



City of Hamilton

CITY COUNCIL AGENDA

20-026

Wednesday, December 16, 2020, 9:30 A.M.

Due to the COVID-19 and the Closure of City Hall

All electronic meetings can be viewed at:

City's Website: <https://www.hamilton.ca/council-committee/council-committee-meetings/meetings-and-agendas>

City's YouTube Channel: <https://www.youtube.com/user/InsideCityofHamilton> or Cable 14

Call to Order

1. APPROVAL OF AGENDA

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

2. DECLARATIONS OF INTEREST

3. APPROVAL OF MINUTES OF PREVIOUS MEETING

3.1. November 25, 2020

4. COMMUNICATIONS

4.1. Correspondence from the Township of Huron-Kinloss requesting support for their resolution for tougher laws and larger financial penalties when dealing with unauthorized car rallies and participants.

Recommendation: Be endorsed.

- 4.2. Correspondence respecting the protest to defund the Hamilton Police:
 - 4.2.a. Evan Ubene
 - 4.2.b. Joy Mudjar
 - 4.2.c. Ashley Daniels
 - 4.2.d. Alix MacLean
 - 4.2.e. Danielle Hitchcock-Welsh
 - 4.2.f. Grace Evans and Scott Dobbin
 - 4.2.g. Sarah Van Berkel
 - 4.2.h. Rebecca Steckle
 - 4.2.i. Seamus Atkinson
 - 4.2.j. Lauren Stephen
 - 4.2.k. Alexandra Weinberger
 - 4.2.l. Rosa Zetler
 - 4.2.m. Olivia Mancini
 - 4.2.n. Emergency Support Committee for Refugees Board of Directors
 - 4.2.o. Alexandra Weinberger
 - 4.2.p. Sabatino Parisse
 - 4.2.q. Patricia Varanesi
 - 4.2.r. Amanda Santos
 - 4.2.s. Danielle Hitchcock-Welsh
 - 4.2.t. Gillian Kearns
 - 4.2.u. Sarah Cripps
 - 4.2.v. Hannah Uzelac

4.2.w. Vilma Rossi

4.2.x. Victoria Marko

4.2.y. Sonia Martin and Alan Robson

4.2.z. Samantha Richarz

4.2.aa. Laura Katz

4.2.ab. Olivia Bozzo

4.2.ac. Maureen McKeating

4.2.ad. Krista Binnington

4.2.ae. Tanya Ritchie

4.2.af. Oliver Fraser

4.2.ag. Jess Taylor

4.2.ah. Sandra Smith

4.2.ai. Jenn Cross

4.2.aj. Olivia Bozzo

4.2.ak. Emily Kulpaka

4.2.al. Reem Mandil

4.2.am. Danielle Hitchcock-Welsh

4.2.an. Danielle Hitchcock-Welsh

4.2.ao. Alexandra Weinberger

4.2.ap. Patricia Varanesi

4.2.aq. Ani Chenier

4.2.ar. Scott Neigh

4.2.as. Danielle Hitchcock-Welsh

- 4.2.at. George Ball
 - 4.2.au. Michael Moniz
 - 4.2.av. Suzanne Kelly - Added as Item 4.31
 - 4.2.aw. Doreen Stermann
 - 4.2.ax. Kim Selman
 - 4.2.ay. 14 For Progress
 - 4.2.az. Roger Stermann
 - 4.2.ba. Diane Fields
 - 4.2.bb. Meaghan Horn
 - 4.2.bc. Ken McLaren
 - 4.2.bd. Katie King
 - 4.2.be. Sarah Van Berkel
- 4.3. Correspondence from Halton Region respecting their resolution in regards to the Water Supply for 720, 768 and 780 Mountain Brow Road West in North Aldershot, Burlington for information.
- Recommendation: ***Be received and referred to the General Manager of Public Works for appropriate action.***
- 4.4. Correspondence from Helen Jowett, Chair, Grand River Conservation Authority respecting Bill 229: Protect, Support and Recover from COVID-19 Act (Budget Measures).
- 4.4.a. Additional Information
- Recommendation: Be endorsed.
- 4.5. Correspondence from Brenda Johnson, Chair and Bruce MacKenzie, Vice Chair, Niagara Peninsula Conservation Authority respecting the changes to the Conservation Authorities Act and Conservation Authorities' Role in Land Use Planning.
- Recommendation: Be endorsed.

