEREAS, since December 2018 there have been weekly demonstrations held on the forecourt of Hamilton City Hall by extremist individuals and organizations using it as a platform to spread Islamophobic, homophobic, anti-immigrant, and anti-black racist views;

WHEREAS, this year residents have experienced hate-based violence and targeting at Pride, on personal properties, at mosques and on synagogues making communities feel less safe;

WHEREAS, responding to the rising levels of hate in the City of Hamilton requires an approach that includes empathy for lived experiences, clear policies and strategies to de-radicalize extremism, while also adequately resourcing and supporting the resilience of residents facing hate, and actively fostering a sense of solidarity and belonging across communities;

WHEREAS, the *Mapping the Void* report, released in 2019, surveyed over 900 people over the age of 16 who identified as Two-Spirit and LGBTQ+ in the City of Hamilton reporting 40.9% of respondents had sought services or community outside of Hamilton because they were either not available or sufficient in Hamilton;

WHEREAS, the City recognizes that in order to prevent and redress systemic and social inequities policies focused on equity, diversity and inclusion must guide service and programming provision;

WHEREAS, there is a gap in safe spaces, programs and services for Hamiltonians who have been historically marginalized and who have faced hate in their communities, and there remains a need to better resource community-informed and community-led initiatives that prioritize the needs of marginalized communities in our City;

WHEREAS, community groups play a critical role in meeting these needs and providing accessible and responsive supports and services;

WHEREAS, co-locating community groups increases access for residents while also fostering intersectional collaboration, strengthening integrated service and programming provision among community groups, and helps mitigate the impact of rising costs of operations; and,

WHEREAS, multi-purpose community hubs are demonstrated models in asset-based community development which provide excellence in meeting the needs of localized and marginalized communities;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to convene with residents, community groups and organizations engaged in serving equity-seeking communities that are interested in collaborating to develop a business case for a multi-purpose community hub;
- (b) That the multi-purpose community hub aim to strengthen community capacity, resilience and responsiveness to address safer space, programming and service needs and gaps for historically marginalized communities; and,
- (c) That the business case for the creation of a “hub” include viable locations, possible sustainable funding sources, and a multi-year operations plan and report back to the General Issues Committee in Q2 2020 for review and consideration.

8. Ward 2 Expenditures (Item 11.2)

- (a) That the following 2019 Ward 2 expenditures, be approved:
 - (i) Gore Park Nativity Repair/Replacement in the amount of \$4,000 to be funded from the Ward 2 Discretionary Account (3301909200);
 - (ii) Corktown Neighbours’ Winter Solstice in the amount of \$6,500 to be funded from the Ward 2 Cell Tower Account (3301609602); and,
 - (iii) The Together in Dance Festival 2020 - Hamilton Conservatory for the Arts in the amount of \$7,000 to be funded from the Ward 2 Cell Tower Account (3301609602).
 - (iv) The Boys and Girls Club McNab Street, for new and expanded youth programs (Body Positivity, Mental Health, Support and Prevention and Youth Leadership and Connection to the Community), in the amount of \$8,000 to be funded from the Ward 2 Discretionary Account 3301909200;
 - (v) Hess Village Mall Authority for the Hess Village Entertainment District lighting repair and replacement in an amount up to \$20,000 to be funded from the Ward 2 Area Rating Capital Reserve Account (108052); and,

(vi) Downtown BIA for the John-Rebecca Park Activation Kick-off, in the amount of #4,847.70, to be funded from the Ward 2 Cell Tower Account (3301609602).

(b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

9. Funding to Backfill an Administrative Staff Position in Ward 14 (Item 11.3)

WHEREAS, the 2019 Ward budgets do not reflect funding required to backfill for administrative staff collecting Short Term Disability benefits; and,

WHEREAS, Ward 14 is being faced with the requirement to backfill an administrative staff position for a temporary, but extended length of time during 2019.

THEREFORE, BE IT RESOLVED:

That funding from the General Legislative Budget (300100), to an upset limit of up to \$15,000. Be approved to backfill the administrative staff position in Ward 14 during a temporary, short-term disability absence in 2019.

10. West Harbour Operating Budget Pressures (Item 11.4)

WHEREAS, staff confirm that the public realm and shoreline improvements on Piers 5-8 will not be completed until late 2020 or 2021 for projects that include Piers 5-7 Marina Shoreline Rehabilitation, Piers 5-7 Boardwalk, Pier 7 Commercial Village, Pier 8 Shorewall, Pier 8 Promenade, Pier 8 Park, Central Park Redevelopment and Pier 6 Artisan Village; and,

WHEREAS, Finance staff identified 2020 budget operating pressures of \$1,137,500, that includes an employee complement increase of 7.5 FTEs;

THEREFORE, BE IT RESOLVED:

That the proposed West Harbour operating budget pressures be eliminated from the 2020 budget and deferred to the 2021 budget process for consideration.

11. McMaster Health Campus Contribution Agreement (Item 11.5)

WHEREAS, the City of Hamilton's current 2020 tax rate increase is estimated to be 5.5%;

WHEREAS, the McMaster Health Campus contribution agreement between McMaster University and the City of Hamilton provides for a \$1,000,000 holdback provision;

WHEREAS, as part of the \$1,000,000 holdback provision, McMaster University committed in the Health Campus agreement to generate \$600,000 in municipal taxes by developing the rear portion of the McMaster Health Campus (Phase 2); and,

WHEREAS, the agreement states that Phase 2 of the development would be substantially complete by July 1, 2020 requiring the release of the remaining \$1,000,000 to McMaster University;

THEREFORE, BE IT RESOLVED:

That staff be directed to contact McMaster University representatives regarding their commitment and the pending deadline, for the purpose of eliminating this financial obligation from the City's budget.

12. Licence Agreement – Emergency Services Antenna (PED19206) (Ward 2) (Item 14.4)

- (a) That a Licence Agreement between the City of Hamilton (Licensee) and Her Majesty the Queen in the Right of Ontario as represented by the Minister of Government and Consumer Services (Licensor) for the continued operation of an Emergency Services Antenna located on the elevator penthouse level at the Ellen Fairclough Building located at 119 King Street West as depicted on Appendix "A" attached to Report PED19206, based substantially on the terms and conditions outlined in Appendix "B" attached to Report PED19206, and such other terms and conditions deemed appropriate by the General Manager of Planning and Economic Development Department, be approved;
- (b) That the General Manager, Planning and Economic Development Department or designate, acting on behalf of the City as Licensor, be authorized to provide any consents, approvals, and notices related to the subject Licence Agreement herein outlined;
- (c) That the City Solicitor be authorized to amend and waive such terms and conditions to the Licence Agreement as she considers reasonable;
- (d) That the Licence Fee outlined in Appendix "B" attached to Report PED19206, continue to be funded from Account No. 55375-780005 (Admin-Emergency Communications);

- (e) That the Real Estate fee of \$1,500 be funded from Account No. 55778-780005 (Admin-Emergency Communications); and that the Legal Fee of \$1,500 be funded from Account No. 52425-780005 (Admin-Emergency Communications) and both credited to Account No. 45408-812036 (Real Estate – Admin Recovery);
- (f) That the Mayor and Clerk be authorized and directed to execute the Licence Agreement or such other form and all other necessary associated documents, such documents to be in a form satisfactory to the City Solicitor; and,
- (g) That Report PED19206, respecting a Licence Agreement for an Emergency Services Antenna remain confidential and not be released as a public document.

13. International Union of Operating Engineers (IUOE), Local 772 – Collective Agreement Ratification (HUR19024) (City Wide) (Item 14.5)

- (a) That the tentative agreement reached on October 22, 2019 between the City of Hamilton and the International Union of Operating Engineers (IUOE), Local 772, representing seven (7) employees, be ratified; and,
- (b) That Report HUR19024, respecting the International Union of Operating Engineers, Local 772, Ratification of Collective Agreement remain confidential.

14. Litigation Update, Police Services Board Matter (LS19042) (City Wide) (Item 14.6)

- (a) That the direction provided to staff in Closed Session, respecting Report LS19042 – Litigation Update, Police Services Board Matter, be approved; and,
- (b) That Report LS19042, respecting a Litigation Update, Police Services Board Matter, remain confidential.

15. Amalgamated Transit Union Collective Agreement Negotiations – Verbal Update (Item 14.7)

That the verbal update provided in Closed Session, respecting the Amalgamated Transit Union Collective Agreement Negotiations, be received.

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 Denise Baker, Partner, WeirFoulds LLP, respecting Item 7.2 - GRIDS2 / Municipal Comprehensive Review - Council Workshop (Special GIC) - October 21, 2019

Recommendation: Be received and referred to the consideration of Item 7.2.

2. DELEGATION REQUESTS (Item 6)

- 6.2 Cameron Kroetsch, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.3 Bryan Ritskes, Harbour West Neighbours, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003 (For the November 20, 2019 GIC)
- 6.4 Herman Turkstra, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003 (For the November 20, 2019 GIC)
- 6.5 Rob D'Amico and Stan Double, Hamilton Professional Firefighters Association, respecting Support for the Firefighter Memorial at Gage Park (For the November 20, 2019 GIC)
- 6.6 Lyla Miklos, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.7 Michelle Poirier, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.8 Ameil Joseph, McMaster University, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)

- 6.9 Dr. Tina Fetner, McMaster University, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.10 Jessica Bonilla-Dampthey, Sexual Assault Center (Hamilton and Area), respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.11 Kojo Dampthey, Hamilton Centre for Civic Inclusion, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.12 Shamso Elmi, Somali Association of Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.13 Rahimuddin Chowdhury, Bengali Association of Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.14 Lynda Lukasik, Environment Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.15 Jyssika Russell, Spectrum Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.16 Suzanne Mills, McMaster University, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)
- 6.17 Mike Wood, Acorn Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC)

3. NOTICES OF MOTION (Item 12)

- 12.1 Ward 2 Expenditures
- 12.2 Funding to Backfill an Administrative Staff Position in Ward 14
- 12.3 West Harbour Operating Budget Pressures

12.4 McMaster Health Campus Contribution Agreement

4. PRIVATE & CONFIDENTIAL (Item 14)

14.3 The cross reference to the public report, in the Closed Session description for Item 14.3, refers to Item 10.3; it should reference Item 10.4.

14.6 Litigation Update, Police Services Board Matter (LS19042) (City Wide)

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 municipality or local board; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

14.7 Amalgamated Transit Union Collective Agreement Negotiations – Verbal Update

Pursuant to Section 8.1, Sub-section (d) of the City's Procedural By-law 18-270, and Section 239(2), Sub-section (d) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to labour relations or employee negotiations.

The agenda for the November 6, 2019 Special 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 PREVIOUS MEETINGS (Item 4)

- (i) September 27, 2019 – Special (Item 4.1)
- (ii) October 16, 2019 (Item 4.2)
- (iii) October 21, 2019 – Special (Item 4.3)

The Minutes of the September 27, October 16 and October 21, 2019 General Issues Committee meetings were approved, as presented.

(d) COMMUNICATIONS (Item 5)

(i) Correspondence from Denise Baker, Partner, WeirFoulds LLP, respecting Item 7.2 - GRIDS2 / Municipal Comprehensive Review - Council Workshop (Special GIC) - October 21, 2019 (Item 5.1)

The correspondence from Denise Baker, Partner, WeirFoulds LLP, respecting Item 7.2 - GRIDS2 / Municipal Comprehensive Review - Council Workshop (Special GIC) - October 21, 2019, was received and referred to the consideration of Item 7.2.

(e) DELEGATION REQUESTS (Item 6)

The delegation requests (Items 6.1 to 6.17) were approved, as follows:

- (i) P.J. Mercanti, Hamilton100, to provide an Outline of the Highlights and Summary to Part 1 of the Centennial Commonwealth Games Bid (Item 9.1 on this agenda, Commonwealth Games 2030 (PED19108(b)) (Item 6.1)
- (ii) Cameron Kroetsch, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.2)
- (iii) Bryan Ritskes, Harbour West Neighbours, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003 (For the November 20, 2019 GIC) (Item 6.3)
- (iv) Herman Turkstra, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003 (For the November 20, 2019 GIC) (Item 6.4)
- (v) Rob D'Amico and Stan Double, Hamilton Professional Firefighters Association, respecting Support for the Firefighter Memorial at Gage Park (For the November 20, 2019 GIC) (Item 6.5)
- (vi) Lyla Miklos, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.6)

- (vii) Michelle Poirier, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.7)
- (viii) Ameil Joseph, McMaster University, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.8)
- (ix) Dr. Tina Fetner, McMaster University, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.9)
- (x) Jessica Bonilla-Dampney, Sexual Assault Center (Hamilton and Area), respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.10)
- (xi) Kojo Dampney, Hamilton Centre for Civic Inclusion, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.11)
- (xii) Shams Elmi, Somali Association of Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.12)
- (xiii) Rahimuddin Chowdhury, Bengali Association of Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.13)
- (xiv) Lynda Lukasik, Environment Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.14)
- (xv) Jyssika Russell, Spectrum Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.15)
- (xvi) Suzanne Mills, McMaster University, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.16)
- (xvii) Mike Wood, Acorn Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (For the November 6, 2019 GIC) (Item 6.17)

(f) CONSENT ITEMS (Item 7)

(i) Advisory Committee for Persons with Disabilities Meeting Minutes 19-009, October 8, 2019 (Item 7.1)

The Advisory Committee for Persons with Disabilities Meeting Minutes 19-009 of October 8, 2019 were received.

(g) PUBLIC HEARINGS / DELEGATIONS (Item 8)

(i) P.J. Mercanti, Hamilton100, to provide an Outline of the Highlights and Summary to Part 1 of the Centennial Commonwealth Games Bid (Item 9.1 on this agenda, Commonwealth Games 2030 (PED19108(b)) (Item 8.1)

P.J. Mercanti, Hamilton100, addressed Committee to provide an Outline of the Highlights and Summary to Part 1 of the Centennial Commonwealth Games Bid.

Louis Frapporti, Managing Partner, Gowlings Hamilton; Gary Zebroski, Zebroski Associates Ltd, Architect; Cecelia Carter-Smith, Jasper Kujavsky; and, Greg Maychak also answered questions of Committee.

A copy of the presentation is available on-line at www.hamilton.ca or through the Office of the City Clerk.

For disposition of this matter, please refer to Item 2.

(ii) Cameron Kroetsch, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.2)

Cameron Kroetsch addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

A copy of the presentation is available on-line at www.hamilton.ca or through the Office of the City Clerk.

For disposition of this matter, please refer to Item 7.

(iii) Lyla Miklos, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.3)

Lyla Miklos addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

For disposition of this matter, please refer to Item 7.

(iv) Michelle Poirier, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.4)

Michelle Poirier addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

A copy of the presentation is available on-line at www.hamilton.ca or through the Office of the City Clerk.

For disposition of this matter, please refer to Item 7.

(v) Ameil Joseph, McMaster University, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.5)

Ameil Joseph, McMaster University, addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

For disposition of this matter, please refer to Item 7.

(vi) Dr. Tina Fetner, McMaster University, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.6)

Dr. Tina Fetner, McMaster University, addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

For disposition of this matter, please refer to Item 7.

- (vii) **Jessica Bonilla-Dampney, Sexual Assault Center (Hamilton and Area), respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.7)**

Jessica Bonilla-Dampney, the Sexual Assault Center (Hamilton and Area), addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

For disposition of this matter, please refer to Item 7.

- (viii) **Kojo Dampney, Hamilton Centre for Civic Inclusion, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.8)**

Kojo Dampney, Hamilton Centre for Civic Inclusion, addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

For disposition of this matter, please refer to Item 7.

- (ix) **Shamso Elmi, Somali Association of Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.9)**

Shamso Elmi, Somali Association of Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

For disposition of this matter, please refer to Item 7.

- (x) **Rahimuddin Chowdhury, Bengali Association of Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.10)**

Mr. Chowdhury, of the Bengali Association of Hamilton, was not present when called upon.

- (xi) **Lynda Lukasik, Environment Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.11)**

Lynda Lukasik, Environment Hamilton, addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

For disposition of this matter, please refer to Item 7.

- (xii) **Jyssika Russell, Spectrum Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.12)**

Jyssika Russell, Spectrum Hamilton, addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

For disposition of this matter, please refer to Item 7.

- (xiii) **Suzanne Mills, McMaster University, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.13)**

Suzanne Mills, McMaster University, addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

A copy of the presentation is available on-line at www.hamilton.ca or through the Office of the City Clerk.

For disposition of this matter, please refer to Item 7.

- (xiv) **Mike Wood, Acorn Hamilton, respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 8.14)**

Mike Wood, Acorn Hamilton, addressed Committee respecting Item 11.1 - Multi-Purpose Community Hub for Diverse and Marginalized Communities.

For disposition of this matter, please refer to Item 7.

The delegations respecting the 2030 Commonwealth Games; and, a Multi-Purpose Community Hub for Diverse and Marginalized Communities were received.

Item 11.1, being the Motion respecting a Multi-Purpose Community Hub for the Diverse and Marginalized Community, was moved up on the agenda to be considered prior to Item 9.1.

(h) STAFF PRESENTATIONS (Item 9)

(i) Commonwealth Games 2030 (PED19108(b)) (City Wide) (Item 9.1)

Mike Zegarac, General Manager of Finance & Corporate Services; and, Carrie Brooks-Joiner, Director of Tourism & Culture, addressed Committee and provided a PowerPoint presentation respecting Report PED19108(b) regarding the Commonwealth Games 2030.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

For disposition of this matter, please refer to Item 2.

The presentation respecting Report PED19108(b) – Commonwealth Games 2030 was received.

(a) Sub-section (a) to Report PED19108(b), respecting the Commonwealth Games 2030, was amended by deleting the words “two” and replacing them with the words “**up to four**”, to read as follows:

(a) That, as it is Council's unfettered right and discretion to designate two elected officials to serve as the City's representative(s) on the Hamilton100 Committee, as per the Memorandum of Understanding between the City of Hamilton and the Hamilton100 Commonwealth Games Bid Corporation, ~~two~~ **up to four** members of Council be appointed to the Committee;

(b) Sub-section (b) to Report PED19108(b), respecting the Commonwealth Games 2030, was amended by adding the words “**and to include up to four members of Council to serve on the Committee**”, to read as follows:

- (b) That the Memorandum of Understanding between the City of Hamilton and the Hamilton100 Commonwealth Games Bid Corporation, respecting the 2030 Commonwealth Games Bid, be amended to allow Hamilton100 to prepare, organize, facilitate, coordinate and finance, in its entirety, a Hosting Proposal (Part 2), **and to include up to four members of Council to serve on the Committee**, in a form satisfactory to the General Manager of Finance and Corporate Services and City the Solicitor; and,

- (c) A new sub-section (d) to Report PED19108(b), respecting the Commonwealth Games 2030, was added to read as follows:
 - (d) ***That the following Councillors be appointed to participate on the Hamilton100 Committee with respect to the 2030 Commonwealth Games:***
 - (i) ***Terry Whitehead;***
 - (ii) ***Judi Partridge;***
 - (iii) ***Esther Pauls; and,***
 - (iv) ***Jason Farr.***

The new sub-section (d) to Report PED19108(b), respecting the Commonwealth Games 2030, was amended by deleting the name “Jason Farr”, to read as follows:

- (d) That the following Councillors be appointed to participate on the Hamilton100 Committee with respect to the 2030 Commonwealth Games:
 - (i) Terry Whitehead;
 - (ii) Judi Partridge; and,
 - (iii) Esther Pauls.
 - (iv) ~~Jason Farr.~~

For disposition of this matter, please refer to Item 2.

(i) NOTICES OF MOTIONS (Item 12)

Councillor J. Farr introduced a Notice of Motion respecting Ward 2 Expenditures.

(i) Ward 2 Expenditures (Item 12.1)

The Rules of Order were waived to allow for the introduction of a Motion respecting Ward 2 Expenditures.

For disposition of this matter, please refer to Item 8.

(ii) Funding to Backfill an Administrative Staff Position in Ward 14 (Item 12.2)

Councillor T. Whitehead introduced a Notice of Motion respecting funding to backfill an administrative staff position in Ward 14.

The Rules of Order were waived to allow for the introduction of a motion respecting funding to backfill an administrative staff position in Ward 14.

For disposition of this matter, please refer to Item 9.

(iii) West Harbour Operating Budget Pressures (Item 12.3)

Councillor Collins introduced a Notice of Motion respecting West Harbour Operating Budget Pressures.

The Rules of Order were waived to allow for the introduction of a Motion respecting West Harbour Operating Budget Pressures.

For disposition of this matter, please refer to Item 10.

(iv) McMaster Health Campus Contribution Agreement (Item 12.4)

Councillor C. Collins introduced a Notice of Motion respecting the McMaster Health Campus Contribution Agreement.

The Rules of Order were waived to allow for the introduction of a Motion respecting the McMaster Health Campus Contribution Agreement.

For disposition of this matter, please refer to Item 11.

(j) GENERAL INFORMATION / OTHER BUSINESS (Item 13)

The amendments to the General Issues Committee's Outstanding Business List were approved, as follows:

- (i) Amendments to the Outstanding Business List (Item 13.1)
 - (a) To be removed:
 - (1) Hamilton100's Hosting Proposal (Part 1)
(Addressed as Item 9.1 on this agenda – Report PED19108(b))
 - (2) Review of HWDSB Proposal – Annual Maximum Payment Amount for the Acquisition of School Board Property
(Addressed as Item 10.3 on this agenda – HWDSB Report 19-003)
 - (b) Proposed New Due Dates:
 - (1) City-wide Stormwater Rate Program Review
Current Due Date: October 16, 2019
Proposed New Due Date: November 20, 2019

(k) PRIVATE & CONFIDENTIAL (Item 14)

- (i) **Closed Session Minutes – October 2, 2019 (Item 14.1)**
 - (a) The Closed Session Minutes of the October 2, 2019 General Issues Committee meeting were approved, as presented; and,
 - (b) The Closed Session Minutes of the October 2, 2019 General Issues Committee meeting shall remain confidential.
- (ii) **Closed Session Minutes – October 16, 2019 (Item 14.2)**
 - (a) The Closed Session Minutes of the October 16, 2019 General Issues Committee meeting were approved, as presented; and,
 - (b) That the Closed Session Minutes of the October 16, 2019 General Issues Committee meeting shall remain confidential.

Committee moved into Closed Session respecting Items 14.4 to 14.7, pursuant to Section 8.1, Sub-sections (c), (d), (e), (f) and (k) of the City's Procedural By-law 18-270; and, Section 239(2), Sub-sections (c), (d), (e), (f) and (k) of the *Ontario Municipal Act, 2001*; as amended, as the subject matters pertain to a proposed or pending acquisition or disposition of land for City purposes; Labour relations or employee negotiations; litigation or potential litigation including matters before administrative tribunals, affecting the municipality or local board; the receiving of advice that is subject to solicitor-client privilege, 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) Appendix "B" to Report PED19210 - Disposition of City Owned Land – 488 Upper Wellington Street, Hamilton (Ward 7) (Item 14.3)

For disposition of this matter, please refer to Item 6.

(iii) Litigation Update, Police Services Board Matter (LS19042) (City Wide) (Item 14.6)

Staff were provided with direction in Closed Session.

For further disposition, please refer to Item 14.

(I) ADJOURNMENT (Item 13)

There being no further business, the General Issues Committee adjourned at 6:10 p.m.

Respectfully submitted,

Deputy Mayor M. Wilson
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk



Hamilton

**SELECTION COMMITTEE
REPORT 19-006**

8:30 a.m.

**Wednesday, November 6, 2019
Room 222, Hamilton City Hall
71 Main Street West**

Present: Councillors B. Johnson (Chair), N. Nann (Vice-Chair), C. Collins, J. Farr, S. Merulla, and M. Pearson

**Absent with
Regrets:** Councillors B. Clark, L. Ferguson and T. Whitehead – Personal

THE SELECTION COMMITTEE PRESENTS REPORT 19-006 FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk advised that there were no changes to the agenda.

The agenda for the November 6, 2019 meeting of the Selection Committee was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)

(i) October 16, 2019 (Item 3.1)

The Minutes of the October 16, 2019 meeting of the Selection Committee were approved, as presented.

(d) PRIVATE & CONFIDENTIAL (Item 4)

The Committee deemed that a Closed Session discussion of Item 4.1 was not required, and approved the following in Open Session:

(i) Closed Session Minutes – October 16, 2019 (Item 4.1)

The Closed Session Minutes dated October 16, 2019 were approved, as presented, and shall remain confidential.

The Committee moved into Closed Session for Item 4.2 respecting an Applicant Review for Citizen Positions on the Expanding Housing and Support Services for Women and Transgender Community Sub-Committee, 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.

(ii) Applicant Review for Citizen Positions on the Expanding Housing and Support Services for Women and Transgender Community Sub-Committee (Item 4.2)

Staff were provided with direction in Closed Session.

(e) ADJOURNMENT (Item 5)

There being no further business, the Selection Committee adjourned at 8:48 a.m.

Respectfully submitted,

Councillor B. Johnson, Chair
Selection Committee

Alicia Davenport
Legislative Coordinator
Office of the City Clerk



AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 19-016

9:30 a.m.

November 7, 2019

Council Chambers

Hamilton City Hall

Present: Councillors C. Collins (Chair), B. Clark, M. Pearson, B. Johnson and J. Partridge

Absent: Councillors A. VanderBeek, L. Ferguson – Personal, Councillor M. Wilson – City Business

THE AUDIT, FINANCE AND ADMINISTRATION COMMITTEE PRESENTS REPORT 19-016, AND RESPECTFULLY RECOMMENDS:

1. Compassionate Grants for Laneway Houses (FCS19086) (City Wide) (Item 7.3)

That Report FCS19086 respecting Compassionate Grants for Laneway Houses, be received.

2. 2019 Freedom of Information Quarterly Report (April 1 to June 30) (CL19005(a)) (City Wide) (Item 7.4)

That Report CL19005(a), respecting the 2019 Freedom of Information Quarterly Report (April 1 to June 30), be received.

3. Governance Review Sub-Committee - Clerk's Report 19-005 - October 28, 2019) (Added Item 7.5)

That the Governance Review Sub-Committee – Clerk's Report 19-005, be received.

4. Habitat for Humanity Hamilton's Request for Reimbursement of Fees for Habitat Developments (FCS19084) (City Wide) (Item 10.1)

(a) That Habitat for Humanity Hamilton's request for reimbursement of the City Development Charges, totalling \$130,695.25 for 12 Wickham Avenue, 2-10 Dennis Avenue and 278 Wilson Street be approved and funded from Reserve "110041 Social Housing Stabilization";

(b) That Habitat for Humanity Hamilton's request for reimbursement of the Waterdown Special Area Development Charge of \$3,441 for 2-10 Dennis

Avenue be approved and funded from Reserve “110041 Social Housing Stabilization”;

- (c) That Habitat for Humanity Hamilton’s request for reimbursement of the Cash in Lieu of Parkland Dedication assessed for the 12 Wickham Avenue and 278 Wilson Street, totalling \$13,500, be denied;
- (d) That Habitat for Humanity Hamilton’s request for reimbursement of \$537 in Building Division fees (Building, Water and Sewer permit fees) be denied; and,
- (e) That Habitat for Humanity Hamilton’s request for a reimbursement of the OPA 28 fee of \$4,341 for 2-10 Dennis Avenue be denied.

5. Provincial Offences Administration Amending Agreement to the Software License Agreement and Software Support Agreement for Court Administration Management System CAMS (FCS19083) (City Wide) (Item 10.2)

- (a) That staff be authorized and directed to enter into an amending agreement between the City of Hamilton and The Regional Municipality of Niagara regarding the software license agreement and software support agreement for the Court Administration Management System (CAMS);
- (b) That the Mayor and City Clerk be authorized and directed to execute the amending agreement between the City of Hamilton and the Regional Municipality of Niagara in a form satisfactory to the City Solicitor; and,
- (c) That Council approve the single source procurement, pursuant to Procurement Policy #11 – Non-competitive Procurements, for the service agreement to provide third-party support to the Court Administration Management System (CAMS) until a suitable replacement can be found and that the General Manager, Corporate Services Department be authorized to negotiate, enter into and execute a Contract and any ancillary documents required to give effect thereto with White Acre Information Technology Services, in a form satisfactory to the City Solicitor.