4.6. Correspondence from Malwina Szczotka respecting In-School Speech Therapy Service Concern.

Recommendation: Be received.

4.7. Correspondence respecting Sidewalk Snow Removal:

4.7.a. LGBTQ Advisory Committee

4.7.b. Joshua Weresch

Recommendation: Be received.

4.8. Correspondence from the Township of Howick requesting support for their resolution requesting the Ministry of Agriculture, Food and Rural Affairs amend the Tile Drainage Installation Act and/or the regulations under the Act that would

require tile drainage contractors to file farm tile drainage installation plans with the local municipality.

Recommendation: Be received.

4.9. Correspondence from Business Improvement Areas requesting Council to continue to advocate on their behalf when working with provincial and public health counterparts in implementing COVID-19 Response Framework; to consider their fate and

to demand a fair and level playing field for all businesses so that they have the same opportunity to make it through the pandemic...bruised and scathed but still viable:

4.9.a. Tara Crugnale, Chair, Downtown Dundas Business Improvement Area

4.9.b. Waterdown BIA Directors, on behalf of the Waterdown BIA membership

Recommendation: Be received.

4.10. Correspondence from the County of Frontenac requesting support for their resolution requesting that the Province extend the compliance deadline stated in Section 14(4) of Ontario Regulation 191/11 to require designated public sector organizations

to meet the compliance standards, by a minimum of one (1) year to at least January 1, 2022 and to consider providing funding support and training resources to municipalities to meet these compliance standards.

Recommendation: Be endorsed.

- 4.11. Correspondence from Jim Bradley, Chair, Niagara Region respecting Niagara Region's support for the Niagara Peninsula Conservation Authority Board of Directors motion requesting that the province remove the proposed Schedule 6 from Bill 229 and continue

to work with the conservation authorities on regulations proposed under Bill 108 to achieve desired improvements in the planning process.

Recommendation: Be endorsed.

- 4.12. Correspondence from Ian Borsuk of Environment Hamilton on behalf of the Hamilton Transit Alliance respecting the status of transit in the City of Hamilton and potential concerns on how the provincial government has chosen to proceed with providing municipalities like Hamilton with essential funding as a result of the pandemic.

Recommendation: Be received *and referred to the General Managers of Public Works and Finance and Corporate Services for appropriate action.*

- 4.13. Correspondence from Board of Directors of The Waterfront Regeneration Trust respecting Schedule 6 of Bill 229 which contains changes to the Conservation Authority Act, which will cripple Conservation Authorities, destroy watershed planning and politicize

the planning process.

Recommendation: Be endorsed.

- 4.14. Correspondence requesting that Council stop MZOs and stop new sprawl proposals on farmland and natural areas outside of the urban boundary:

4.14.a. Kelly Ross

4.14.b. Nancy Hurst

4.14.c. Leanna Nigro

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

- 4.15. Correspondence from the City of St. Catharines requesting support for the resolution requesting that Ontario's Health Ministry accept Hospice Niagara's request and start fully funding all hospice health care workers fully right away.

Recommendation: Be endorsed.

- 4.16. Correspondence from the Municipality of Southwest Middlesex requesting support for their resolution requesting the Province work with the Federal Minister of Transportation to address concerns regarding municipal draining matters and the need for coordination with the national railways.

Recommendation: Be received.

- 4.17. Correspondence respecting faulty work; the release of financial penalties and more transparency with respect to the bidding process:

4.17.a. Roger Stermann

4.17.b. Carmen Stermann

4.17.c. Alexander Borghesan

Recommendation: Be received.