6. Appointments to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee for the 2018-2022 Term (Item 14.1)

That the recommendations for the Appointments to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee for the 2018-2022 Term be approved and released publicly following approval by Council.

7. Development Charges (DC) Transition Policy (Section 41) of DC By-law 19-142 (FCS19088) (City Wide) (Item 14.2)

That the contents of Report FCS19088, respecting Development Charges (DC) Transition Policy (Section 41) of DC By-law 19-142, be received and remain confidential.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

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

6. DELEGATION REQUEST (Item 6)

- 6.1 Sergio Manchia, Urbancore Developments Inc., respecting the Development Charges liability for the proposed self storage facility at 9 Aeropark Boulevard known as Upper James Self (For today's meeting) – Request was amended to add the subject lands located at 54 Dundas Street, Waterdown, Waterdown Mini Storage Inc abutting the L3 WesCam project
- 6.2 Mouna Bile, Hamilton Community Legal Clinic, respecting recommendations towards the re-opening of Hamilton Anti-Racism Resource Centre (For a future meeting)
- 6.3 Sean Ferris, Habitat for Humanity Hamilton, respecting Item 10.1 - Report FCS19084 - Habitat for Humanity Hamilton's Request for Reimbursement of Fees for Habitat Developments (For today's meeting)

7. CONSENT ITEMS (Item 7)

- 7.5 Governance Review Sub-Committee – Clerk's Report 19-005 – October 28, 2019

12. NOTICES OF MOTION (Item 12)

- 12.1 Methodology for Infrastructure Master Plans to Support Future Calculation of Variable Development Charges

The agenda for the November 7, 2019 Audit, Finance and Administration Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

Councillor Clark declared an interest to Item 10.1, Report FCS19084 respecting Habitat for Humanity Hamilton's Request for Reimbursement of Fees for Habitat Developments, as he has a non-pecuniary indirect, apparent conflict under common law due to a former professional relationship with Habitat for Humanity Hamilton.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)

(i) October 17, 2019 (Item 4.1)

The Minutes of the October 17, 2019 meeting of the Audit, Finance and Administration Committee were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

The following Delegation Requests were approved, as follows:

- (i) Sergio Manchia, Urbancore Developments Inc., respecting the Development Charges liability for the proposed self storage facility at 9 Aeropark Boulevard known as Upper James Self Storage and the subject lands located at 54 Dundas Street, Waterdown, Waterdown Mini Storage Inc abutting the L3 WesCam project (For today's meeting) (Item 6.1)
- (ii) Mouna Bile, Hamilton Community Legal Clinic, respecting recommendations towards the re-opening of Hamilton Anti-Racism Resource Centre (For a future meeting) (Added Item 6.2)
- (iii) Sean Ferris, Habitat for Humanity Hamilton, respecting Item 10.1 - Report FCS19084 - Habitat for Humanity Hamilton's Request for Reimbursement of Fees for Habitat Developments (For today's meeting) (Added Item 6.3)

(e) CONSENT ITEMS (Item 7)

(i) Advisory Committee Minutes (Item 7.1)

The following Advisory Committee Minutes, were received:

- (1) Advisory Committee for Immigrants and Refugees - March 14, 2019 (Item 7.1(a))
- (2) Committee Against Racism - January 22, 2019 (Item 7.1(b))
- (3) Hamilton Status of Women Advisory Committee - March 28, 2019 (Item 7.1(c))
- (4) Hamilton Status of Women Advisory Committee - June 27, 2019 (Item 7.1(d))
- (5) Hamilton Aboriginal Advisory Committee - May 2, 2019 (Item 7.1(e))

(ii) Interview Sub-Committee to the Audit, Finance & Administration Committee Minutes 19-003 - October 21, 2019 (Item 7.2)

The Interview Sub-Committee to the Audit, Finance & Administration Committee Minutes 19-003 from October 21, 2019, were received.

(f) PUBLIC HEARINGS / DELEGATIONS (Item 8)

- (i) Sergio Manchia, Urbancore Developments Inc., respecting the Development Charges liability for the proposed self storage facility at 9 Aeropark Boulevard known as Upper James Self Storage and the subject lands located at 54 Dundas Street, Waterdown, Waterdown Mini Storage Inc abutting the L3 WesCam project (For today's meeting) (Added Item 8.1)**

Sergio Manchia, Urbancore Developments Inc., addressed the Committee respecting Development Charge liability for the proposed self storage facility at 9 Aeropark Boulevard known as Upper James Self Storage and the subject lands located at 54 Dundas Street, Waterdown, Waterdown Mini Storage Inc abutting the L3 WesCam project, with the aid of a presentation.

Sergio Manchia was permitted additional time, beyond the permitted 5 minutes, to continue with his presentation.

The delegation from Sergio Manchia, Urbancore Developments Inc., respecting Development Charge liability for the proposed self storage facility at 9 Aeropark Boulevard known as Upper James Self Storage and the subject lands located at 54 Dundas Street, Waterdown, Waterdown Mini Storage Inc abutting the L3 WesCam project, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

That staff be directed to report back to the Audit, Finance & Administration Committee respecting the Development Charges liability at 54 Dundas Street, Waterdown, Waterdown Mini Storage Inc and other properties that would fall under the same category.

- (ii) Sean Ferris, Habitat for Humanity Hamilton, respecting Item 10.1 - Report FCS19084 - Habitat for Humanity Hamilton's Request for Reimbursement of Fees for Habitat Developments (Added Item 8.2)**

Sean Ferris, Habitat for Humanity Hamilton, addressed the Committee respecting Item 10.1 - Report FCS19084 - Habitat for Humanity Hamilton's Request for Reimbursement of Fees for Habitat Developments.

The delegation from Sean Ferris, Habitat for Humanity Hamilton, respecting Item 10.1 - Report FCS19084 - Habitat for Humanity Hamilton's Request for Reimbursement of Fees for Habitat Developments, was received.

For disposition of the matter refer to Item 4.

(g) NOTICES OF MOTION (Item 12)

(i) Methodology for Infrastructure Master Plans to Support Future Calculation of Variable Development Charges (Item 12.1)

As Councillor Wilson was not in attendance to introduce her Notice of Motion, will be considered as a Motion at the November 21, 2019 Audit, Finance & Administration Committee meeting.

(h) GENERAL INFORMATION / OTHER BUSINESS (Item 13)

(i) Amendments to the Outstanding Business List (Item 13.1)

The following amendments to the Outstanding Business List, were approved:

(a) Items to be Removed (Item 13.1(a)):

Compassionate Grant – Laneway Houses Prior to June 13, 2019

Item 7.3 on today's agenda - Compassionate Grants for Laneway Houses (FCS19086) (City Wide)
OBL Item: 19-M(a)

Request for Development Charge and Parkland Dedication Reimbursement to Habitat for Humanity Hamilton
Item 10.1 on today's agenda - Habitat for Humanity Hamilton's Request for Reimbursement of Fees for Habitat Developments (FCS19084) (City Wide)
OBL Item: 19-K

(i) PRIVATE AND CONFIDENTIAL (Item 14)

(i) Appointments to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee for the 2018-2022 Term (Item 14.1)

Committee determined that discussion of Item 14.1 was not required in Closed Session, so the item was addressed in Open Session.

For further disposition of this matter, refer to Item 6.

Committee moved into Closed Session respecting Item 14.2, 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, affecting the municipality or local board.

(ii) Development Charges (DC) Transition Policy (Section 41) of DC By-law 19-142 (FCS19088) (City Wide) (Item 14.2)

For further disposition of this matter, refer to Item 7.

(j) ADJOURNMENT (Item 15)

That, there being no further business, the Audit, Finance and Administration Committee, be adjourned at 10:46 a.m.

Respectfully submitted,

Councillor Collins, Chair
Audit, Finance and Administration
Committee

Angela McRae
Legislative Coordinator
Office of the City Clerk



EMERGENCY & COMMUNITY SERVICES COMMITTEE REPORT 19-013

1:30 p.m.

Thursday, November 7, 2019
Council Chambers
Hamilton City Hall
71 Main Street West

Present: Councillors S. Merulla (Chair), B. Clark, E. Pauls, T. Jackson, N. Nann, and T. Whitehead

Also Present: Councillors C. Collins and M. Wilson

THE EMERGENCY AND COMMUNITY SERVICES COMMITTEE PRESENTS REPORT 19-013 AND RESPECTFULLY RECOMMENDS:

1. Allocation Policy for Sport Fields, Diamonds and Arenas (HSC19013(a)) (Ward 3) (Item 7.1)

That Report HSC19013(a), respecting the Allocation Policy for Sport Fields, Diamonds and Arenas, be received.

2. Funding for Carole Anne's Place and Willow's Place (Added Items 8.3-8.5)

- (a) That one-time emergency funding from the Poverty Reduction Fund, to a maximum of \$228,000, be provided to Carole Anne's Place, operated by YWCA Hamilton, and Willow's Place, operated by Mission Services, to ensure continued operation through the winter, December 1, 2019 to March 31, 2020, be approved;
- (b) That the General Manager, Healthy and Safe Communities Department, be authorized and directed to execute the one-time funding agreement between the City of Hamilton, the YWCA Hamilton, and Mission Services, in a form satisfactory to the City Solicitor;
- (c) That staff work with the YWCA Hamilton and Mission Services on a request to the Local Health Integration Network (LHIN) and Ontario Health, to establish permanent funding, in whole or in part, for Carole Anne's Place and Willow's Place; and,

Council – November 13, 2019

- (d) That any funds made available from the Local Health Integration Network, Ontario Health, or other sources, be used to reduce the City's funding contribution toward Carole Anne's Place and Willow's Place.

3. Pilot Project for Accessible Bicycles (PED19175) (City Wide) (Item 10.1)

That Report PED19175, respecting the Pilot Project for Accessible Bicycles, be received.

4. Red Cross Agreement (HSC19046) (City Wide) (Item 10.2)

That the Fire Chief, or his designate be authorized to enter into a three-year agreement on behalf of the City of Hamilton with the Canadian Red Cross to provide the delivery of emergency social services in the event of a large scale emergency, at a per capita cost of \$0.12 per person (approximately \$66,000), charged to the Hamilton Fire Department budget and funded proportionately from all operating departments and in a form satisfactory to the City Solicitor.

5. Recommended Projects from Request for Proposals C5-19-19 Ontario Priorities Housing Initiative: Rental Housing Component (HSC19060) (Ward 3) (Item 10.3)

- (a) That the Minister of Municipal Affairs and Housing be advised that the City of Hamilton recommends that the Hamilton East Kiwanis Non-Profit Homes Inc., 6 – 14 Acorn Street affordable rental housing development project be approved for funding in the amount of \$2,790,000 under the Ontario Priorities Housing Initiative (OPHI) – New Rental Housing Component to be funded through Project ID 6731941921;
- (b) That the Minister of Municipal Affairs and Housing be advised that the City of Hamilton recommends that the Indwell Community Homes, 225 East Avenue North affordable rental housing development project, be approved for funding in the amount of \$1,590,545 and up to \$4,380,545 if available, under the Ontario Priorities Housing Initiative (OPHI) – New Rental Housing Component to be funded through Project ID 6731941921;
- (c) That the General Manager of the Healthy and Safe Communities Department be authorised and directed to enter into any agreements and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor, necessary to fund the Hamilton East Kiwanis Non-Profit Homes Inc., 6 – 14 Acorn Street and Indwell Community Homes, 225 East Avenue North development projects; and,
- (d) That the City contribution in the approximate amount of \$1,238,791 in the form of foregone Development Charge (DC) and Parkland Dedication Revenues be funded from the Social Housing Stabilization Reserve (110041) to the applicable DC and Parkland Reserves.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

6. DELEGATION REQUESTS (Item 6)

- 6.1 Denise Christopherson and Medora Uppal, YWCA Hamilton, respecting one-time funding for Carole Anne's Place, operated by the YWCA Hamilton, to provide emergency women's services overnight during the winter months (for today's meeting)
- 6.2 Jaclyn Smith, Mission Services, respecting emergency funds to provide funding for extended hours at Willow's Place. These funds would serve the women's homeless population in Hamilton (for today's meeting)
- 6.3 Ahmed Yusuf, Somali Community, respecting the need for community space (for a future meeting)
- 6.4 Lisa Nussey and Tim O'Shea, Hamilton Social Medicine Response Program, respecting request for one time funding for Carole Anne's Place and Willow's Place (for today's meeting)

7. CONSENT ITEMS (Item 7)

- 7.2 Housing and Homelessness Advisory Committee Minutes
 - (a) June 4, 2019
 - (b) September 3, 2019

8. DELEGATIONS (Item 8)

- 8.2 John Gibson, ArcellorMittal Grassroots Soccer Program, respecting a 5-year update on the success of the program

John Gibson is unavailable to attend today; Helen Downey will delegate in his place.

The agenda for the November 7, 2019 Emergency and Community Services 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) October 17, 2019 (Item 4.1)

The Minutes of the October 17, 2019 meeting of the Emergency and Community Services Committee were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

The following Delegation Requests, were approved, as shown below:

- (i) Denise Christopherson and Medora Uppal, YWCA Hamilton, respecting one-time funding for Carole Anne's Place, operated by the YWCA Hamilton, to provide emergency women's services overnight during the winter months (for today's meeting) (Added Item 6.1)
- (ii) Jaclyn Smith, Mission Services, respecting emergency funds to provide funding for extended hours at Willow's Place (for today's meeting) (Added Item 6.2)
- (iii) Ahmed Yusuf, Somali Community, respecting the need for community space (for a future meeting) (Added Item 6.3)
- (iv) Lisa Nussey and Tim O'Shea, Hamilton Social Medicine Response Program, respecting request for one time funding for Carole Anne's Place and Willow's Place (for today's meeting) (Added Item 6.4)

(e) CONSENT ITEMS (Item 7)

(i) Housing and Homelessness Advisory Committee Minutes (Added Item 7.2)

The following Housing and Homelessness Advisory Committee Minutes, were received:

- (a) June 4, 2019 (Added Item 7.2(a))
- (b) September 3, 2019 (Added Item 7.2(b))

(f) PUBLIC HEARINGS/DELEGATIONS (Item 8)

(i) Leanne Mione, Contact Hamilton for Children and Developmental Services, respecting housing for adults with a developmental disability (Item 8.1)

Leanne Mione, Contact Hamilton for Children and Developmental Services, addressed the Committee respecting housing for adults with a developmental disability, with the aid of a presentation.

The presentation is available at www.hamilton.ca and through the Office of the City Clerk.

The Delegation from Leanne Mione, Contact Hamilton for Children and Developmental Services, respecting housing for adults with a developmental disability, was received.

(ii) Helen Downey, ArcellorMittal Grassroots Soccer Program, respecting a 5-year update on the success of the program (Item 8.2)

Helen Downey, ArcellorMittal Grassroots Soccer Program, addressed the Committee respecting a 5-year update on the success of the program, with the aid of a presentation.

The presentation is available at www.hamilton.ca and through the Office of the City Clerk.

Helen Downey was permitted to address the Committee for an additional five minutes in order to complete their presentation.

The Delegation from Helen Downey, ArcellorMittal Grassroots Soccer Program, respecting a 5-year update on the success of the program, was received.

(iii) Denise Christopherson and Medora Uppal, YWCA Hamilton, respecting one-time funding for Carole Anne's Place, operated by the YWCA Hamilton, to provide emergency women's services overnight during the winter months (Added Item 8.3)

Denise Christopherson and Medora Uppal, YWCA Hamilton, addressed the Committee respecting one-time funding for Carole Anne's Place, operated by the YWCA Hamilton, to provide emergency women's services overnight during the winter months, with the aid of a handout.

The handout is available at www.hamilton.ca and through the Office of the City Clerk.

Denise Christopherson and Medora Uppal were permitted to address the Committee for an additional five minutes in order to complete their presentation.

(Clark/Whitehead)

That the delegation from Denise Christopherson and Medora Uppal, YWCA Hamilton, respecting one-time funding for Carole Anne's Place, operated by the YWCA Hamilton, to provide emergency women's services overnight during the winter months, be received.

For further disposition of this matter, refer to Item 2.

- (iv) Jaclyn Smith, Mission Services, respecting emergency funds to provide funding for extended hours at Willow's Place. (for today's meeting) (Added Item 8.4)**

Sheryl Bolton delegated in Jaclyn Smith's absence.

Sheryl Bolton, Mission Services, addressed the Committee respecting emergency funds to provide funding for extended hours at Willow's Place.

The delegation from Sheryl Bolton, Mission Services, respecting emergency funds to provide funding for extended hours at Willow's Place, was received.

For further disposition of this matter, refer to Item 2.

- (v) Lisa Nussey and Tim O'Shea, Hamilton Social Medicine Response Program, respecting request for one time funding for Carole Anne's Place and Willow's Place (Added Item 8.5)**

Lisa Nussey, Hamilton Social Medicine Response Team, addressed the Committee respecting request for one time funding for Carole Anne's Place and Willow's Place.

The delegation from Lisa Nussey, Hamilton Social Medicine Response Program, respecting request for one time funding for Carole Anne's Place and Willow's Place, was received.

For further disposition of this matter, refer to Item 2.

- (g) GENERAL INFORMATION/OTHER BUSINESS (Item 13)**

- (i) Amendments to the Outstanding Business List (Item 13.1)**

The following amendment to the Emergency and Community Services Outstanding Business List, was approved:

- (a) Items to be Removed**

- (i) Pilot Project for Accessible Tricycles/ Four Wheelers at the Waterfront**
Item on OBL: G
Addressed as Item 10.1 on today's agenda

- (h) ADJOURNMENT (Item 15)**

There being no further business, the Emergency and Community Services Committee was adjourned at 4:20 p.m.

Respectfully submitted,

Councillor S. Merulla
Chair, Emergency and Community Services
Committee

Tamara Bates
Legislative Coordinator
Office of the City Clerk

CITY OF HAMILTON MOTION

Council: November 13, 2019

MOVED BY COUNCILLOR J. PARTRIDGE

SECONDED BY COUNCILLOR T. JACKSON.....

Canadian Urban Library Council’s Campaign on to Increase Access to Digital Publications (e-Books) for Library Users in Hamilton and Across Canada

WHEREAS, the Hamilton Library Board (“Board”) at its meeting of September 18, 2019, approved a resolution (attached hereto as Appendix “A”), in which the Board endorsed the Government Relations Campaign on Accessing Digital Publications lead by the Canadian Urban Library Council; and, directed the Chief Librarian/CEO to request the City of Hamilton endorse the campaign to send a communication to the appropriate elected officials and candidates (local MPs) (attached hereto as Appendix “B”);

WHEREAS, the City of Hamilton recognizes the important role that libraries play in our community and the early literacy programs that they run are integral to developing proficient readers and ensuring that children succeed in school;

WHEREAS, more and more, digital literacy programs run by libraries also help ensure that residents can contribute to our digital world. Additionally, vulnerable demographic groups, including seniors, low income families, youth, and new Canadians rely on access to libraries as an important tool for their participation in the community from education to searching for jobs to consuming Canadian cultural materials;

WHEREAS, libraries in our community recognize that our users increasingly seek to access digital publications offered by multinational publishers, and that access to those publications is too curtailed by prohibitively high licensing fees or else entirely denied to Canadian libraries; and,

WHEREAS, libraries must be in a position to offer digital publications to their users as part of their service offering to our community, particularly given the contemporary rapid pace of digitization of educational and cultural materials;

THEREFORE, BE IT RESOLVED:

- (a) That the City of Hamilton support the Canadian Urban Libraries Council in its efforts to increase access to digital publications for library users in Hamilton and across Canada;
- (b) That correspondence be sent to all local Ministers of Parliament (MPs) to call on the Federal government to investigate the barriers faced by libraries in acquiring digital publications and the problems that poses for vulnerable demographic groups in Canada; and,
- (c) That the City of Hamilton further ask the Federal government to develop a solution that increases access to digital publications across Canada and assists libraries in meeting the cost requirements to acquire digital publications.



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hpl.ca

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f /Hamiltonpubliclibrary

October 3, 2019

Ms. Stephanie Paparella
Legislative Assistant
City Clerks Department, City of Hamilton
71 Main Street West, 1st Floor
Hamilton, ON L8P 4Y5

Dear Ms. Paparella:

Further to our discussion, I am providing you with the motion that was passed at the Hamilton Public Library Board's meeting of Wednesday, September 18, 2019.

MOVED by Vikki Cecchetto, seconded by John Kirkpatrick,

THAT THE LIBRARY BOARD ENDORSE THE GOVERNMENT RELATIONS CAMPAIGN ON ACCESSING DIGITAL PUBLICATIONS LEAD BY THE CANADIAN URBAN LIBRARY COUNCIL (CULC).

THAT THE LIBRARY BOARD DIRECT THE CHIEF LIBRARIAN/CEO TO REQUEST THE CITY OF HAMILTON ENDORSE THE CAMPAIGN AND SEND COMMUNICATION TO APPROPRIATE ELECTED OFFICIALS AND CANDIDATES.

MOTION Passed

I am therefore requesting, on behalf of the Hamilton Public Library Board, that Council consider this motion. Councillor Partridge has agreed to move with Councillor Jackson agreeing to second it. Below is a draft motion to assist with the development of the motion to be presented to Council.

Draft Municipal Motion

WHEREAS, the City of Hamilton recognizes the important role that libraries play in our community and the early literacy programs that they run are integral to developing proficient readers and ensuring that children succeed in school. More and more, digital literacy programs run by libraries also help ensure that residents can contribute to our digital world. Additionally, vulnerable demographic groups, including seniors, low income families, youth, and new Canadians rely on access to libraries as an important tool for their participation in the community from education to searching for jobs to consuming Canadian cultural materials, and

WHEREAS, libraries in our community recognize that our users increasingly seek to access digital publications offered by multinational publishers, and that access to those publications is too often curtailed by prohibitively high licensing fees or else entirely denied to Canadian libraries, and

are integral to developing proficient readers and ensuring that children succeed in school. Digital literacy programs also help ensure that citizens can contribute to our digital world.

- Digital content has unique benefits that allows community members who can't easily get to the library, such as seniors, low income families, youth, and new Canadians, to participate more fully in their communities

Your consideration of this matter would be most appreciated. Please advise if you require additional action on my part. Attached is the Library Board Report.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Takala". The signature is fluid and cursive, with the first name "Paul" written in a larger, more prominent script than the last name "Takala".

Paul Takala
Chief Librarian/CEO

CC. Councillor Tom Jackson
Councillor Judy Partridge
Councillor Maria Pearson
City Manager, Janette Smith,
Library Board Chair, Lori-Anne Spence Smith



Appendix I: Draft Municipal Motion

Draft Municipal Motion,

WHEREAS, the City of Hamilton recognizes the important role that libraries play in our community and the early literacy programs that they run are integral to developing proficient readers and ensuring that children succeed in school. More and more, digital literacy programs run by libraries also help ensure that residents can contribute to our digital world. Additionally, vulnerable demographic groups, including seniors, low income families, youth, and new Canadians rely on access to libraries as an important tool for their participation in the community from education to searching for jobs to consuming Canadian cultural materials, and

WHEREAS, libraries in our community recognize that our users increasingly seek to access digital publications offered by multinational publishers, and that access to those publications is too often curtailed by prohibitively high licensing fees or else entirely denied to Canadian libraries, and

WHEREAS, libraries must be in a position to offer digital publications to their users as part of their service offering to our community, particularly given the contemporary rapid pace of digitization of educational and cultural materials,

Now, therefore be it resolved that the City of Hamilton does hereby:

1. Indicate our support for the Canadian Urban Libraries Council in its efforts to increase access to digital publications for library users in Hamilton and across Canada;
2. Call on the Federal government to investigate the barriers faced by libraries in acquiring digital publications and the problems that poses for vulnerable demographic groups in Canada; and
3. Further ask the Federal government to develop a solution that increases access to digital publications across Canada and assists libraries in meeting the cost requirements to acquire digital publications.



Date: September 18, 2019
To: Chair and Members of the Board
From: Lisa Radha Weaver, Director Collections and Program Development
 Paul Takala, Chief Librarian/CEO
Subject: E-Book Advocacy Statement - LW/PT - Attachment #10.3

RECOMMENDATION:

That the Library Board endorse the Government Relations Campaign on Accessing Digital Publications lead by the Canadian Urban Library Council (CULC).

That the Library Board direct the Chief Librarian/CEO to request the City of Hamilton endorse the campaign and send communication to appropriate elected officials and candidates.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

CULC is seeking assistance in increasing government and stakeholder awareness of the barriers libraries face in acquiring digital content. Through the Government Relations Campaign on Accessing Digital Publications, launched in June 2019, CULC is working with governments on a solution that would benefit library users and Canadian authors. By participating in the campaign, the Board can continue to play a leadership role in digital content advocacy in order to support cost effectiveness and access to collections in support of lifelong learning and literacy.

BACKGROUND:

Hamilton Public Library as an active member of Canadian Urban Library Council has participated in both the #eContentForLibraries and eOne Read Canada campaigns this year.

Barriers to accessing digital content for libraries continue to grow due to licensing models which include embargoes [different release days for libraries] and exclusives [content not available to libraries]. The current barriers around digital content causing concern for libraries are:

1. Restrictive pricing models of eBooks and eAudio from the five largest multinational publishers; Hachette Book Group, HarperCollins, MacMillan, Penguin Random House and Simon & Schuster; and
2. The limited access Canadian libraries have to eAudio including eAudio by prominent Canadian authors.

CULC was incorporated in 2008 to improve library service in Canada's urban areas through research, advocacy and knowledge transfer. CULC members are made up of over forty large urban libraries in Canada. CULC members spend approximately \$100 million in public funds annually on library acquisitions; and increasingly struggle to obtain digital content [eBooks and eAudio] from multinational publishers.

On January 14, 2019 a social media campaign was launched by CULC to continue the efforts to lobby for equitable access and flexible, affordable pricing for eBooks and eAudio. Over 700 customers from Hamilton participated in the campaign. The campaign was a call to action to demand better access and terms from the five multinational publishers: Hachette Book Group, HarperCollins, MacMillan, Penguin Random House and Simon & Schuster.

CULC would like to secure government support to eliminate the barriers libraries face in accessing digital content. This campaign aims to raise awareness at the Federal level to this issue prior to the October election.

CULC will be reaching out to engage key policy makers in discussions as well as engaging all major party candidates during the Federal election campaign this Fall. CULC will be asking policy makers and candidates to participate in a social media campaign pledging their support for libraries to have the resources to build their collections;

CULC will be presenting a policy solution to the access issues to the Federal government immediately following the election in October, seeking a funding allocation in the 2020 budget for libraries including data that shows publishers that library cooperation supports book sales.

ATTACHMENTS:

Description	Upload Date	Type
eContent Draft Resolution & Letter	9/18/2019	Cover Memo

WHEREAS, libraries must be in a position to offer digital publications to their users as part of their service offering to our community, particularly given the contemporary rapid pace of digitization of educational and cultural materials,

Now, therefore be it resolved that the City of Hamilton does hereby:

1. Indicate our support for the Canadian Urban Libraries Council in its efforts to increase access to digital publications for library users in Hamilton and across Canada;
2. Call on the Federal government to investigate the barriers faced by libraries in acquiring digital publications and the problems that poses for vulnerable demographic groups in Canada; and
3. Further ask the Federal government to develop a solution that increases access to digital publications across Canada and assists libraries in meeting the cost requirements to acquire digital publications.