- 4.18. Correspondence from the Region of Peel requesting support for their resolution requesting amendments to the Criminal Code that provide protections for paramedics.

Recommendation: Be received.

- 4.19. Correspondence from the City of St. Catharines requesting support for their resolution requesting the Government of Ontario to place an interim cap of 2.5 mega tonnes per year on our gas plants' greenhouse gas pollution and develop and implement

a plan to phase-out all gas-fired electricity generation by 2030 to ensure that Ontario meets its climate targets.

Recommendation: Be received.

- 4.20. Correspondence from Principles Integrity respecting a Code of Conduct complaint against Councillor Merulla.

Recommendation: Be received.

- 4.21. Correspondence from Dawn Danko, Chair, Hamilton-Wentworth District School Board to the Honourable Stephen Lecce, Minister of Education respecting their concerns regarding student transportation during our 2020-21 school reopening.

Recommendation: Be received.

- 4.22. Correspondence from Josh Neubauer, Planner, Urban Strategies; Mary Lou Tanner, Planner, Niagara Planning Group and Kate Whalen, McMaster respecting comments on the Report of the Mayor's Task Force on Economic Recovery regarding the Task Force's Report.

Recommendation: Be received and referred to the consideration of Item 8 of General Issues Committee Report 20-023.

- 4.23. Correspondence from Suzanne Kelly respecting Homelessness.

Recommendation: Be received.

5. COMMITTEE REPORTS

- 5.1. Mayor's Task Force on Economic Recovery Report 20-006 - November 26, 2020
- 5.2. Special General Issues Committee Report 20-022 - November 30, 2020
- 5.3. Board of Health Report 20-008 – December 7, 2020
- 5.4. Public Works Committee Report 20-012 – December 7, 2020
- 5.5. Planning Committee Report 20-015 – December 8, 2020
- 5.6. General Issues Committee Report 20-023 – December 9, 2020
- 5.7. Audit, Finance and Administration Committee Report 20-013 – December 10, 2020
- 5.8. Emergency and Community Services Committee Report 20-011 – December 10, 2020
- 5.9. General Issues Committee (GRIDS 2 and the Municipal Comprehensive Review) Report 20-024 - December 14, 2020

6. MOTIONS

- 6.1. Appointment to the Greater Bay Area Sub-Committee
- 6.2. Appointment to the Committee Against Racism
- 6.3. Amendments to sub-sections (d) and (e) to Item 4 of the Emergency & Community Services Committee Report 19-007, respecting Report HSC19034 – Affordable Housing Demonstration Project, which was approved by Council on June 26, 2019
- 6.4. Amendments to Item 1 of the General Issues Committee Report 19-019, respecting Report PW19083/FCS18048 - Investing in Canada Infrastructure Program – Public Transit Stream Grant Program

6.5. COVID-19 Recreation User Fee Financial Relief

6.6. Amendment to Item 9.2 of the November 11, 2020 Council Minutes , respecting Report PW20068(b) - City of Hamilton Transfer Stations and Community Recycling Centres Contract Update

7. NOTICES OF MOTIONS

8. STATEMENTS BY MEMBERS

9. PRIVATE AND CONFIDENTIAL

9.1. Closed Session Minutes – November 25, 2020

Pursuant to Section 8.1, Sub-sections (e), (f), (i) and (k) of the City's Procedural By-law 18-270, as amended; and, Section 239(2), Sub-sections (e), (f), (i) and (k) 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; the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization 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 City of a local board.