Additional Background Information

- Members of the Canadian Urban Libraries Council / Conseil des Bibliothèques Urbaines du Canada (CULC/CBUC) spend approximately \$112 million in public funds annually on library collections.
- The Hamilton Public Library spent \$3 million on physical collections and \$1 million on digital collections in 2018 –\$800K of which was spent specifically on eBooks and eAudiobooks
- Even with our significant expenditure, we increasingly struggle to obtain e-content from multinational publishers due to a combination of pricing issues and restrictive licensing models that are unique to eBooks and eAudiobooks.
- In order to properly serve our communities – including vulnerable groups like seniors, lower income individuals, and youth at risk– we need to ensure that all Canadians have timely access to digital content.
- Multinational publishers (collectively known as the “Big 5”), primarily headquartered outside Canada, are limiting Canadian libraries’ access to eContent. Even when a publication is made available, the “Big 5” are making it prohibitively expensive to acquire eContent. For example, Canadian author Louise Penny’s book, *A Better Man*, is available to libraries for \$22 in hard cover, for \$60 in eBook, and for \$81.50 in eAudio. The \$60 ebook cost allows the book to be checked out electronically 52 times or for 2 years – whichever happens first. A paper edition would be expected to last 3 to 4 years at just over a third of the cost.
- This has been an issue for many years, but recently the problem has worsened with publishers further limiting access and embargoing content for public libraries. The resulting business model is financially unsustainable for libraries and detrimental to free and equitable access to information for the public.
- Licensing restrictions and high costs make it difficult for libraries to provide invaluable services that contribute to thriving and engaged communities. Public libraries and the programs that they provide

Draft Letter to Federal Members of Parliament

Dear

I am writing on behalf of the public libraries in the City of Hamilton which provide an essential service and are essential parts of our communities.

Libraries and the early literacy programs that they run are integral to developing proficient readers and ensuring that kids succeed in school. More and more, digital literacy programs run by public libraries also help ensure that citizens can contribute to our digital world. Additionally, for many seniors, lower income families, youth, and new Canadians our public libraries provide access to information they may not otherwise be able to obtain.

Members of the Canadian Urban Libraries Council (CULC)/Conseil des Bibliothèques Urbaines du Canada (CBUC) spend approximately \$100 million in public funds annually on library acquisitions. In Hamilton we are spending \$3.2 million every year in our 22 library branches to ensure that we acquire publications and other resources in demand by library users.

Even with this significant expenditure, we increasingly struggle to obtain digital publications from multinational publishers, due to other cost pressures we face locally and because of the often strict licensing limitations applied to digital publications. By way of example, Canadian author Louise Penny's book Kingdom of the Blind is available to libraries for \$13 as a paperback, \$22 in hard cover and \$60 in digital form. The \$60 cost would allow the book to be checked out electronically 52 times or for 2 years - whichever happens first. A paper edition would be expected to last 3 to 4 years at a substantially reduced cost. The book is currently not available to Canadian libraries in any e-audio format.

The critical problem is that multinational publishers are limiting access to digital publications by Canadian libraries, and, even when a publication is made available, are making it prohibitively expensive to acquire most digital publications.

If we can not correctly serve library users and provide access to digital publications, our community will suffer. The lack of access to digital publications is a problem we feel governments need to be aware of and help us develop solutions for - especially as governments seek to identify community tools that can help vulnerable groups grow and reach their potential.

Along with other CULC/CBUC members across Canada, we are asking the Federal government to recognize the critical role that libraries play in serving priority groups in our communities. Libraries do this by providing access to materials that allow community members to learn and grow. The Federal government has a vital role to play in ensuring that Canadian libraries can meet the growing demand for digital publications. We ask you to prioritize finding a solution for the barriers that Canadian libraries face in accessing digital publications.

I would be happy to further discuss these concerns with you at your convenience.

Yours sincerely,

Paul Takala
Chief Librarian/CEO
Hamilton Public Library

Lori-Anne Spence Smith
Library Board Chair
Hamilton Public Library

CITY OF HAMILTON MOTION

Council: November 13, 2019

MOVED BY COUNCILLOR C. COLLINS.....

SECONDED BY MAYOR/COUNCILLOR.....

Amendment to Item 8 of the General Issues Committee Report 19-012, respecting an Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative

WHEREAS, at its meeting of June 26, 2019, Council approved Item 8 of the General Issues Committee Report 19-012, respecting an Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative, which reads as follows:

8. Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative (Item 11.1)

WHEREAS, the enhanced enforcement initiative undertaken by the Hamilton Police Service, as outlined in Report PW19014(a), has shown a positive impact on managing compliance to the posted speed limit along the Lincoln M. Alexander Parkway and Red Hill Valley Parkway; and,

WHEREAS, Transportation Operations and Maintenance staff, in consultation with the Hamilton Police Service, recommends the extension of the initiative as a proactive measure to improve roadway safety along the parkways;

THEREFORE, BE IT RESOLVED:

That the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative be extended for a period of 28 weeks; effective immediately until December 31, 2019, to be funded in the amount of \$285,000 from the Red Light Camera Reserve #112203, with a zero net levy impact.

WHEREAS, continued enhanced enforcement will improve roadway safety along the Parkway;

THEREFORE, BE IT RESOLVED:

That the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative be further extended for a period of 18 weeks; effective January 1, 2020 until April 30, 2020, to be funded in the amount of \$175,000 from the Red Light Camera Reserve #112203, with a zero net levy impact.

CITY OF HAMILTON

NOTICE OF MOTION

Council: November 13, 2019

MOVED BY COUNCILLOR T. WHITEHEAD.....

Reconsideration of Item 7.5 of the September 11, 2019 Council Minutes respecting the Integrity Commissioner / Lobbyist Registrar Appointment

That Item 7.5 of the September 11, 2019 Council Minutes respecting the Integrity Commissioner / Lobbyist Registrar Appointment, which was approved by Council on September 11, 2019, and reads as follows, be reconsidered:

7.5 Integrity Commissioner / Lobbyist Registrar Appointment

- (a) That Council extend the existing contract with Principle Integrity as the City of Hamilton’s Integrity Commissioner and Lobbyist Registrar to November 30th, 2019;
- (b) That a ‘Request for Proposal’ (RFP) in the position of Integrity Commissioner and Lobbyist Registrar be initiated;
- (c) That a staff committee of the City Manager, City Solicitor, City Clerk and Executive Director of Human Resources conduct the initial evaluation of the qualified firms; and,
- (d) That the Governance Review Sub Committee conduct the interviews and recommend the preferred candidate for the position of Integrity Commissioner / Lobbyist Registrar along with terms and conditions of the appointment to City Council for approval.

Authority: Item 2, Public Works Committee
Report 19-015 (PW19001(e))
CM: November 13, 2019
Ward: 1, 2, 8, 12, 13, 15

Bill No. 263

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 4 (Yield Sign Locations) of By-law No. 01-215, as amended, is hereby further amended by removing from Section "E" (Hamilton) thereof the following item, namely;

Queen (Westerly Cut-off) Southwesterly Aberdeen

2. Schedule 5 (Stop Control) of By-law No. 01-215, as amended, is hereby further amended by adding to Section "A" (Ancaster) thereof the following item, namely;

Chambers Drive (east leg) Westbound Chambers Court/Chamber
Drive (south leg)

And by adding to Section "B" (Dundas) thereof the following item, namely;

York Road Eastbound / Westbound Fieldgate Street

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

Page 2 of 2

And by adding to Section "C" (Flamborough) thereof the following item, namely;

Hamilton Street	Northbound / Southbound	Barton Street
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And by removing from Section "E" (Hamilton) thereof the following item, namely;

Caroline St.	Southbound	Market Street
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And by adding to Section "E" (Hamilton) thereof the following items, namely;

Queen Street (Westerly Cut-off)	Southwesterly	Aberdeen Avenue
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Mountbatten Drive	Northbound / Southbound	Miami Drive
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Caroline Street	Northbound	York Boulevard
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Caroline Street	Northbound/Southbound	Market Street
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3. 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.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 13th day of November 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 9, Public Works Committee
Report 07-016 (PW07153)
CM: October 16, 2001
Wards: 3, 9, 15

Bill No. 264

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 "G" (Former Regional Roads) thereof the following items, namely:

Highway 5	Highway 6	525 m west of Hamilton Street	60
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And by adding to section "G" (Former Regional Roads) thereof the following items, namely;

Dundas Street East	Highway 6	Riley Street	60
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To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

2. Schedule 3 (Flashing School Zones – Reduced Speed Limit) of By-law No. 01-215, as amended, is hereby further amended by adding to Section "E" (Hamilton) thereof the following item, namely:

King Street East	West Avenue to a point 30m east of Emerald Street North	40	8:15 a.m. to 9:00 a.m. 10:15 a.m. to 11:20 a.m. 12:35 p.m. to 1:40 p.m. 2:50 p.m. to 3:35 p.m.
King Street East	50m west of Gage Avenue North to 38m west of Spadina Avenue	40	8:20 a.m. to 10:35 a.m. 11:20 a.m. to 1:55 p.m. 2:45 p.m. to 3:30 p.m.

3. Schedule 6 (One-Way Streets) of By-law No. 01-215, as amended, is hereby further amended by removing from Section "E" (Hamilton) thereof the following item, namely:

Caroline	Southerly	York	King
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4. Schedule 18 (Bicycle Lanes) of By-law No. 01-215, as amended, is hereby further amended by adding the following items, namely:

Echovalley Drive	Stockbridge Gardens	Mud Street West	Anytime	Northbound
Echovalley Drive	Stockbridge Gardens	Mud Street West	Anytime	Southbound

5. 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.
6. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 13th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 14, Committee of the Whole
Report 01-003 (FCS01007)
CM: February 6, 2001
Ward: 1, 2, 3, 4, 7, 12

Bill No. 265

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	Side	Location	Duration	Times	Days	Adding/ Deleting
<i>6 – Time Limit</i>	<i>E</i>	Emerald St.	East	Cannon St. to Barton St.	3 hr	8 am - 6 pm	Mon -Fri	Deleting
<i>6 - Time Limit</i>	<i>E</i>	Emerald St.	East	Cannon St. to Barton St.	3 hr	8 am - 6 pm	Mon - Sat	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/ Deleting
<i>8 – No Parking</i>	<i>E</i>	Cline	West	From 176 ft. north of Main to 190 ft. south of King	Anytime	Deleting
<i>8 – No Parking</i>	<i>E</i>	Cline	West	King to 190 ft. south	Anytime	Deleting
<i>8 – No Parking</i>	<i>E</i>	Amelia	South	From 377' west of Queen to 52' west	Anytime	Deleting
<i>8 – No Parking</i>	<i>E</i>	Amelia	South	Beckett to Kent	Anytime	Deleting
<i>8 – No Parking</i>	<i>E</i>	Amelia St.	South	Beckett Dr. to 150m westerly	Anytime	Adding
<i>8 – No Parking</i>	<i>A</i>	Weaver Dr.	North & West	68m east of Irwin Ave. to 25m east-north	Anytime	Adding
<i>8 – No Parking</i>	<i>A</i>	Weaver Dr.	East & South	105m east of Irwin Ave. to 30m north-east	Anytime	Adding
<i>8 – No Parking</i>	<i>E</i>	Bevan Crt.	West	Dunkirk Dr. to southerly end	Anytime	Adding
<i>8 – No Parking</i>	<i>A</i>	Liam Dr.	North	44m west of Fiddlers Green Rd. to 30m westerly	Anytime	Adding
<i>8 – No Parking</i>	<i>A</i>	Liam Dr.	South	50m west of Fiddlers Green Rd. to 30m westerly	Anytime	Adding
<i>8 – No Parking</i>	<i>E</i>	Huxley St.	West	55m north of Main St. to 55m northerly	Anytime	Adding
<i>8 – No Parking</i>	<i>E</i>	Huxley St.	East	120m north of Main St. to Dunsmure Rd.	Anytime	Adding
<i>8 – No Parking</i>	<i>E</i>	Lydia St.	West	Lawrence Rd. to southerly end	Anytime	Adding
<i>8 – No Parking</i>	<i>E</i>	Dunsmure	South	Kenilworth to Crosthwaite	Anytime	Deleting

Schedule	Section	Highway	Location	NPA from 8am on 1st day of each month, to 11pm on 15th day of each month AND Dec-Mar	NPA from 8am on 16th day of each month to 11pm on last day of month Apr-Nov	Adding/Deleting
10 – Alt. Side (Apr-Nov)	E	Huxley Avenue North	Main Street East to Roxborough Avenue	West	East	Deleting
10 – Alt. Side (Apr-Nov)	E	Huxley Ave. N	Dunsmure Rd. to Roxborough Ave.	West	East	Adding
10 – Alt. Side (Apr-Nov)	E	Lydia Street	Lawrence Road to Southerly End	East	West	Deleting

Schedule	Section	Highway	Side	Location	Times	Adding/Deleting
12 – Permit	E	London St. N.	East	from 66.2m north of Roxborough Ave. and Extending 5.4m north.	Anytime	Deleting
12 – Permit	E	Hunter	North	from 51.1m west of Poulette to 6m westerly	Anytime	Deleting
12 – Permit	E	Oak Ave.	West	67m south of Barton St. to 6m southerly	Anytime	Deleting
12 – Permit	E	Oak Ave.	East	50m south of Barton St. to 6m southerly	Anytime	Deleting
12 – Permit	E	Devonport St.	West	27m south of York St. to 6m south	Anytime	Deleting
12 – Permit	E	Strathcona Ave. S	East	100m south of King St. to 6m southerly	Anytime	Deleting
Schedule	Section	Highway	Side	Location	Times	Adding/Deleting

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

12 – Permit	<i>E</i>	Melrose	West	from 35.6m north of Beechwood to 8.4m northerly	Anytime	Deleting
12 – Permit	<i>E</i>	Belmont	East	from 43.6m north of Cannon to 6.1m northerly	Anytime	Deleting
12 – Permit	<i>E</i>	Shaw St.	North	105m east of Victoria Ave. to 6m easterly	Anytime	Deleting
12 – Permit	<i>E</i>	Cope St.	West	82m north of Vansitmart Ave to 6.5m northerly	Anytime	Adding
12 – Permit	<i>E</i>	Ray St.	East	40m north of York Blvd. to 6m northerly	Anytime	Deleting
12 – Permit	<i>E</i>	East 24th St.	East	from 40.2m north of Queendsale Ave. E. to 6m northerly	Anytime	Deleting
12 – Permit	<i>E</i>	East Ave. N	West	63m north of Cannon St. to 7m northerly	Anytime	Adding
12 – Permit	<i>E</i>	Douglas St.	East	14 m north of Francis St. to 6m northerly	Anyone	Adding
12 – Permit	<i>E</i>	Douglas St.	West	15 m north of Francis St. to 6m northerly	Anyone	Adding
12 – Permit	<i>E</i>	Dickson St.	East	18m south of Burlington St. to 6m southerly	Anytime	Adding

Schedule	Section	Highway	Side	Location	Times	Adding/ Deleting
13 – No Stopping	<i>E</i>	Stonehenge Dr.	West	Joshua Ave. to 33m northerly	Anytime	Adding
13 – No Stopping	<i>E</i>	King	North	Bay to Caroline	4:00 p.m. to 6:00 p.m. Monday to Friday	Deleting
Schedule		Highway	Side	Location	Times	Adding/ Deleting

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

Section						Deleting
13 – No Stopping	E	King St. W	North	Caroline St. to Hess St.	4:00 p.m. to 6:00 p.m. Mon -Fri	Deleting
13 – No Stopping	E	King St. W	North	Hess.St. to Queen St.	4:00 p.m. to 6:00 p.m. Mon -Fri	Deleting
13 – No Stopping	E	King St.	North	Caroline St to Bay St.	3:00 p.m. to 6:00 p.m. Mon -Fri	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 13th day of November 2019.

 F. Eisenberger
 Mayor

A. Holland
 City Clerk

 A. Holland
 City Clerk

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 266

CITY OF HAMILTON

BY-LAW NO. 19-

Respecting: Removal of Part Lot Control

Lots 10-24, 71-78, and 165-172 on Registered Plan No. 62M-1257 “Red Hill Phase 2”, municipally known as 208, 212, 216, 220, 224, 228, 232, 236, 239, 240, 243, 244, 247, 248, 251, 252, 255, 256, 259, 260, 263, 264, 267, 312, 316, 320, 324, 328, 332, 336, and 340 Bedrock Drive

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 thirty-two (32) easements for access and maintenance purposes, shown as Parts 1 to 32, inclusive, on Registered Plan 62R-21287, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 10 to 24, 71 to 78, and 165 to 172 on Registered Plan of Subdivision 62M-1257, in the City of Hamilton.
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.

Respecting: Removal of Part Lot Control

Lots 10-24, 71-78, and 165-172 on Registered Plan No. 62M-1257 "Red Hill Phase 2", municipally known as 208, 212, 216, 220, 224, 228, 232, 236, 239, 240, 243, 244, 247, 248, 251, 252, 255, 256, 259, 260, 263, 264, 267, 312, 316, 320, 324, 328, 332, 336, and 340 Bedrock Drive

Page 2 of 2

3. This by-law shall expire and cease to be of any force or effect on the 13th day of November, 2021.
4. **PASSED** this 13th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

PLC-19-011

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 267

CITY OF HAMILTON

BY-LAW NO. 19-

Respecting: Removal of Part Lot Control
Lots 118-145 on Registered Plan No. 62M-1257 "Red Hill Phase 2", municipally known as 3, 4, 7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 27, 28, 31, 32, 35, 36, 39, 40, 43, 44, 47, 48, 51, 52, 55, and 56 July Avenue

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 twenty-eight (28) easements for access and maintenance purposes, shown as Parts 1 to 28, inclusive, on deposited Reference Plan 62R-21274, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 118 to 145 on Registered Plan No. 62M-1257, in the City of Hamilton.

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 13th day of November 2021.
4. **PASSED** this 13th day of November 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

PLC-19-014

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 268

CITY OF HAMILTON

BY-LAW NO. 19-

Respecting: Removal of Part Lot Control

Lots 94-113, 150-163, 212-225, 229, 230, and 232-238, Plan 62M-1257, 3, 4, 7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 28, 32, 36, 40, 44, 48, 52, 56, 69, 73, 77, 81, 85, 89, 93, 101, 105, 125, 129, 130, 133, 134, 137, 138, 141, 142, 146, 147, 150, 153, 154, 157, 158, 161, 162, 165, 166, 169, 170, 174, 175, 178, 179, 182, and 183 Cactus Crescent

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 sixty (60) easements for maintenance and access purposes, shown as Parts 1 to 60 , inclusive, on deposited Reference Plan 62R-21275, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 94 to 113, 150 to 163, 212 to 225, 229, 230, and 232 to 238, Registered Plan No. 62M-1257, in the City of Hamilton.

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 13th day of November 2021.
4. **PASSED** this 13th day of November 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 269

CITY OF HAMILTON

BY-LAW NO.

Respecting: Removal of Part Lot Control
Lots 25 to 37 and 41 to 43 on Registered Plan No. 62M-1257 "Red Hill Phase 3-4",
municipally known as 11, 15, 19, 23, 27, 31, 35, 39, 43, 47, 51, 52, 55, 56, 59 and 60 Royal
Coachmen Way

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 16 maintenance easements, shown as Parts 1 to 16, inclusive, on deposited Reference Plan 62R-21265, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 25 to 37 and 41 to 43 on Registered Plan No. 62M-1257, in the City of Hamilton.

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 13th day of November 2021.
4. **PASSED** this 13th day of November 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 270

CITY OF HAMILTON

BY-LAW NO. 19

Respecting: Removal of Part Lot Control
Lots 45-56 and 59-62, Registered Plan No. 62M-1257 "Red Hill Phase 3-4", municipally
known as 108, 112, 116, 120, 124, 128, 132, 136, 140, 144, 148, 152, 89, 85, 81, and 77
Queen Mary Boulevard

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 16 maintenance easements, shown as Parts 1 to 16, inclusive, on deposited Reference Plan 62R-21264, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 45 to 56 and 59 to 62, Registered Plan No. 62M-1257, in the City of Hamilton.

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 13th day of November 2021.
4. **PASSED** this 13th day of November 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 271

CITY OF HAMILTON

BY-LAW NO.

Respecting: Removal of Part Lot Control

Lots 173-181 and 185-195 on Registered Plan No. 62M-1257 "Red Hill Phase 3-4", municipally known as 71, 67, 63, 59, 55, 51, 47, 43, 39, 12, 16, 20, 24, 28, 32, 36, 40, 44, 50, and 56 Magdalena Boulevard

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 twenty (20) easements for access and maintenance purposes, shown as Parts 1 to 20, inclusive, on deposited Reference Plan 62R-21270, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 173 to 181 and 185 to 195 on Registered Plan No. 62M-1257, in the City of Hamilton.

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 13th day of November 2021.
4. **PASSED** this 13th day of November 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 272

CITY OF HAMILTON

BY-LAW NO.

Respecting: Removal of Part Lot Control
Lots 197 to 208 and Lot 210 on Registered Plan No. 62M-1257, municipally known as 29, 41,
47, 51, 55, 107, 111, 115, 119, 123, 127, 131, and 135 Cuesta Heights

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 14 maintenance easements, shown as Parts 1 to 14, inclusive, on deposited Reference Plan 62R-21271, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 197 to 208 and Lot 210, Registered Plan No. 62M-1257, in the City of Hamilton.
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 13th day of November 2021.
4. **PASSED** this 13th day of November 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 17, Public Works Committee
Report 07-011 (TOE2005(b)/
FCS02026(b)/PED07248)
CM: September 26, 2007
Ward: 12

Bill No. 273

**CITY OF HAMILTON
BY-LAW NO.**

**To Impose a Sanitary Sewer Charge Upon Owners of Land Abutting Garner Road
East from Approximately 30m West of Raymond Road to Approximately 280m
Westerly, in the City of Hamilton**

WHEREAS the Council of the City of Hamilton authorized recovering a portion of costs associated with the construction of Sewer Works by approving, on September 26, 2007, Item 17 of Public Works Committee Report 07-011 (Report TOE02005(b)/FCS02026(b)/PED07248);

WHEREAS developers, Marz Homes (Garner) Inc. and A. DeSantis Developments Ltd., in satisfaction of terms and conditions of subdivision agreements "Cortland", Plan 62M-1255 and "Garner Estates", Plan 62M-1253, did construct certain Sewer Works, in the City of Hamilton, as more particularly described in Schedule "A" attached to this By-law; and,

WHEREAS the cost of the Sewer Works, including sanitary drain connections and a watermain connection is \$147,043.98 to be recovered from benefiting property owners. Cost recovery in favour of Marz Homes (Garner) Inc. for the water service connection.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Sewer Charges are imposed upon the owners or occupants of land who benefit from the construction of the Sewer Works (the "Assessed Owners").
2. The Assessed Owner's lands and the respective Sewer Charges are more particularly described in Schedule "A", which Schedule is attached to and forms part of this By-law.
3. The Sewer Charges have been established using the approved method for cost apportionment per City of Hamilton Report TOE02005(b)/FCS02026(b)/PED07248 (Funding Methodologies for Municipal Infrastructure Extensions Review and Update), establishing a Flat Fee Sanitary Sewer Charge of \$7,745.00 attributable to each Assessed Owner of an existing residential lot, in addition to the actual cost of \$6,588.23 for each 150mm sanitary drain connection by A. DeSantis Developments Ltd.; \$6,455.67 for each 150mm sanitary drain connection by Marz Homes (Garner) Inc. and the actual cost of \$4,639.60 for a water service connection attributable to 954 Garner Road East.

The Flat Fee shall be annually adjusted to the current rate in the City's User Fees and Charges By-law. The Sanitary drain and water service connection charges shall be indexed in accordance with the percentage change in the composite Canadata Construction Cost Index (Ontario Series) commencing from the completion date of construction, July 2018, to the date of permit issuance.

4. The amount resulting from the application of the Sewer Charges (the "Indebtedness"), shall be collected at the time of permit issuance for any connection to the said Sewer Works, in addition to any applicable permit fees.
5. The Assessed Owners have the option of paying the Indebtedness by way of annual payments over a period of 15 years from the date of permit issuance for connection by entry on the tax roll, to be collected in like manner as municipal taxes. The interest rate utilized for the 15 year payment shall be the City of Hamilton's then-current 15 year borrowing rate (2019 rate-3.50%).
6. Notwithstanding Section 5, an Assessed Owner of a parcel described in Schedule "A" may pay the commuted value of the Indebtedness without penalty, but including interest, at any time.
7. Should an Assessed Owner sever or subdivide their parcel of land, the Sewer Charges owed to the City of Hamilton, whether the parcel of land is connected or not, and whether or not the Assessed Owner has previously exercised the repayment option set out in Section 5 above, shall be paid forthwith to the City of Hamilton in a lump sum as a condition of the severance or subdivision approval.
8. Unpaid Sewer Charges constitute a debt to the City and may be added to the tax roll and collected in the same manner as municipal taxes.
9. If any provision or requirement of this By-law, or the application of it to any person, shall to any extent be held to be invalid or unenforceable by any court of competent jurisdiction, the remainder of the By-law, or the application of it to all persons other than those in respect of whom it is held to be invalid or unenforceable, shall not be affected, and each provision and requirement of this By-law shall be separately valid and enforceable.
10. This By-law comes into force on the day following the date of its passing.

PASSED this 13th day of November 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Schedule "A" to By-law No. 19-273

Garner Road East

Sanitary Sewer including Sanitary Drain Connections on Garner Road East from approximately 30m West of Raymond Road to approximately 280m Westerly

Sewer Charges

Property Address	Watermain Connection Charge	Sanitary Sewer Charge	Sanitary Sewer Drain Charge	Total Charge
954 Garner Road East	\$4,639.60	\$7,745.00	\$6,588.23	\$18,972.83
964 Garner Road East		\$7,745.00	\$6,588.23	\$14,333.23
992 Garner Road East		\$7,745.00	\$6,588.23	\$14,333.23
998 Garner Road East		\$7,745.00	\$6,455.67	\$14,200.67
1006 Garner Road East		\$7,745.00	\$6,455.67	\$14,200.67
1010 Garner Road East		\$7,745.00	\$6,455.67	\$14,200.67
1021 Garner Road East		\$7,745.00	\$6,455.67	\$14,200.67
1024 Garner Road East		\$7,745.00	\$6,455.67	\$14,200.67
1038 Garner Road East		\$7,745.00	\$6,455.67	\$14,200.67
0 Garner Road East (PIN 170810045)		\$7,745.00	\$6,455.67	\$14,200.67
TOTAL	\$4,639.60	\$77,450.00	\$64,954.38	\$147,043.98

Authority: Item 4, Planning Committee
Report: 19-016 (PED19186)
CM: October 23, 2019
Ward: 1

Bill No. 274

CITY OF HAMILTON

BY-LAW NO. 19-

To Adopt:

**Official Plan Amendment No. 127 to the
Urban Hamilton Official Plan**

Respecting:

**1190 Main Street West, 43, 47, 51 & 55 Forsyth Avenue South, 75, 77, 81, 99, 103,
107, 111 & 115 Traymore Avenue, & 50 Dalewood Avenue
(Hamilton)**

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Amendment No. 127 to the Urban Hamilton Official Plan consisting of Schedule "1", hereto annexed and forming part of this by-law, is hereby adopted.

PASSED this 13th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Urban Hamilton Official Plan Amendment No. 127

The following text, together with Appendix “A”: Volume 2, Map B.6.2-1 – Ainslie Wood Westdale Secondary Plan – Land Use Plan, constitutes Official Plan Amendment No. 127 to the Urban Hamilton Official Plan.

1.0 Purpose and Effect:

The purpose and effect of this Amendment is to establish a Site Specific Policy Area within the Mixed Use – Medium Density designation in the Ainslie Wood Westdale Secondary Plan – Land Use Plan to permit the development of McMaster University student residences.

2.0 Location:

The lands affected by this Amendment are known municipally as 1190 Main Street West, 43, 47, 51 and 55 Forsyth Avenue South, 75, 77, 81, 83, 99, 103, 107, 111 and 115 Traymore Avenue, and 50 Dalewood Avenue, in the former City of Hamilton.