10. BY-LAWS AND CONFIRMING BY-LAW

10.1. 252

To Establish City of Hamilton Land Described as Block 186 on Plan 62M-992 as Part of Provident Way

Ward: 11

10.2. 253

To Establish City of Hamilton Land Described as Block 189 on Plan 62M-992 as Part of Rosebury Way

Ward: 11

10.3. 254

To Establish City of Hamilton Land Described as Parts 1, 4, 7, and 10 on Plan 62R-21280, as Part of Skinner Road

Ward: 9

- 10.4. 255
A By-law to Establish the 2021 Water and Wastewater/Storm Fees and Charges for Services, Activities and Use of Property Provided by the City of Hamilton
Ward: City Wide
- 10.5. 256
To Amend the Sanitary Surcharge and Wastewater Abatement By-law No. 03-272 and Implement the 2021 Fees and Charges
Ward: City Wide
- 10.6. 257
To Amend the Waterworks By-law No. R84-026 and Implement the 2021 Fees and Charges
Ward: City Wide
- 10.7. 258
To Amend the Sewer and Drain By-law No. 06-026, and Implement the 2021 Fees and Charges
Ward: City Wide
- 10.8. 259
To Amend By-law No. 15-058, a By-law Respecting Building Permits and Related Matters
Ward: City Wide
- 10.9. 260
To Amend City of Hamilton By-law No. 17-225, being a By-law to Establish a System of Administrative Penalties
Table 23 – By-law No. 20-077 Nuisance By-law
Ward: City Wide
- 10.10. 261
To Adopt Official Plan Amendment No. 141 to the Urban Hamilton Official Plan Respecting 56 Highland Road West (Stoney Creek)
Ward: 9

- 10.11. 262
To Amend Zoning By-law No. 3692-92, Respecting Lands Located at 56 Highland Road West, Stoney Creek
ZAC-16-057
Ward: 9
- 10.12. 263
To Adopt Official Plan Amendment No. 25 to the Rural Hamilton Official Plan Respecting 2121 and 2187 Regional Road 56 (former Township of Glanbrook)
Ward: 11
- 10.13. 264
Respecting Removal of Part Lot Control, Block 155, Registered Plan No. 62M-1251 “Laguna Village”, municipally known as 315 Dalgleish Trail, Glanbrook
PLC-19-035
Ward: 11
- 10.14. 265
Respecting Removal of Part Lot Control, Lots 7, 8 and 9 of Registered Plan No. 62M-1233 known as “Binbrook Heights Addition – Phase 1” (Parts 7 and 8 of Registered Plan 62R-20437), municipally known as 6, 10 and 14 Daw Avenue
PLC-20-009
Ward: 11
- 10.15. 266
To Amend By-law No. 01-215, Being a By-law to Regulate Traffic
Schedule 5 (Stop Control)
Ward: 9, 11

- 10.16. 267
To Amend By-law No. 01-215 Being a By-law To Regulate Traffic
Schedule 2 (Speed Limits)
Schedule 3 (Flashing School Zones – Reduced Speed Limit)
Schedule 9 (No Right Turn on Red)
Schedule 18 (Bike Lanes)
Schedule 24 (Designated Community Safety Zones)
Ward: 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15
- 10.17. 268
To Amend By-law No. 01-215, Being a By-law to Regulate Traffic
Schedule 34 (Designated Community Safety Zones)
Ward: 3
- 10.18. 269
A By-law to Amend By-law No. 01-215, Being a By-law to Regulate Traffic
E-Scooters
Ward: City Wide
- 10.19. 270
A By-law to Regulate the Use of Commercial E-Scooters in Hamilton
Ward: City Wide
- 10.20. 271
A By-law to Amend By-law No. 01-219, to Manage and Regulate Municipal Parks
and to Amend By-law No. 17-225, Being a By-law to Establish a System of
Administrative Penalties
Table 12 – By-law No. 01-219 To Manage and Regulate Municipal Parks
Ward: City Wide

10.21. 272

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

Schedule 2 (Through Highways)

Schedule 8 (No Parking Zones)

Schedule 12 (Permit Parking Zones)

Schedule 13 (No Stopping Zones)

Schedule 14 (Wheelchair Loading Zones)

Schedule 20 (School Bus Loading Zones)

Ward: 1, 2, 3, 4, 5, 6

10.22. 273

Hamilton 60 Caledon Avenue Municipal Housing Project Facilities By-law

Ward: 8

10.23. 274

To Confirm the Proceedings of City Council

11. ADJOURNMENT