3.0 Basis:

The basis for permitting this Amendment is:

- The proposed development complies with the function, scale and design of the Mixed Use – Medium Density designation;
- The proposed development serves the McMaster University Campus by providing additional purpose-built student residences,
- The proposed Amendment is consistent with the Provincial Policy Statement, 2014 and conforms to the Growth Plan for the Greater Golden Horseshoe, 2019.

4.0 Actual Changes:

4.1 Volume 2 – Secondary Plans

Text

4.1.1 Chapter B.6.0 – Hamilton Secondary Plans – Section B.6.2 – Ainslie Wood Westdale Secondary Plan

- a. That Volume 2, Chapter B.6.0 – Hamilton Secondary Plans, Section B.6.2 – Ainslie Wood Westdale Secondary Plan be amended by adding a new Site Specific Policy, as follows:

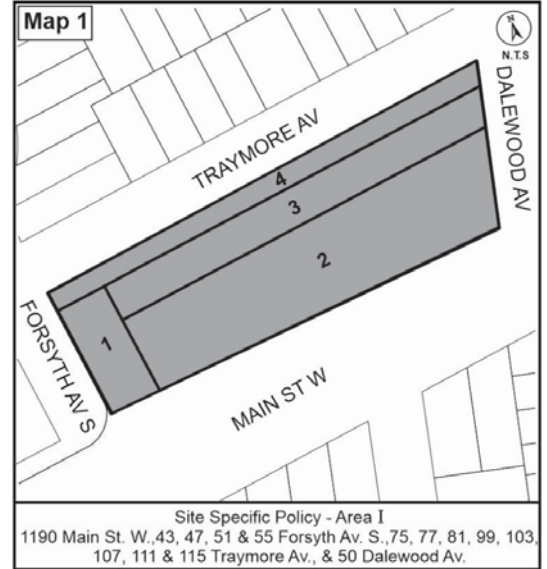
“Site Specific Policy – Area I

B.6.2.17.10 The following policies shall also apply to the lands located at 1190 Main Street West, 43, 47, 51 and 55 Forsyth Avenue North, 75, 77, 81, 83, 99, 103, 107, 111 and 115 Traymore Avenue, and 50 Dalewood Avenue, designated “Mixed Use – Medium Density” and identified as Site Specific Policy – Area I on Map B.6.2-1 – Ainslie Wood Westdale Secondary Plan – Land Use Plan:

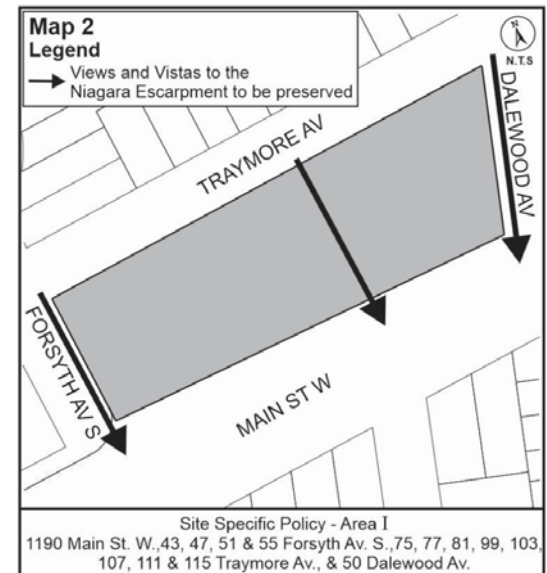
- a) In addition to Section E.4.6.6 and notwithstanding Section E.4.6.5 a) of Volume 1, the following uses shall be prohibited:
- i) drive through facilities;
 - ii) gas bars and car washes; and
 - iii) vehicular service stations.
- b) *Development* and/or *redevelopment* shall be in accordance with the City’s Transit Oriented Development Guidelines;
- c) Should development and/or redevelopment of the lands occur in phases, any undeveloped lands shall be retained as open space/parks and not be used for surface parking;

d) Notwithstanding Policy B.6.2.7.2 b) and Policies E.4.6.7, E.4.6.8 and E.3.5.8 of Volume 1, and shown on Map 1, building heights shall be restricted as follows:

- i) for Area 1 the maximum height shall be 15 storeys;
- ii) for Area 2 the maximum height shall be 10 storeys;
- iii) for Area 3 the maximum height shall be 8 storeys; and,
- iv) for Area 4 the maximum height shall be 2 storeys.



e) Views and vistas to the Niagara Escarpment identified on Map 2 for Site Specific Policy – Area I shall be preserved, in accordance with Policy B.6.2.13.2 f).”



Maps

4.2.2 Map B.6.2-1 – Ainslie Wood Westdale Secondary Plan – Land Use Plan

- a. That Volume 2, Map B.6.2-1 – Ainslie Wood Westdale Secondary Plan – Land Use Plan be amended by:
 - i) deleting the Area Specific Policy – Area E from the subject lands; and
 - ii) adding the subject lands as Site Specific Policy – Area I,

as shown on Appendix "A", attached to this Amendment.

5.0 Implementation:

An implementing Zoning By-Law Amendment and Site Plan will give effect to the intended uses on the subject lands.

This Official Plan Amendment is Schedule "1" to By-law No. 19-274 passed on the 13th day of November, 2019.

**The
City of Hamilton**

F. Eisenberger
MAYOR

A. Holland
CITY CLERK

Appendix A
 APPROVED Amendment No. 127
 to the Urban Hamilton Official Plan

Lands to be identified as Site Specific Policy - Area "I"

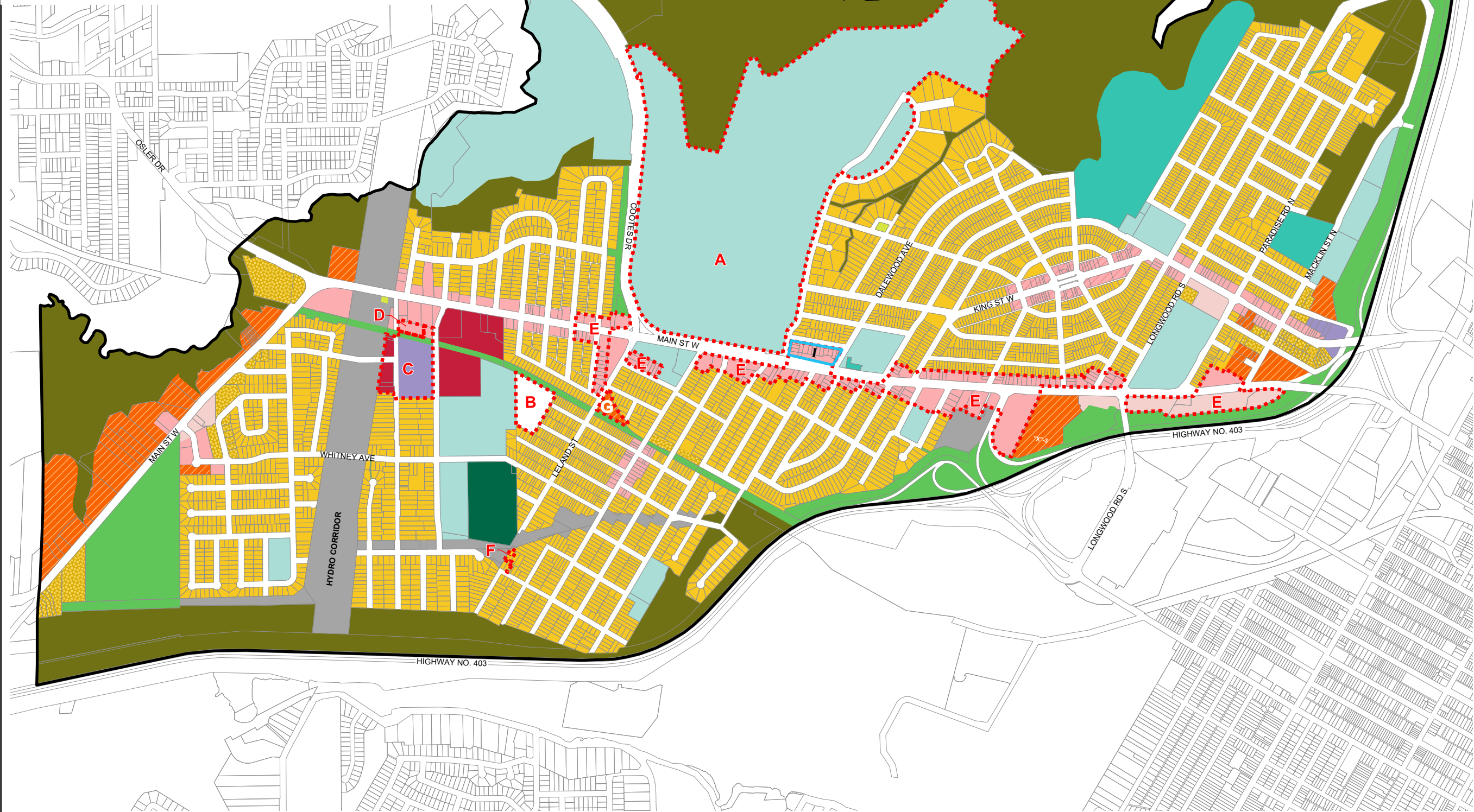
Remove Area Specific Policy - Area E identification

(1190 Main Street West, 43, 47, 51 & 55 Forsyth Avenue South, 75, 77, 81, 83, 99, 103, 107, 111 & 115 Traymore Avenue & 50 Dalewood Avenue, in the former City of Hamilton)

Date:
 November 6, 2019

Revised By:
 DM/NB

Reference File No.:
 UHOPA 127(H)



Legend

Residential Designations

- Low Density Residential 2
- Low Density Residential 3c
- High Density Residential 1

Commercial and Mixed Use Designations

- Local Commercial
- Mixed Uses - Medium Density
- Mixed Uses - Medium Density - Pedestrian Focus
- District Commercial

Parks and Open Space Designations

- Parkette
- Neighbourhood Park
- Community Park
- General Open Space
- Natural Open Space

Other Designations

- Institutional
- Employment Area - Industrial Lands
- Utility

Other Features

- Area or Site Specific Policy
- Secondary Plan Boundary

Council Adopted: July 9, 2009
 Ministerial Approval: March 16, 2011
 Effective Date: August 16, 2013

Urban Hamilton Official Plan
Ainslie Wood Westdale
Secondary Plan
 Land Use Plan
 Map B.6.2-1



Not To Scale



Date: January 2019

PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT

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Authority: Item 31, Economic Development
and Planning Committee
Report 06-005
CM: April 12, 2006
Ward: 4

Bill No. 275

**CITY OF HAMILTON
BY-LAW NO. 19-____**

To Amend Zoning By-law No. 05-200, as amended by By-law 18-003, respecting lands located at 20 Reid Avenue North, 11-17 and 41 Reid Avenue South, 22-116 Lang Street and 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22 and 24 Hayes Avenue, Hamilton, (Ward 4)

WHEREAS the City of Hamilton has in force several Zoning By-laws which apply to the different areas incorporated into the City by Virtue of the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap 14;

WHEREAS the City of Hamilton is the lawful successor to the former Municipalities, identified in Section 1.7 of By-law No. 05-200;

WHEREAS it is desirable to enact a new Zoning By-law to comprehensively deal with Zoning through the City;

WHEREAS the first stage of the new Zoning By-law, being By-law No. 05-200, came into force on the 25th day of May, 2005; and,

WHEREAS the Council of the City of Hamilton, in adopting Section 31 of Report 06-005 of the Planning and Economic Development Committee at its meeting held on the 12th day of April, 2006, recommended that the Director of Development and Real Estate be authorized to give notice and prepare by-laws for presentation to Council, to remove the "H" Holding provision from By-laws where the conditions have been met.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That Map 1092 appended to and forming part of By-law No. 05-200, as amended by By-law No. 18-003 is hereby further amended by changing the zoning from the Downtown Multiple Residential (D6, 696, H70) Zone, to the Downtown Multiple Residential (D6, 696) Zone, on the lands the extent and boundaries of which are shown on Schedule "A" annexed hereto and forming part of this by-law.

2. That Schedule “D” – Holding Provisions, of By-law No. 05-200, be amended by deleting Holding Provision 70.
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*.
4. 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 Downtown Multiple Dwelling (D6, 696) Zone provisions.
5. That this By-law No. 19-___ shall come into force and be deemed to come into force in accordance with Sub-section 34(21) of the *Planning Act*, upon the date of passage of this By-law.

PASSED this 13th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

ZAH-19-049




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
 Maps 1409 & 1411

Subject Property
 20 Reid Avenue North, 11-17 & 41 Reid Avenue South
 22-116 Lang Street, 2, 4, 6, 8, 10, 12, 14, 16, 18, 20
 22 & 24 Hayes Avenue

 Change from Downtown Multiple Residential (DS, 696, H70) Zone, Holding to Downtown Multiple Residential (DS, 696) Zone

Scale: N.T.S	File Name/Number: ZAH-19-049
Date: October 25, 2019	Planner/Technician: AD/AL
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT	



Authority: Item 4, Planning Committee
Report 19-017 (PED19209)
CM: November 13, 2019
Ward: 5

Bill No. 276

CITY OF HAMILTON

By-law No. 19-

To Amend Zoning By-law No. 6593

Respecting Lands Located at 2798 and 2804 King Street East and 8 Vienna Street

WHEREAS the *City of Hamilton Act, 1999*, Statutes of Ontario, 1999 Chap. 14, Schedule C. did incorporate, as of January 1, 2001, the municipality “City of Hamilton”;

AND WHEREAS the City of Hamilton is the successor to certain area municipalities, including the former municipality known as the “The Corporation of the City of Hamilton” 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 and Official Plans of the former area municipalities and the Official Plan of the former regional municipality continue in full force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 (Hamilton) on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951 (File No. P.F.C. 3821);

AND WHEREAS the Council of the City of Hamilton, in adopting Item 4 of Report 19-017 of the Planning Committee, at its meeting held on the 13th day of November 2019, recommended that Zoning By-law No. 6593 (Hamilton), be amended as hereinafter provided; and,

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 Sheet No. E106 of the District Maps appended to and forming part of Zoning By-law No. 6593 (Hamilton), is amended as follows:
 - a) By changing the zoning from “AA” (Agricultural) District to the “C/S-1790” (Urban Protected Residential, Etc.) District, Modified (Block 1); and,
 - b) By changing the zoning from “C” (Urban Protected Residential, Etc.) District to the “C/S-1790” (Urban Protected Residential, Etc.) District, Modified (Block 2);

on the land the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. That the "C" (Urban Protected Residential, Etc.) District provisions as contained in Section 9 of Zoning By-law No. 6593 applicable to the subject lands, be modified to include the following special requirements:
 - a) Notwithstanding Section 18 (14) (i), not less than 41% of the gross area of the front yard shall be used for a landscaped area excluding concrete, asphalt, gravel, pavers or other similar materials.
 - b) Notwithstanding Section 18A (14a), except for single family dwellings, two family dwellings and three family dwellings erected prior to the 14th day of December 1971, no part of a required parking space for a single family dwelling in a residential district shall be located in a required front yard and not less than 41% of the gross area of the front yard shall be used for a landscaped area excluding concrete, asphalt, gravel, pavers or other similar materials.
3. 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 "C" (Urban Protected Residential, Etc.) District.
4. That By-law No. 6593 is amended by adding this By-law to Section 19B as Schedule S-1790.
5. That Sheet No. E106 of the District maps is amended by making the lands referred to in Section 2 of this By-law as Schedule S-1790.
6. 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 November 13th, 2019

F. Eisenberger
Mayor

A. Holland
City Clerk

ZAC-19-037



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. 6593

Subject Property

2798 & 2804 King Street East & 8 Vienna Street



Block 1 - Change in Zoning from the "AA" (Agricultural) District, to the "C/S-1790" (Urban Protected Residential, Etc.) District, Modified



Block 2 - Change in Zoning from the "C" (Urban Protected Residential, Etc.) District, to the "C/S-1790" (Urban Protected Residential, Etc.) District, Modified

Scale:
 N.T.S.

File Name/Number:
 ZAR-19-037

Date:
 Sept. 25, 2019

Planner/Technician:
 DB/AL



Hamilton

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT

Authority: Item 4, Planning Committee
Report 19-017 (PED19209)
CM: November 13, 2019
Ward: 5

Bill No. 276

CITY OF HAMILTON

By-law No. 19-

To Amend Zoning By-law No. 6593 Respecting Lands Located at 2798 and 2804 King Street East and 8 Vienna Street

WHEREAS the *City of Hamilton Act, 1999*, Statutes of Ontario, 1999 Chap. 14, Schedule C. did incorporate, as of January 1, 2001, the municipality “City of Hamilton”;

AND WHEREAS the City of Hamilton is the successor to certain area municipalities, including the former municipality known as the “The Corporation of the City of Hamilton” 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 and Official Plans of the former area municipalities and the Official Plan of the former regional municipality continue in full force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 (Hamilton) on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951 (File No. P.F.C. 3821);

AND WHEREAS the Council of the City of Hamilton, in adopting Item 4 of Report 19-017 of the Planning Committee, at its meeting held on the 13th day of November 2019, recommended that Zoning By-law No. 6593 (Hamilton), be amended as hereinafter provided; and,

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 Sheet No. E106 of the District Maps appended to and forming part of Zoning By-law No. 6593 (Hamilton), is amended as follows:
 - a) By changing the zoning from “AA” (Agricultural) District to the “C/S-1790” (Urban Protected Residential, Etc.) District, Modified (Block 1); and,
 - b) By changing the zoning from “C” (Urban Protected Residential, Etc.) District to the “C/S-1790” (Urban Protected Residential, Etc.) District, Modified (Block 2);

on the land the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. That the "C" (Urban Protected Residential, Etc.) District provisions as contained in Section 9 of Zoning By-law No. 6593 applicable to the subject lands, be modified to include the following special requirements:
 - a) Notwithstanding Section 18 (14) (i), not less than 41% of the gross area of the front yard shall be used for a landscaped area excluding concrete, asphalt, gravel, pavers or other similar materials.
 - b) Notwithstanding Section 18A (14a), except for single family dwellings, two family dwellings and three family dwellings erected prior to the 14th day of December 1971, no part of a required parking space for a single family dwelling in a residential district shall be located in a required front yard and not less than 41% of the gross area of the front yard shall be used for a landscaped area excluding concrete, asphalt, gravel, pavers or other similar materials.
3. 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 "C" (Urban Protected Residential, Etc.) District.
4. That By-law No. 6593 is amended by adding this By-law to Section 19B as Schedule S-1790.
5. That Sheet No. E106 of the District maps is amended by making the lands referred to in Section 2 of this By-law as Schedule S-1790.
6. 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 November 13th, 2019

F. Eisenberger
Mayor

A. Holland
City Clerk

ZAC-19-037



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. 6593

Subject Property

2798 & 2804 King Street East & 8 Vienna Street



Block 1 - Change in Zoning from the "AA" (Agricultural) District, to the "C/S-1790" (Urban Protected Residential, Etc.) District, Modified



Block 2 - Change in Zoning from the "C" (Urban Protected Residential, Etc.) District, to the "C/S-1790" (Urban Protected Residential, Etc.) District, Modified

Scale:
 N.T.S.

File Name/Number:
 ZAR-19-037

Date:
 Sept. 25, 2019

Planner/Technician:
 DB/AL



Hamilton

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT

Authority: Item 5, Planning Committee
Report 19-017 (PED19190)
CM: November 13, 2019
Ward: 5

Bill No. 278

CITY OF HAMILTON

BY-LAW NO. 19-

To amend Zoning By-law No. 05-200 with respect to lands located at 328, 336, Part of 344, 400, 532, 536, and 538 Beach Boulevard, Hamilton

WHEREAS Council approved Item 5 of Report 19-017 of the Planning Committee, at its meeting held on November 13, 2019;

AND WHEREAS this By-law conforms to the Urban Hamilton Official Plan;

NOW THEREFORE Council amends Zoning By-law No. 05-200 as follows:

1. That Maps 735, 793, and 834 of Schedule “A” – Zoning Maps is amended by changing the zoning from the Neighbourhood Commercial (C2) Zone, to the Neighbourhood Commercial (C2, 499) Zone for the lands attached as Schedule “A” to this By-law.
2. That Schedule “C” - Special Exceptions is amended by adding the following new Special Exception:

“499. Within the lands zoned Neighbourhood Commercial (C2) Zone, identified on Maps 735, 793, and 834 of Schedule “A” – Zoning Maps, and described as:

Property Address	Map Number
328 Beach Boulevard	834
336 Beach Boulevard	834
Part of 344 Beach Boulevard	834
400 Beach Boulevard	735
532 Beach Boulevard	793
536 Beach Boulevard	793
538 Beach Boulevard	793

The following special provisions shall apply:

- a) Section 4.6 d) shall not apply to the side yard.
- b) Notwithstanding Section 4.8.1, the following provisions shall apply:
 - i) No accessory building shall be located within a front yard or side yard.

- ii) Minimum Rear Yard 0.6 metres
 - iii) Maximum Height 4.5 metres
 - iv) All accessory buildings shall not exceed 30% total lot coverage of the yard in which the accessory buildings are located, included areas devoted exclusively to parking.
 - v) Where an accessory building is designed and intended for parking of motor vehicles, such accessory building shall be set back a minimum of 6.0 metres from any street line.
 - vi) In no cases shall an eave or gutter extend more than 0.3 metres into a minimum yard.
- c) Notwithstanding Section 10.2.3 c) i), the following provision shall apply:
- i) Minimum Interior Side Yard 1.7 metres
- d) In addition to Section 10.2.3: Regulations, the following provisions shall apply:
- i) The minimum ground floor elevation of any building or any building addition shall be 76.5 metres above mean sea level, as defined by the Geodetic Survey Datum, except for any building addition less than 14 square metres in ground floor area, and any accessory building or structure.
 - ii) No basement or cellar shall be permitted for any buildings.
 - iii) Any building addition less than 14 square metres in ground floor area, shall have a minimum ground floor elevation at or above the existing ground floor elevation of the building.
- e) Notwithstanding clause c) of this By-law, an interior side yard may be reduced to a minimum 1.5 metres, provided a common swale between the interior side yard and the adjoining property has been approved under an approved Site Plan.
- f) Notwithstanding any other provisions of this By-law, any lot and the location thereof of any building or structure, existing on the effective date of this By-law, shall be deemed to comply with the regulations for any required setbacks, front yard, façade building length, flankage yard, rear yard, lot width, lot area and building height and are permitted by this By-law.”

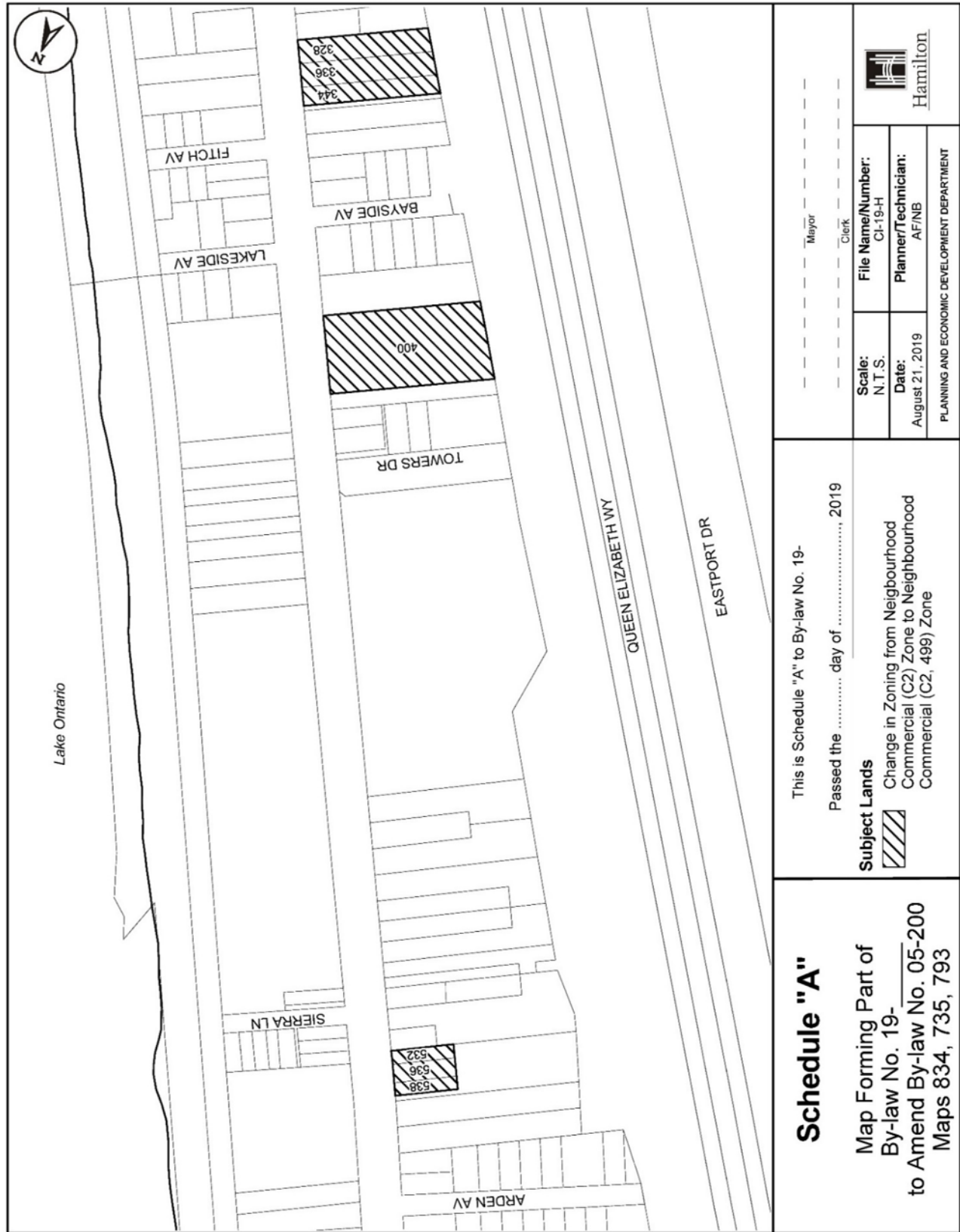
3. That the Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this By-law in accordance with the *Planning Act*.

PASSED this 13th day of November, 2019

F. Eisenberger
Mayor

A. Holland
City Clerk

CI-19-H



<p>Schedule "A"</p> <p>Map Forming Part of By-law No. 19- to Amend By-law No. 05-200 Maps 834, 735, 793</p>	<p>This is Schedule "A" to By-law No. 19- Passed the day of, 2019</p>		<p>Mayor -----</p> <p>Clerk -----</p>
	<p>Subject Lands</p> <p>Change in Zoning from Neighbourhood Commercial (C2) Zone to Neighbourhood Commercial (C2, 499) Zone</p>	<p>Scale: N.T.S.</p> <p>Date: August 21, 2019</p>	<p>File Name/Number: CI-19-H</p> <p>Planner/Technician: AF/NB</p>

CITY OF HAMILTON

BY-LAW NO. 19-

To Confirm the Proceedings of City Council at its meeting held on November 13, 2019.

**THE COUNCIL OF THE
CITY OF HAMILTON
ENACTS AS FOLLOWS:**

1. The Action of City Council at its meeting held on the 13th day of November 2019, in respect of each recommendation contained in

Selection Committee Report 19-005 – October 16, 2019,
Special General Issues Committee Report 19-022 – October 30, 2019,
Public Works Committee Report 19-015 – November 4, 2019,
Planning Committee Report 19-017 – November 5, 2019,
General Issues Committee Report 19-023 – November 6, 2019,
Selection Committee Report 19-006 – November 6, 2019,
Audit, Finance & Administration Committee Report 19-016 – November 7, 2019,
and
Emergency & Community Services Committee Report 19-013 – November 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 13th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk