



City of Hamilton

CITY COUNCIL AGENDA

22-011

Wednesday, May 11, 2022, 9:30 A.M.

Due to the COVID-19 and the Closure of City Hall (CC)

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 April 27, 2022

4. COMMUNICATIONS

4.1 Correspondence from the Honourable Sylvia Jones, Solicitor General respecting the province's commitment to review and update regulations under the Provincial Animal Welfare Services Act, 2019 (PAWS Act) to keep animals safe.

Recommendation: Be received.

- 4.2 Correspondence from the Town of South Bruce Peninsula requesting support for their resolution requesting that the Government of Canada review its rebate program and consider implementing their rebate program in the same manner as that of Ontario.

Recommendation: Be received.

- 4.3 Correspondence from the Ministry of the Environment, Conservation and Parks advising that the Ministry is moving forward with Phase 2 regulations to improve the governance, oversight, transparency and accountability of conservation authority (CA)

operations.

Recommendation: Be received.

- 4.4 Correspondence from the Multi-Municipal Wind Turbine Working Group respecting their resolution to address concerns raised related to noise and the public safety of citizens.

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

- 4.5 Petition for Draining Works by Road Authority, from Peter Sniuilis respecting Safari Road in the area of 1759 and 1727 is experiencing flooding and water over the road.

- a. Background Information respecting the Petition for Draining Works (Item 4.5)

Recommendation: ***Be received and referred to staff for the preparation of a report to be considered by the Public Works Committee.***

- 4.6 Correspondence from Harry Akamhuber respecting File no. ZAC-17-064.

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

- 4.7 Correspondence respecting the Mandatory COVID-19 Vaccination Verification Policy and the cost of terminating employees:

- a. Hayley Vlietstra
b. Betty Vlietstra
c. Bob Maton
d. Eric Vlietstra
e. Fred Vlietstra

- f. Rachel Van Dooren
- g. Sarah Vlietstra
- h. Robert Cooper
- i. Harry Droogendyk

4.8 Correspondence respecting the Appeal of Draft Plan of Subdivision Application 25T-201806 for Lands Located at 140 Garner Road East, Ancaster (PED22096) (Ward 12):

- a. Edin Zeljkovic
- b. Kathy Garneau
- c. George Counter
- d. Shannon French
- e. Judy Lanza

Recommendation: Be received and referred to the consideration of Item 5 of Planning Committee Report 22-007.

4.9 Correspondence from the Honourable Peter Bethlenfalvy, Minister of Finance in response to the City's request to establish a Vacant Home Tax for the purposes of improving housing supply and choice in Hamilton.

Recommendation: Be received and referred to the General Issues Committee for further discussion.

4.10 Correspondence from the Association of Municipalities Ontario (AMO) respecting Call for Nominations for 2022-2024 AMO Board of Directors.

Recommendation: Be received.

5. COMMITTEE REPORTS

- 5.1 Board of Health Report 22-005 - May 2, 2022
- 5.2 Public Works Committee Report 22-007 - May 2, 2022
- 5.3 Planning Committee Report 22-007 - May 3, 2022
- 5.4 General Issues Committee Report 22-009 - May 4, 2022

6. MOTIONS

7. NOTICES OF MOTIONS

8. STATEMENT BY MEMBERS (non-debatable)

9. COUNCIL COMMUNICATION UPDATES

9.1 April 22, 2022 to May 5, 2022

10. PRIVATE AND CONFIDENTIAL

10.1 Closed Session Minutes - April 27, 2022

Pursuant to Section 9.1, Sub-sections (b), (d), (f), (i), (j) and (k) of the City's Procedural By-law 21-021, as amended, and Section 239(2), Sub-sections (b), (d), (f), (i), (j) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City or a local board of employees; labour relations or employee negotiations; 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; a trade secret or scientific, technical, commercial or financial information that belongs to the municipality or local board and has monetary value or potential monetary value; 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

11.1 108

A By-law to Amend By-law No. 12-031, a By-law for Responsible Animal Ownership and to Repeal By-law No. 12-220

Ward: 2, 4, 12

11.2 109

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

Schedule 6 (Time Limit Parking)

Schedule 8 (No Parking Zones)

Schedule 12 (Permit Parking Zones)

Schedule 13 (No Stopping Zones)

Schedule 14 (Wheelchair Loading Zones)

Ward: 2, 3, 4, 7, 12, 13

11.3 110

Respecting Removal of Part Lot Control, Part of Block 1, Registered Plan No. 62M-1283, municipally known as 1288 Baseline Road, Stoney Creek

PLC-22-004

Ward: 10

11.4 111

To Amend By-law No. 21-207, being a By-law to Regulate Public Notices at Infill Constructions Sites

Ward: City Wide

11.5 112

Respecting the Appointments of a Chief Building Official, Deputies and Inspectors, and to Repeal By-law No. 22-041

Ward: City Wide

11.6 113

To Amend Zoning By-law No. 05-200 Respecting Lands Located at 9270 Haldibrook Road

ZAA-22-006

Ward: 11

11.7 114

To Amend Zoning By-law No. 05-200, Respecting Lands Located at 1640 Trinity Church Road, Glanbrook

ZAA-22-010

Ward: 11

11.8 115

To Amend Zoning By-law No. 3581-86, Respecting Lands Located at 71 Main Street and 10 Baldwin Street, Dundas

ZAH-21-037

Ward: 13

11.9 117

To Confirm the Proceedings of City Council

12. ADJOURNMENT



CITY COUNCIL MINUTES 22-010

9:30 a.m.
April 27, 2022
Council Chamber
Hamilton City Hall
71 Main Street West

Present: Mayor F. Eisenberger
Councillors M. Wilson, J. Farr, N. Nann (Deputy Mayor), J.P. Danko, B. Clark, M. Pearson, E. Pauls, S. Merulla, L. Ferguson, J. Partridge, T. Jackson and R. Powers.

Absent: Councillors B. Johnson, A VanderBeek and T. Whitehead - 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.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

5. COMMUNICATIONS

5.5 Correspondence respecting the Proposed Permanent Closure and Sale of a Portion of Kerr Street, Dundas:

- (a) Shirley O'Meara
- (b) Linda Helson

Recommendation: Be received and referred to the consideration of Item 5 of Public Works Committee Report 22-006.

- 5.6. Correspondence from the Ministry of the Environment, Conservation and Parks respecting the 2022 Provincial Day of Action on Litter, taking place on May 10, 2022.

Recommendation: Be received.

12. BY-LAWS AND CONFIRMING BY-LAW

- 099 To Amend Zoning By-law No. 6593, Respecting Lands Located at 866 West 5th Street, Hamilton
ZAC-21-036
Ward: 8
- 100 To Amend Zoning By-law No. 65936, Respecting Lands Located at 525 Rymal Road West, Hamilton
ZAC-20-044 & 25T-202010
Ward: 14
- 101 A By-law to Repeal and Replace By-law Nos. 09-208 and 13-182, being the Demolition Control Area By-law
Ward: City Wide
- 102 To Amend By-law No. 07-170, Being a By-law to Licence and Regulate Various Businesses
Ward: City Wide
- 103 To Amend By-law No. 14-090 (Sewer Use By-law) to Provide for the regulation of Construction Dewatering and to make other Minor Amendments
Ward: City Wide
- 104 A By-law to Authorize a Franchise Agreement Between the City of Hamilton and Enbridge Gas Inc.
Ward: City Wide
- 105 To Repeal By-law No. 21-205 of the City of Hamilton, a By-law to Permanently Close a Portion of the Road Allowance Abutting 357 Wilson Street East, Ancaster, established by Registered Plan 347, in the City of Hamilton, designated as Parts 2, 3, 4 and 5 on Reference Plan 62R-19878 and Parts 1, 2 and 3 on Reference Plan 62R-20864, being Part of PIN 17446-1077(LT) ad Part of PIN 17446-1082(LT), City of Hamilton
Ward: 12
- 106 Being a By-law to Permanently Close a Portion of a Road Allowance Abutting 357 Wilson Street East, Ancaster, established by Registered Plan 347, in the City of Hamilton, designated as Parts 2, 3, 4 and 5 on Reference Plan 62R-19878 and Parts 1, 2 and 3 on Reference Plan 62R-20864, being Part of PIN 17446-1077 (LT), Part of PIN 17446-1079 (LT), and Part of PIN 17446-1085 (LT), City of Hamilton
Ward: 12

That the agenda for the April 27, 2022 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
 YES - Ward 2 Councillor Jason Farr
 YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
 YES - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 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 - Ward 15 Councillor Judi Partridge
 NOT PRESENT - Ward 14 Councillor Terry Whitehead
 NOT PRESENT - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 NOT PRESENT - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

DECLARATIONS OF INTEREST

Councillor B. Clark declared a disqualifying interest regarding Item 9 of Planning Committee Report 22-006, Application for a Zoning By-law Amendment for Lands Located at 866 West 5th Street, Hamilton (PED22090) (Ward 8), as my son has a retail store business interest with a principal of Urban Solutions.

Councillor L. Ferguson declared a disqualifying interest regarding Item 12 of Planning Committee Report 22-006, Taxi Meter Rate Increase (PED22105), as he is an investor in the industry.

CEREMONIAL ACTIVITIES

3.1 Yom HaShoah Commemoration, Hamilton Jewish Federation

The name of the day commemorating the victims of the Holocaust is “Yom HaShoah”, literally the “Day of Remembrance of the Holocaust and the Heroism”. It is marked a week after the seventh day of Passover, and a week before Yom HaZikaron, the Memorial Day for Israel’s fallen soldiers.

The date was selected by the Israeli Parliament on April 12, 1951. The full name became formal in a law that was enacted on August 19, 1953. Although the date was established by the Israeli government, it has become a day commemorated by Jewish communities and individuals worldwide.

In the early 1950s, education about the Holocaust emphasized the suffering inflicted on millions of European Jews by the Nazis. Surveys conducted in the late 1950s indicated that young Israelis did not sympathize with the victims of the Holocaust, since they believed that European Jews were “led like sheep for slaughter.” The

Israeli educational curriculum began to shift the emphasis to documenting how Jews resisted their Nazi tormentors through “passive resistance” retaining their human dignity in the most unbearable conditions, and by “active resistance,” fighting the Nazis in the ghettos and joining underground partisans who battled the Third Reich in its occupied countries.

Now Yom HaShoah occurs one week away from Yom Ha’atzmaut, Israel’s Independence Day, and nothing could more profoundly capture the fundamental relationship of Holocaust and Israel than that positioning. The State of Israel is not a reward or a product or an exchange for the Holocaust; it is a response. The Jewish people responded to the total assault of death by an incredible outpouring of life. The survivors came and rebuilt their lives. Jewish life was made precious again.

Nadia Rosa who was born in Bratislava, Czechoslovakia and as a child, was sent with her mother to Theresienstadt concentration camp, and she came to Canada in 1968, addressed Council.

APPROVAL OF MINUTES OF PREVIOUS MEETING
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4.1 April 13, 2022

(Pauls/Partridge)

That the Minutes of the April 13, 2022 meeting of Council be approved, as presented.

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

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

COMMUNICATIONS

(Nann/Wilson)

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

- 5.1 Correspondence from the Municipality of Grey Highlands requesting support for their resolution respecting HST rebate on new homes in Ontario.

Recommendation: Be received.

5.2 Municipal Responses to the Provincial Request for Comments on Floating Accommodations:

- (a) Peterborough County
- (b) Lake of Bays
- (c) Town of Gravenhurst

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

5.3 Correspondence from Dana Anderson, Partner, MHBC respecting the Request for Employment Land Conversion - Silvestri Investments, 700 Garner Road East, Ancaster.

Recommendation: Be received and referred to the consideration of Item 4 of General Issues Committee Report 22-008.

5.4 Correspondence from David Simon respecting tents in parks, noting concerns as well as suggestions.

Recommendation: Be received.

5.5 Correspondence respecting the Proposed Permanent Closure and Sale of a Portion of Kerr Street, Dundas:

- (a) Shirley O'Meara
- (b) Linda Helson

Recommendation: Be received and referred to the consideration of Item 5 of Public Works Committee Report 22-006.

5.6 Correspondence from the Ministry of the Environment, Conservation and Parks respecting the 2022 Provincial Day of Action on Litter, taking place on May 10, 2022.

Recommendation: Be received.

Result: Motion on the Communication Items, CARRIED by a vote of 13 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Russ Powers
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko

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

(Nann/Partridge)

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

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

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

GENERAL ISSUES COMMITTEE REPORT 22-008

(Nann/Pearson)

That General Issues Committee Report 22-008, being the meeting held on Wednesday, April 20, 2022, be received and the recommendations contained therein be approved.

Upon Council’s request, sub-section (a) of Item 10, was voted on separately, as follows:

10. Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6)

- (a) That the City suspend its Mandatory COVID-19 Vaccination Verification Policy requiring proof of full vaccination in the workplace, and that the following provisions in the current policy, be amended by:
 - (i) removing the general requirement to provide proof of vaccination or participate in rapid antigen testing program as an ongoing condition of employment, thereby eliminating the termination of employment for

those employees failing to provide evidence of vaccination by May 31, 2022;

- (ii) discontinuing the requirements for employees who have not disclosed their vaccination status (or who are subject to an accommodation) to participate in rapid antigen testing, effective May 2, 2022; and,
- (iii) removing citizen appointees from the application of the Policy.

Result: Motion on sub-section (a) of Item 10 of the General Issues Committee Report 22-008, DEFEATED by a vote of 6 to 6, as follows:

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

Upon Council's request, sub-section (a) of Item 4, was voted on separately, as follows:

4. Evaluation of Urban Boundary Expansion Requests - Waterdown (PED17010(q)) (Ward 15) (Item 8.3)

- (a) That the following changes to the urban boundary for the Waterdown Urban Area, be approved for implementation through the Municipal Comprehensive Review process:
 - (i) A portion of the lands located at 329 and 345 Parkside Drive, with an area of approximately 5.0 ha, be added to the Urban Area and designated Neighbourhoods in the Urban Hamilton Official Plan, as identified on Appendix "C" attached to Report 22-008;
 - (ii) Minor adjustments to the urban boundary to correct mapping errors in the vicinity of 100 Sunnycroft Avenue to align the Urban Area boundary in the Urban Hamilton Official Plan with the Urban Area boundary in the Niagara Escarpment plan, identified on Appendix "D" attached to Report 22-008; and,

Result: Motion on sub-section (a) of Item 4 of the General Issues Committee Report 22-008, CARRIED by a vote of 10 to 2, as follows:

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

Result: Motion on the balance of the General Issues Committee Report 22-008, CARRIED by a vote of 12 to 0, as follows:

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

AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 22-009

(Pearson/Powers)

That Audit, Finance and Administration Committee Report 22-009, being the meeting held on Thursday, April 21, 2022, be received and the recommendations contained therein be approved.

Result: Motion on the Audit, Finance and Administration Committee Report 22-009, CARRIED by a vote of 11 to 0, as follows:

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

EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 22-006

(Merulla/Wilson)

That Emergency and Community Services Committee Report 22-006, being the meeting held on Thursday, April 21, 2022, be received and the recommendations contained therein be approved.

Result: Motion on the Emergency and Community Services Committee Report 22-006, CARRIED by a vote of 11 to 0, as follows:

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

PUBLIC WORKS COMMITTEE REPORT 22-006

(Nann/Powers)

That Public Works Committee Report 22-006, being the meeting held on Friday, April 22, 2022, be received and the recommendations contained therein be approved.

Result: Motion on the Public Works Committee Report 22-006, CARRIED by a vote of 11 to 0, as follows:

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

PLANNING COMMITTEE REPORT 22-006

(Ferguson/Partridge)

That Planning Committee Report 22-006, being the meeting held on Monday, April 25, 2022, be received and the recommendations contained therein be approved.

Due to a declared conflict, Item 12 was voted on separately, as follows:

12. Taxi Meter Rate Increase (PED22105) (City Wide) (Item 10.3)

- (a) That Appendix 1 (Taxicab Tariff/Fares) of Schedule 25 (Taxi Cabs) of the Licensing By-law 07-170 be amended to identify that *the first 71.4 meters or part thereof* be set to \$4.90; and,
- (b) That the draft By-law attached as Appendix "A" to Report PED22105 to amend the City of Hamilton's By-Law 07-170 which has been prepared in a form satisfactory to the City Solicitor, be enacted.

Result: Motion on Item 12 of Planning Committee Report 22-006, CARRIED by a vote of 9 to 1, as follows:

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

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

Result: Motion on the balance of the Planning Committee Report 22-006, CARRIED by a vote of 11 to 0, as follows:

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

STAFF REPORTS

Mayor Eisenberger relinquished the Chair to Deputy Mayor Nann in order to introduce the following motion:

6.6 (a) Request for Sustainability and Financial Viability Audit of Hamilton Waterfront Trust (FCS22038) (City Wide)

(Eisenberger/Powers)

That the consideration of Item 6.6 (a), respecting Report FCS22038, Request for Sustainability and Financial Viability Audit of Hamilton Waterfront Trust, be deferred until after Council rises from Closed Session.

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

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

YES - Ward 8 Councillor John-Paul Danko
 YES - Mayor Fred Eisenberger
 YES - Ward 15 Councillor Judi Partridge
 NOT PRESENT - Ward 14 Councillor Terry Whitehead
 NOT PRESENT - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 NOT PRESENT - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 NOT PRESENT - Ward 9 Councillor Brad Clark

MOTIONS

Mayor Eisenberger relinquished the Chair to Deputy Mayor Nann in order to introduce the following motions:

7.1 Amendment to Item 8(c) of General Issues Committee Report 19-019, respecting Investigation of Light Rail Transit (LRT) Systems in Neighbouring Municipalities by Members of the Advisory Committee for Persons with Disabilities

(Eisenberger/Ferguson)

WHEREAS, the Advisory Committee for Persons with Disabilities (ACPD) is recommending an amendment to Item 8 (c) of the October 2, 2019, General Issues Committee Report 19-019 respecting the Investigation of Light Rail Transit (LRT) Systems in Neighbouring Municipalities by Members of the Advisory Committee for Persons with Disabilities to allow any member of the Advisory Committee for Persons with Disabilities to be able to travel to neighbouring municipalities to investigate and compare LRT systems with transportation costs to be funded from the ACPD Budget.

THEREFORE, BE IT RESOLVED:

That Sub-section (c) to Item 8 to the General Issues Committee Report 19-019, respecting Investigation of Light Rail Transit (LRT) Systems in Neighbouring Municipalities by Members of the Advisory Committee for Persons with Disabilities, be **amended** by deleting the words: ***‘the following’*** and by deleting the list of names, to read as follows:

8. Advisory Committee for Persons with Disabilities Report 19-008, September 10, 2019 (Item 10.7)

(c) Investigation of Light Rail Transit (LRT) Systems in Neighbouring Municipalities by Members of the Advisory Committee for Persons with Disabilities (Added Item 11.1)

WHEREAS, the Transportation Working Group believes that it would be beneficial for the Advisory Committee for Persons with Disabilities to investigate the Light Rail Transit (LRT) Systems in neighbouring municipalities like Kitchener;

THEREFORE, BE IT RESOLVED:

- (a) That ~~the following~~ Members of the Advisory Committee for Persons with Disabilities be approved to travel to neighbouring municipalities to investigate and compare Light Rail Transit (LRT) systems, with the transportation costs to be funded from the Advisory Committee for Persons with Disabilities 2018 approved budget for conferences and related travel expenses, to an upset limit of \$1,000.

~~(i) — **Shahan Aaron**~~

~~(ii) — **Jayne Cardno**~~

~~(iii) — **Anthony Frisina**~~

~~(iv) — **John Hawker**~~

~~(v) — **Aznive Mallet**~~

~~(vi) — **Mark McNeil**~~

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

8. Advisory Committee for Persons with Disabilities Report 19-008, September 10, 2019 (Item 10.7)

- (c) **Investigation of Light Rail Transit (LRT) Systems in Neighbouring Municipalities by Members of the Advisory Committee for Persons with Disabilities (Added Item 11.1)**

WHEREAS, the Transportation Working Group believes that it would be beneficial for the Advisory Committee for Persons with Disabilities to investigate the Light Rail Transit (LRT) Systems in neighbouring municipalities like Kitchener;

THEREFORE, BE IT RESOLVED:

That Members of the Advisory Committee for Persons with Disabilities be approved to travel to neighbouring municipalities to investigate and compare Light Rail Transit (LRT) systems, with the transportation costs to be funded from the Advisory Committee for Persons with Disabilities 2018 approved budget for conferences and related travel expenses, to an upset limit of \$1,000.

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

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

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

7.2 Financial Relief for Ukraine Aid

(Eisenberger/Farr)

WHEREAS, the dire humanitarian situation in Ukraine has led to extreme shortages of medical and health supplies, non-perishable food, or non-lethal military essential materials (boots, tactical gloves, helmets, knee/elbow pads, socks, underwear, carrier vests);

WHEREAS, Taras Bulba Ukraine Support 2022 (local volunteers) are coordinating large donations of these critically needed goods which require air and ground transport to the Ukraine;

WHEREAS, financial donations of over \$50,000 from organizations (such as the Ukrainian Credit Union and their members) and individuals in our community have financed the transit of supplies to date but additional funding from the City is requested to support the relief effort;

THEREFORE, BE IT RESOLVED:

That the City of Hamilton provide a grant of up to \$50,000, to be funded from Tax Stabilization Reserve 110046, towards air and ground transportation costs incurred by Taras Bulba Ukraine Support 2022 for a maximum of four cargo shipments scheduled between late April through June 2022.

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

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

Mayor Eisenberger assumed the Chair for the remainder of the meeting.

7.3 Amendment to Item 1 of the Emergency and Community Services Committee Report 21-006, respecting Adaptation and Transformation Update 3, which was approved at Council on June 9, 2021

(Nann/Partridge)

WHEREAS, on June 9, 2021 Council approved a temporary increase in the women's emergency shelter system capacity, Report HSC20020(c), respecting Adaptation and Transformation Update 3;

WHEREAS, the temporary increase in the women's emergency shelter system capacity included opening Emma's Place for up to two years (15 beds) at an approximate cost of \$1.454 M, including a one-time renovation cost of approximately \$400 K and operating cost of \$310 K for a total of \$710 K in 2021 and operating cost of \$744 K in 2022;

WHEREAS, the dates as stipulated by Council were not met due to extenuating circumstances; and

WHEREAS, the capital renovations were delayed and invoiced in 2022.

THEREFORE, BE IT RESOLVED:

That sub-section (b)(i)1 to Item 1 of the Emergency and Community Services Committee Report 21-006, respecting Adaptation and Transformation Update 3, be **amended**, to read as follows:

1. Adaptation and Transformation Update 3 (HSC20020(c)) (Item 8.1)

- (a) That Council approve the authority of the General Manager of the Healthy and Safe Communities Department or his designate to continue to enter into contracts necessary to secure access and purchase of service for continued enhancement of supports for Hamilton's homeless-serving system during COVID-19 including:
 - (i) Continued operation of 378 Main Street East (the former Cathedral Boys School) as a temporary shelter for men at an approximate cost of \$1.5 M for the period of July 1, 2021 to no later than December 31, 2021;
 - (ii) The rental of hotel rooms for expanded temporary housing, staffing and additional supports, cleaning, food and associated services in the approximate amount of \$7.1 M for the period of July 1, 2021 to December 31, 2021 and in the approximate amount of \$3.6 M from January 1, 2022 to no later than March 31, 2022 from vendors and providers satisfactory to the General Manager of the Healthy and Safe Communities Department or his designate;

- (iii) Continuation of COVID-19 related supports for the homeless-serving system, including but not limited to security services, enhanced cleaning, food and associated services in the approximate amount of \$2 M for the period of July 1, 2021 to December 31, 2021 and in the approximate amount of \$1 M from January 1, 2022 to no later than March 31, 2022 from vendors and providers satisfactory to the General Manager of the Healthy and Safe Communities Department or his designate;
 - (iv) Continuation of operation of COVID-19 isolation services for people experiencing homelessness in the approximate amount of \$1.1 M for the period of July 1, 2021 to December 31, 2021 and in the approximate amount of \$540 K from January 1, 2022 to no later than March 31, 2022;
 - (v) Continuation of enhanced drop-in services including but not limited to The Living Rock Ministries, Mission Services of Hamilton Inc., Wesley Urban Ministries Inc. and The Hamilton Young Women's Christian Association (YWCA) in the approximate amount of \$1.5 M for the period of July 1, 2021 to December 31, 2021 and in the approximate amount of \$740 K from January 1, 2022 to no later than March 31, 2022;
- (b) That an evidence-based transition plan for Hamilton's emergency shelter system through post-COVID recovery be approved, with full costing and implementation details to be brought forward for review and approval by Committee and Council at a future date. The transition plan includes the following items for approval:
- (i) Temporarily increase the women's emergency shelter system capacity by up to 70 beds over and above the two existing women's emergency shelters (26 beds at current reduced capacity), by:
 - 1. Opening Emma's Place for up to two years (15 beds) at an approximate cost of \$1.45 M allocated as follows; one-time renovation cost of approximately \$400 K **in 2022 be funded by the tax stabilization reserve** and operating cost of \$310 K ~~for a total of \$710 K~~ in 2021 and operating cost of \$744 K in 2022; and,
 - 2. Continue to temporarily extend hotel and case management operations for up to 55 beds up to March 31, 2022, funded as per recommendation (a)(ii), while completing a further needs assessment for alternative solutions for ongoing support;
 - (ii) Further investigate transitional adaptations to the emergency shelter system through COVID-19 recovery, including: temporarily increasing the men's emergency shelter system

capacity for up to two years through hotels while conducting a Request for Proposals (RFP) process to identify alternative solutions for ongoing support; investigate increasing the family emergency shelter system capacity; and completing a further needs assessment for ongoing support for couples in the emergency shelter system.

- (c) That all such purchases and grants outlined in Recommendations (a) and (b) pertaining to Budget Year ending December 31, 2021 be funded from any available source jointly deemed appropriate by the General Manager of the Healthy and Safe Communities Department and the General Manager of the Finance and Corporate Services Department including, but not limited to, one or more of the following sources: Reaching Home, Community Homelessness Prevention Initiative, any available provincial or federal funding, or in year program and/or department/corporate surplus;
- (d) That all such purchases and grants outlined in Recommendations (a) and (b) pertaining to Budget Year ending December 31, 2022 be included in the 2022 Operating Budget for Council deliberation through the 2022 Budget process;
- (e) One-time investment of \$2 M for housing allowances for clients of City funded Intensive Case Management (ICM) programs as well as additional staffing support to assist in the administration of the new allowances that will serve up to 93 individuals or households over 4 years;
 - (i) That one additional temporary staff be included in the Housing Services Division complement at an approximate annual cost of \$70 K to support the administration services required to deliver the program as outlined in Recommendation (e) and within the funding as stipulated in Recommendation (e);
 - (ii) That Recommendation (e) and (e) (i) be funded annually over the 4 years, from the Housing Supplement/Housing Allowance Reserve, #112252, and if necessary, from in-year surpluses of the division and or department;
 - (iii) That any in-year Housing Services Division surplus not required to fund Recommendations (a), (b) and (e) be transferred into the Housing Supplement/Housing Allowance Reserve, #112252 to a maximum of \$2.28 M.
- (f) That the General Manager of the Healthy and Safe Communities Department or his designate be directed and authorized, on behalf of the City of Hamilton, to enter into, execute and administer all agreements and documents necessary to implement the purchases and grants outlined above on terms and conditions satisfactory to the

General Manager of the Healthy and Safe Communities Department or his designate and in a form satisfactory to the City Solicitor.

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

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

STATEMENTS BY MEMBERS

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

COUNCIL COMMUNICATION UPDATES

(Nann/Danko)

That the listing of Council Communication Updates from April 8, 2022 to April 21, 2022, be received.

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

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

PRIVATE AND CONFIDENTIAL

Council determined that discussion of Item 11.1 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

11.1 Closed Session Minutes – April 13, 2022

(Ferguson/Partridge)

That the Closed Session Minutes dated April 13, 2022 be approved, as presented, and remain confidential.

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

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

(Jackson/Ferguson)

That Council move into Closed Session to consider the Items 11.2, Appointment of General Manager, Public Works (CM22008) and 11.3, Confidential Correspondence from David A. van der Woerd, Ross & McBride LLP, respecting the Hamilton Waterfront Trust pursuant to Section 9.1, Sub-sections (b), (d), (f), (i), (j) and (k) of the City's Procedural By-law 21-021, as amended, and Section 239(2), Sub-sections (b), (d), (f), (i), (j) and (k) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City or a local board of employees; labour relations or employee negotiations; 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; a trade secret or scientific, technical, commercial or financial information that belongs to the municipality or local board and has monetary value or potential monetary value; 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 10 to 0, as follows:

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

11.2 Appointment of General Manager, Public Works (CM22008)

(Partridge/Ferguson)

- (a) That the directions to staff in Closed Session, be approved; and
- (b) That Report CM22008 respecting the appointment of the General Manager, Public Works remain confidential.

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

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

11.3 Confidential Correspondence from David A. van der Woerd, Ross & McBride LLP, respecting the Hamilton Waterfront Trust

(Pearson/Farr)

- (a) That the directions to staff in Closed Session, be approved; and
- (b) That the Confidential Correspondence from David A. van der Woerd, Ross & McBride LLP, respecting the Hamilton Waterfront Trust, be received and remain confidential.

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

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

STAFF REPORTS - CONTINUED

6.6 (a) Request for Sustainability and Financial Viability Audit of Hamilton Waterfront Trust (FCS22038) (City Wide)

(Ferguson/Partridge)

That Report FCS22038 respecting a Request for Sustainability and Financial Viability Audit of Hamilton Waterfront Trust (City Wide), be received.

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

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

YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

(Nann/Jackson)

That Council rise from Committee of the Whole to consider the Committee Reports.

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

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

BY-LAWS AND CONFIRMING BY-LAW

(Nann/Powers)

That Bills No. 22-090 to 22-107, be passed and that the Corporate Seal be affixed thereto, and that the By-laws, be numbered, be signed by the Mayor and the City Clerk to read as follows:

- 090 To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking
 - Schedule 1 (Arterial Routes)
 - Schedule 2 (Through Highways)
 - Schedule 8 (No Parking Zones)
 - Schedule 9 (Alternate Side Parking)
 - Schedule 12 (Permit Parking Zones)
 - Schedule 13 (No Stopping Zones)
 - Ward: 2, 3, 4, 5, 6, 9, 10, 12, 13, 15

- 091 To Establish City of Hamilton Land Described as Block 6 on Plan 62M-998
Ward: 7

- 092 To Authorize the Execution of the Ontario Transfer Payment Agreement for the Canada-Ontario Community Housing Initiative and the Ontario Priorities Housing Initiative between the City of Hamilton and Her Majesty the Queen in right of Ontario as represented by the Minister of Municipal Affairs and Housing for the Province of Ontario to Receive Funding Under the Canada-Ontario Community Housing Initiative and the Ontario Priorities Housing Initiative

Ward: City Wide

- 093 To Amend By-law 02-285, a By-law to Regulate the Sale and Use of Fireworks and to Repeal By-law 07-025
Ward: City Wide
- 094 To Adopt Official Plan Amendment No. 248 to the City of Hamilton Official Plan, Respecting 222, 226 and 228 Barton Street East and 255, 257, 261, 263 and 265 Wellington Street North, Hamilton
Ward: 2
- 095 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 222, 226 and 228 Barton Street East and 255, 257, 261, 263 and 265 Wellington Street North, Hamilton
Ward: 2
ZAC-20-013
UHOPA-20-08
- 096 To Establish City of Hamilton Land Described as Part of Lot 15, Concession 1 in the Geographic Township of Glanford, designated as Part 2 on Plan 62R-13179 as Part of Glover Road
Ward: 11
- 097 To Establish City of Hamilton Land Described as Part of Lot 28 on Registered Plan 1470, designated as Parts 2 and 3 on Plan 62R-17992 and Part 8 on Plan 62R-18201 as Part of Nebo Road
Ward: 11
- 098 To Establish City of Hamilton Land Described as Part of Lot 48 on Registered Plan 1470, designated as Part 1 on Plan 62R-17992, Part 2 on Plan 62R-18349 and Part 3 on Plan 62R-18446 as Part of Dickenson Road
Ward: 11
- 099 To Amend Zoning By-law No. 6593, Respecting Lands Located at 866 West 5th Street, Hamilton
ZAC-21-036
Ward: 8
- 100 To Amend Zoning By-law No. 65936, Respecting Lands Located at 525 Rymal Road West, Hamilton
ZAC-20-044 & 25T-202010
Ward: 14
- 101 A By-law to Repeal and Replace By-law Nos. 09-208 and 13-182, being the Demolition Control Area By-law
Ward: City Wide
- 102 To Amend By-law No. 07-170, Being a By-law to Licence and Regulate Various Businesses
Ward: City Wide

- 103 To Amend By-law No. 14-090 (Sewer Use By-law) to Provide for the regulation of Construction Dewatering and to make other Minor Amendments
Ward: City Wide

- 104 A By-law to Authorize a Franchise Agreement Between the City of Hamilton and Enbridge Gas Inc.
Ward: City Wide

- 105 To Repeal By-law No. 21-205 of the City of Hamilton, a By-law to Permanently Close a Portion of the Road Allowance Abutting 357 Wilson Street East, Ancaster, established by Registered Plan 347, in the City of Hamilton, designated as Parts 2, 3, 4 and 5 on Reference Plan 62R-19878 and Parts 1, 2 and 3 on Reference Plan 62R-20864, being Part of PIN 17446-1077(LT) ad Part of PIN 17446-1082(LT), City of Hamilton
Ward: 12

- 106 Being a By-law to Permanently Close a Portion of a Road Allowance Abutting 357 Wilson Street East, Ancaster, established by Registered Plan 347, in the City of Hamilton, designated as Parts 2, 3, 4 and 5 on Reference Plan 62R-19878 and Parts 1, 2 and 3 on Reference Plan 62R-20864, being Part of PIN 17446-1077 (LT), Part of PIN 17446-1079 (LT), and Part of PIN 17446-1085 (LT), City of Hamilton
Ward: 12

- 107 To Confirm the Proceedings of City Council

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

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

(Powers/Jackson)

That, there being no further business, City Council be adjourned at 1:04 p.m.

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

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

Respectfully submitted,

Mayor Fred Eisenberger

Janet Pilon
Acting City Clerk

Solicitor General

Office of the Solicitor General

25 Grosvenor Street, 18th Floor

Toronto ON M7A 1Y6

Tel: 416 326-5000

Toll Free: 1-866-517-0571

SOLGEN.Correspondence@ontario.ca

Solliciteur général

Bureau du solliciteur général

25, rue Grosvenor, 18^e étage

Toronto ON M7A 1Y6

Tél. : 416 326-5000

Sans frais : 1-866-517-0571

SOLGEN.Correspondence@ontario.ca



132-2022-1423

By email

April 22, 2022

Dear Heads of Council:

As part of the province's commitment to review and update regulations under the *Provincial Animal Welfare Services Act, 2019* (PAWS Act) to keep animals safe, Ontario has been reviewing the existing standards of care for dogs that live outdoors under the PAWS Act.

On January 21, 2022, the Ministry of the Solicitor General posted a consultation summary of the proposed updated standards on the Ontario Regulatory Registry. The posting was open for public comment until March 7, 2022.

I am happy to notify you that the updated standards of care for outdoor dogs were filed as an amendment to Ontario Regulation 444/19 (Standards of Care and Administrative Requirements) on April 19, 2022. The amending regulation can be read by visiting [Ontario e-Laws](#). The updates will also appear on the [Ontario e-Laws page for Ontario Regulation 444/19](#) shortly.

The updated standards will come into force on **July 1, 2022**.

The updated standards are based on stakeholder and public feedback, jurisdictional reviews, academic literature and other published information as well as expert technical advice from veterinarian care, animal sheltering, industry, animal advocacy, enforcement and subject matter experts.

The updated standards replace the previous standards of care for dogs that live outdoors under the PAWS Act and create more comprehensive requirements related to:

- **General care** – including access to shade, food and water, grooming and nail care, and health and welfare maintenance.
- **Outdoor dog shelter** – including when an outdoor dog shelter is required (with exceptions for livestock guardian dogs and dogs that have access to a structure housing livestock), as well as design features and size-related specifications for an outdoor dog shelter.
- **Use of tethering** – including when dogs cannot be tethered, the safe usage of tethers, minimum space requirements when a dog is tethered, and maximum time a dog can spend on a tether (with limited exceptions).
- **Use of housing pens** – including the use of housing pens, minimum housing pen size and restrictions on outdoor dogs that can be penned together (with limited exceptions).

- **Tethering and housing pen containment area** – including adequate cleaning and sanitation, as well as features to support the physical comfort and welfare of a dog while they are contained outdoors.

Please refer to the attached fact sheet as well as the Frequently Asked Questions (FAQs) for more information. We welcome you to share the link to the regulation, fact sheet and FAQs with others who may be interested in learning more about the updates.

Please note, the updated standards will not impose any new requirements on municipal by-law enforcement departments. Animal Welfare Services, a branch within the ministry, is the primary body responsible for the enforcement of the PAWS Act and its regulations.

In the event of a conflict between a municipal by-law and the updated standards, section 67 of the PAWS Act continues to apply. Section 67 of the PAWS Act specifies that if there is a conflict between a provision of the PAWS Act or its regulations and a municipal by-law related to the welfare of animals or the prevention of cruelty to animals, the provision that provides the greater protection to animals prevails.

As a next step, the ministry will develop a guidance document that will help impacted owners and custodians understand the updated standards of care and set out additional recommended best practices to assist in meeting the new requirements.

We remain committed to ensuring that appropriate and effective measures are in place to provide animals with the protections they deserve. These updated standards of care will help ensure the welfare, health and safety of outdoor dogs in Ontario.


Sincerely,


A handwritten signature in black ink, appearing to read 'Sylvia Jones', written in a cursive style.

Sylvia Jones
Solicitor General

Enclosures

Shade, Shelter and Protection from the Elements:

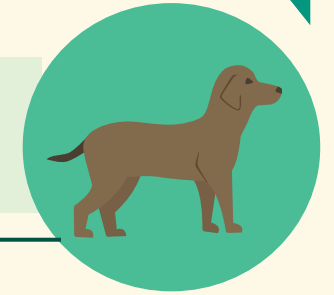
 **Sufficient protection from the elements** to prevent heat or cold-related distress, and **shade** as required by the weather, including to protect from direct sunlight

-  **A dog shelter**, available at all times, that:
- Is waterproof and provides protection from the elements
 - Is structurally sound and does not cause injury
 - Has an insulated roof, a level, elevated and dry floor, and is ventilated
 - Has a doorway free from obstructions
 - Has bedding at least 3 inches thick, changed as needed to stay clean, dry, comfortable and unsoiled

Size of the shelter must allow all dogs using it to turn around, lie down with their legs extended and stand with their heads held at normal height





Livestock guardian dogs and dogs with access to a structurally sound building used to house livestock do not require a dog shelter



A dog “kept outdoors” is a dog that is outdoors for more than 60 minutes without its owner or custodian present

Food and Water:

 **Food** that meets daily caloric requirements, is fit for consumption, not spoiled and does not contain dirt, feces, urine or toxic substances

 **Water** at all times that is not frozen, does not contain dirt, feces, urine or toxic substances, and is replaced at least once every 24 hours

Food and water containers must be constructed to avoid injury and difficulty accessing food and water

Health and Grooming:



Daily health and welfare checks

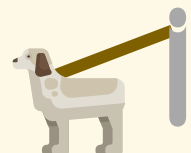
Isolation from other healthy dogs if the dog is at high risk of or suffering from a contagious disease (with exceptions)

Dogs must not be kept outdoors if they have an injury or illness that affects their ability to regulate temperature or restricts mobility (with exceptions)



Grooming, as needed, of nails and to avoid matting of the dog's coat or accumulation of ice or mud on its coat or under its paws

Tethers:



Tethers must:

- Permit 3 metres of horizontal movement
- Allow the dog to move about safely
- Be a size, type and weight that won't cause discomfort or injury
- Have a swivel at both ends
- Be in good condition and well-attached to prevent escape



Collars and harnesses used with a tether must be of a size, type, design and fit that won't cause discomfort or injury

When tethering a dog kept outdoors, an owner/custodian must not:

- ⊗ Use a **choke, pinch, prong, slip, head halter or martingale collar**
- ⊗ Tether **dogs under 6 months or that are in heat, whelping or nursing**
- ⊗ **Cause undue distress**, including because of the age, health or reproductive status of the dog or objects or hazards they can reach

Housing Pens:



Use of housing pens must not **cause undue distress** and housing pens must be constructed to prevent escape and provide protection from predators.

Housing pen minimum size must be scaled to the height of the dog (measured at shoulder):

- **1.5m²** for each additional dog housed in the same pen (with exceptions)

Height (cm)	Area (m ²)
70 or greater	15
>= 40 and < 70	10
>= 20 and < 40	6
less than 20	4

Aggressive dogs must not be housed together, and **dogs in heat or coming into heat** must not be housed with male dogs (with exceptions)

Housing Pen and Tether Area:



Must provide enough space for **natural behaviours** and **distinct areas** for feeding and drinking and defecating and urinating



Dog must not be forced to stand, sit or lie in feces, urine, mud or water; area must be cleaned as needed to prevent the accumulation of waste; **keep sanitary and minimize parasites**

Additional Standards for Dogs Tethered Outdoors:



Dogs tethered outdoors for 23 hours in a 24-hour period, whether the 23 hours are consecutive or not, must be taken off the tether for at least 60 continuous minutes to allow for exercise and enrichment (with exceptions)

Note: the definition of "kept outdoors" does not apply to this requirement

Frequently Asked Questions (FAQs)

Updates to the Standards of Care for Outdoor Dogs under the *Provincial Animal Welfare Services Act, 2019 (PAWS Act)*

1. What do these updates mean for owners and custodians that have their dogs outdoors? What requirements do I need to meet?

Currently, Ontario Regulation 444/19, the Standards of Care and Administrative Requirements regulation under the *Provincial Animal Welfare Services Act (PAWS Act)*, includes standards of care for dogs that “live primarily outdoors”.

With this amendment, the existing standards of care for dogs that “live primarily outdoors” will be replaced with a new set of standards. The updated standards establish a definition of a dog “kept outdoors” – a dog that is outdoors continuously for 60 or more minutes without being in the physical presence of its owner or custodian – and create associated care requirements. The updated standards will also set out a maximum amount of time that a dog may be tethered outdoors in a 24-hour period before it must receive off-tether time for exercise and enrichment.

The updated requirements create more comprehensive requirements related to:

- **General care** – including access to shade, food and water, grooming and nail care, and health and welfare maintenance.
- **Outdoor dog shelter** – including when an outdoor dog shelter is required (with exceptions for livestock guardian dogs and dogs that have access to a structure housing livestock), as well as design features and size-related specifications for an outdoor dog shelter.
- **Use of tethering** – including when dogs cannot be tethered, the safe usage of tethers, minimum space requirements when a dog is tethered, and maximum time a dog can spend on a tether (with limited exceptions).
- **Use of housing pens** – including the use of housing pens, minimum housing pen size and restrictions on outdoor dogs that can be penned together (with limited exceptions).
- **Tethering and housing pen containment area** – including adequate cleaning and sanitation, as well as features to support the physical comfort and welfare of a dog while they are contained outdoors.

Please review the attached fact sheet or review the amending regulation by visiting [Ontario e-Laws](#).

To assist the public, the Ministry of the Solicitor General (ministry) will develop a guidance document that provides examples of different ways that owners and custodians of outdoor dogs can meet the updated requirements.

2. Is there a deadline for when the public and businesses will need to meet these new requirements?

The updated standards will apply across Ontario as of July 1, 2022. This provides time for the public and businesses that choose to keep and tether their dogs outdoors to meet these updated requirements to help ensure the welfare, health and safety of outdoor dogs in Ontario.

3. Who will be responsible for enforcing these new requirements once they are in effect on July 1, 2022?

The updated standards will be enforced by the province's animal welfare enforcement body, Animal Welfare Services (AWS). AWS is responsible for the enforcement of the PAWS Act and its regulations. Provincial inspectors carry out inspections and investigations and respond to concerns of distress. They also conduct outreach and education on animal care best practices.

4. What are the penalties for someone who breaches these updated standards when they come into effect on July 1, 2022 (for example, fines or jail time)?

The penalties for [contravening the standards of care and administrative requirements for animals under the PAWS Act](#) are:

- In the case of individuals, a fine of up to \$75,000 and/or up to six months imprisonment for a first offence and a fine of up to \$100,000 and/or up to one year imprisonment for a subsequent offence.
- In the case of corporations, a fine of up to \$100,000 for a first offence and a fine of up to \$250,000 for a subsequent offence.

Animal welfare inspectors may apply their discretion to enforce based on the circumstances. Inspectors also engage in providing education and use compliance-related tools to encourage adherence to the PAWS Act (for example, warnings and orders).

5. Where can I report breaches of the new standards, once they are in effect on July 1, 2022?

If you believe the new standards are not being met after they have come into effect on July 1, 2022, or that an animal is in distress, you can call the Ontario Animal Protection Call Centre (OAPCC) at 1-833-9ANIMAL (1-833-926-4625) to report your animal welfare concerns. This call centre is available 24 hours a day, seven days a week. Reporting to the OAPCC ensures prompt and appropriate triaging. Kindly note, the call centre cannot provide information about what calls have been received or the status of ongoing investigations.

6. Who was consulted to help develop these updated standards?

To help inform the development of updated and new regulations under the PAWS Act, in November 2020, the ministry established a multi-disciplinary [PAWS Advisory Table](#) made up of a group of experts including veterinarians and animal advocates.

Additionally, in March 2021, the ministry formed an Outdoor Dogs Technical Table (Technical Table) to seek further technical expertise. The Technical Table included representation from various dog-related industries (sled and sporting dogs, livestock guardian dogs, kennels and breeders), veterinarians, enforcement entities and other subject matter experts.

Feedback from the PAWS Advisory Table and Technical Table, public and stakeholder submissions received through Ontario's Regulatory Registry and a review of laws and policies in other Canadian and international jurisdictions, academic literature and other reports helped to inform these updated standards.

7. Why not apply the updated standards to all dogs? What protections exist for other dogs?

The PAWS Act and its regulations ensure that all animals covered under the Act are protected and treated in a humane manner.

Ontario Regulation 444/19 (Standards of Care and Administrative Requirements) contains basic standards that apply to all animals covered under the Act. These standards have general requirements to provide adequate and appropriate food, water, medical attention and care, sanitary conditions, and space to enable natural movement and exercise and more. More details on the basic standards of care can be found at: <https://www.ontario.ca/page/animal-welfare>.

Due to the risks faced by outdoor dogs, the ministry has determined that additional specific standards are required for the health and safety of outdoor dogs.

8. Why do the updated standards have an exemption from the requirement for a dog shelter for livestock guardian dogs and dogs that have access to a building that houses livestock?

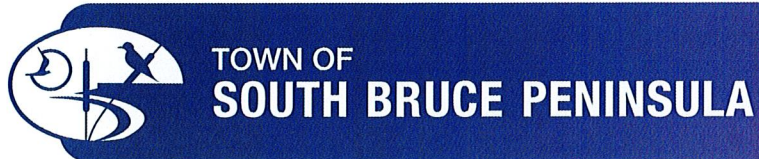
Livestock guardian dogs that are of a typical breed used for protecting livestock from predation and living with the flock or herd they are protecting do not require a dog shelter as they are likely to receive protection from the elements and shelter from living alongside the livestock (for example, livestock guardian dogs will burrow into the centre of the flock to block out wind). Dogs that have access to a building that is housing livestock, such as a barn, are likely to receive warmth and protection through their access to a barn which is warmed by livestock and do not require a dog shelter.

9. Will the updated standards impact First Nation communities?

Animal Welfare Services endeavours to engage with First Nation leadership as a matter of practice prior to enforcing the PAWS Act in First Nation communities. The ministry also respects that First Nations have the authority to make their own by-laws related to animals.

10. Will the updated standards impact municipalities? How will these updated standards work with municipal by-laws that govern the care of outdoor dogs?

The updated standards will not impose any new requirements on municipal by-law enforcement departments. In the event of a conflict between a municipal by-law and the updated standards, [Section 67 of the PAWS Act](#) continues to apply. Section 67 of the PAWS Act specifies that if there is a conflict between a provision of the PAWS Act or its regulations and a municipal by-law related to the welfare of animals or the prevention of cruelty to animals, the provision that provides the greater protection to animals prevails.



April 21, 2022

Prime Minister Justin Trudeau
80 Wellington Street
Ottawa, ON K1A 0A2

Dear Prime Minister Trudeau:

Re: New Home Tax Rebate Program

At the regular Council meeting held on April 19, 2022, the Council for the Corporation of the Town of South Bruce Peninsula discussed the New Home Tax Rebate Program. Our Council is focused on increasing the instances where both attainable and affordable housing are available to more residents of not only South Bruce Peninsula, but all across Canada. Council is pleased that the New Home Tax Rebate Program exists, and they applaud the government's commitment to assisting new home buyers.

Council, in their review of the program, respectfully requests that the Federal Government reconsiders their portion of the program. Council is encouraged by the Province of Ontario's program and would like to see the Federal Government either mirror the rebate program implemented by the Province of Ontario, or alternatively, increase the purchasing threshold to an amount which is greater than the current \$450,000 ceiling. In today's housing market, the instances of new houses being purchased for anything under \$450,000 is extremely rare, making the receipt of Federal rebate money not possible for most new home buyers.

Council adopted resolution R-144-2022 which is attached to this correspondence. We look forward to your consideration of this important issue and receiving a response with regard to same.

Should you have any questions, please do not hesitate to contact our office.

Yours very truly,

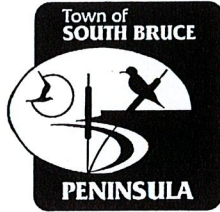
Janice Jackson
Mayor

519-534-1400 ext 200

janice.jackson@southbrucepeninsula.com

Enclosure

cc: Premier Doug Ford, MP Alex Ruff, MPP Bill Walker, all Ontario municipalities



Excerpt from Council Meeting Minutes – April 19, 2022

28. Notice of Motion – Mayor Jackson, New Home Tax Rebate Program

Discussion included the purchasing of homes and the government programs.

R-144-2022

It was **Moved** by J. Jackson, **Seconded** by K. Durst and **Carried**

Whereas attainable housing has been a concern for residents across Canada;

And whereas attainable housing is a priority for all levels of government;

And whereas the Government of Canada and the Province of Ontario have implemented HST and GST rebate programs for those purchasing newly constructed and majorly renovated homes;

And whereas the Province of Ontario rebate program applies to the first \$400,000 of the purchase price of the new home and land, as the case may be, with a maximum rebate of \$24,000;

And whereas the Government of Canada rebate program applies only to new home and land purchases, as the case may be, under \$450,000, with an incremental decrease in rebate as the purchase price reaches \$450,000 and the maximum rebate being \$6,000;

And whereas the cost of new home construction has risen exponentially such that the majority of Canadians cannot afford to purchase a newly constructed home;

And whereas the Province of Ontario rebate program goes a long way toward assisting Ontarians purchase newly constructed homes.

Now therefore be it resolved that the Corporation of the Town of South Bruce Peninsula requests that the Government of Canada reviews its rebate program and considers implementing their rebate program in the same manner as that of Ontario meaning that there is no incremental decrease applied to the rebate and instead a maximum rebate is established for new home purchases under \$450,000;

And that alternatively, if the Government of Canada does not see fit to mirror the rebate program of the Province of Ontario, that the Government of Canada increases its new home purchasing threshold to an amount significantly higher than \$450,000 which is reflective of today's housing market;

And further that Council's position on this matter is circulated to Prime Minister Justin Trudeau, Premier Doug Ford, MP Alex Ruff, MPP Bill Walker and all municipalities in Ontario.

Pilon, Janet

Subject: Regulations and Policy under the Conservation Authorities Act – Ministry of the Environment, Conservation and Parks

From: ca.office (MECP) <ca.office@ontario.ca>

Sent: Friday, April 22, 2022 3:46 PM

Subject: Regulations and Policy under the Conservation Authorities Act – Ministry of the Environment, Conservation and Parks

**Ministry of the Environment,
Conservation and Parks**
Conservation and Source Protection
Branch
14th Floor
40 St. Clair Ave. West
Toronto ON M4V 1M2

**Ministère de l'Environnement, de la
Protection de la nature et des Parcs**
Direction de la protection de la nature et des
sources
14^e étage
40, avenue St. Clair Ouest
Toronto (Ontario) M4V 1M2



Good afternoon:

We are moving forward with Phase 2 regulations to improve the governance, oversight, transparency and accountability of conservation authority (CA) operations. These new regulations and provincial policy build on the [first phase of regulations](#) put in place in October 2021 and support [amendments to the Conservation Authorities Act](#) that focus CAs on their core mandate:

- Ontario Regulation 402/22: Budget and Apportionment. This regulation details CA budget and municipal apportionment methods and requirements.
- Ontario Regulation 401/22: Determination of Amounts Under Subsection 27.2 (2) of the Act. This regulation details the methods available to CAs to determine amounts owed by their specified municipalities for CA programs and services provided in respect of the *Clean Water Act, 2006* and *Lake Simcoe Protection Act, 2008*.
- Policy: Minister's Fee Classes Policy. This policy is a published list of the classes of programs and services for which a CA may charge a fee.
- Ontario Regulation 400/22: Information Requirements. This regulation increases transparency of CA operations by requiring the public posting of prescribed information on a Governance section of a CA's website.
- Ontario Regulation 399/22: Amending the Minister's Transition Plans and Agreements for Programs and Services Under Section 21.1.2 of the Act regulation (Ontario Regulation 687/21). This regulation increases transparency of user fees for programs and services that a CA determines is advisable to provide in its jurisdiction, where a cost apportioning agreement is in place.

The regulations and policy build on current CA budgetary practices with updates to align the levy apportionment methods and budget processes with the new funding framework and categories of programs and services established by recent amendments to the *Conservation Authorities Act* and first phase of regulations. The changes will ensure a smooth transition by January 1, 2024 of CAs to the new funding framework and three categories of programs and services.

The regulations and policy were consulted on through the Environmental Registry of Ontario from January 26 to February 25, 2022. We held webinars on the proposals in which over 400 people attended, and we received 24 submissions from municipalities, conservation authorities, environmental non-government organizations, community groups, industry, agricultural sector, and individuals. A decision notice with links to the final regulations and policy is available on the Environmental Registry of Ontario ([notice number 019-4610](#)), which includes a summary of the feedback received and how it was considered.

Thank you again for your input. You can reach the Conservation Authority Office at ca.office@ontario.ca if you have any questions. We will have information on training webinars in the near future.

Sincerely,

Kirsten Corrigan
Director, Conservation and Source Protection Branch

MULTI-MUNICIPAL WIND TURBINE WORKING GROUP

TOM ALLWOOD, COUNCILLOR, GREY HIGHLANDS, CHAIR

STEVE ADAMS, COUNCILLOR, BROCKTON, VICE-CHAIR

1925 BRUCE ROAD 10, BOX 70, CHESLEY, ON NOG 1L0

[519-363-3039](tel:519-363-3039) FAX: [519-363-2203](tel:519-363-2203)deputyclerk@arran-elderslie.ca

April 22, 2022

Dear Mayor and Members of Council,

The mandate of the Multi Municipal Working Group (MMWTWG) is to share, discuss and advocate best practices and other means to address mutual concerns regarding proposals to locate and install industrial/commercial wind generation facilities to all the relevant Government Ministries and Agencies.

At the April 14, 2022 meeting of the Multi-Municipal Wind Turbine Working Group passed the following resolution:

Agenda Number: 7.2.4**Resolution No. MMWTWG-2022-17****Title: Setback Recommendation****Date: Thursday, April 14, 2022****Moved by: Bill Palmer - Citizen - Municipality of Arran-Elderslie****Seconded by: Bob Purcell - Mayor - Municipality of Dutton Dunwich**

To address concerns related to noise and the public safety of citizens, the Multi Municipal Wind Turbine Working Group recommends that the following setbacks from wind turbines should be adopted in each municipality:

1. 2000 metres from any wind turbine and any noise receptor, including homes, schools, places of worship, and locations where citizens go for relaxation, such as parks and community centres.
2. 1200 metres from any wind turbine and the lot line of any non-participating citizen, or a place where a citizen can access, such as public roadways, or waterways.

Further, that the Recording Secretary is empowered to prepare a letter to all municipalities in Ontario and the responsible Ministries, (Ministry of the Environment Conservation and Parks, and Ministry of Municipal Affairs) to be signed by the chair of the MMWTWG for immediate release.

CARRIED

Through changes made to the Planning Act in 2019, the province returned powers to municipalities to ensure that they have the final say on energy projects in their community. Proponents of new projects need to confirm that their project is permitted by the municipalities' zoning bylaws. Now that there are reports that sites are being sought for new wind turbines, it is timely that municipalities review the provisions in their zoning bylaws and update them as appropriate.

Key elements in zoning bylaws are setbacks between activities. While experience with the existing wind turbine projects in Ontario and changes in other jurisdictions indicate that the current provincial setbacks are inadequate to protect health of nearby residents. Municipalities are free to establish their own setbacks used in local bylaws. It is in this context that the MMWTWG is providing these recommendations to your municipality.

Attached is a summary of information related to setbacks. It includes a review of different setbacks based on a review by the Polish Public Institute of Health as well as information on setbacks used in other jurisdictions. The 2000 m setback from noise receptors is designed to provide protection from audible noise as well as low frequency noise and infrasound which travels greater distances that could occur from multiple turbines permitted by the current setback of 550 metres. Similarly, although 1200 metres may be a larger distance than we have observed significant pieces of blades travel from the towers, it provides a buffer to give protection from fire, or shadow flicker, that can cause problems further than blade pieces fall.

The Multi-Municipal Wind Turbine Working Group invites the participation of all municipalities across Ontario. To obtain details regarding the group's mandates, Terms of Reference and how to become a Member, please reach out to our Recording Secretary, Julie Hamilton at deputyclerk@arran-elderslie.ca. Size in numbers provides a louder voice to be heard!

Warmest Regards,
On behalf of the Chair, Tom Allwood



Julie Hamilton, Recording Secretary
Deputy Clerk
Municipality of Arran-Elderslie,
1925 Bruce Road 10, PO Box 70
Chesley, ON N0G 1L0
519-363-3039 ext. 105
deputyclerk@arran-elderslie.ca

c. Honourable David Piccini, Minister of Environment, Conservation and Parks, minister.mecp@ontario.ca, Honourable Steve Clark, Minister of Municipal Affairs and Housing, minister.mah@ontario.ca

Encl.

Setback Information

Current Ontario Rules – Regulation 359/09

Receptors	550 metres	Audible noise only based on 40 dBA
Property Lines	Blade length plus 10 metres	Typically 60 metres

Polish Public Health Institute Review

Audible Noise	.5 to .7 km	No adjustments for pulsing/tonal quality
Total Noise	1.0 to 3 km	Includes low frequency noise & pulsing/tonal adjustments
Shadow Flicker	1.2 to 2.1 km	Depends on height of turbine
Ice Throw	.5 to .8 km	Fragments of ice thrown from blades
Turbine Failure	.5 to 1.4 km	Potential distance for blade fragments

Examples of Setbacks

Jurisdiction	Set-back	Comments
Dutton-Dunwich, ON	2,000 M	To receptors
Mason County, Kentucky	1,600 M	To property line
Caratunk County, Maine	2,414 M	To property line
Wyoming	1,110 M	5.5 X height to property line
Bavaria, Germany	2,073 M	10 X hub height plus blade length
Sachsen, Germany	1,380 M	10 X hub height
Northern Ireland	1,386 M	10 X rotor diameter
Poland	2,073 M	10 X hub height plus blade length



Petition for Drainage Works by Road Authority – Form 2

Drainage Act, R.S.O. 1990, c. D.17, subs. 4(1)(c)

To: The Council of the Corporation of the City of Hamilton

Re: Road name and road location (provide description of road or section of road that requires drainage)
Safari Road in the area of 1759 and 1727 is experiencing flooding and water over the road.

I, Sniuolis, Peter, as an individual having jurisdiction over
(Last, first name)

the above road system for the City of Hamilton

declare that the road described above requires drainage and hereby petition under subsection 4(1)(c) of the *Drainage Act* that this area be drained by means of a drainage works.

Organization

City of Hamilton

Position Title

Manager, Roadway Maintenance

Signature

Date (yyyy/mm/dd)

2022/04/08

Petitioners become financially responsible as soon as they sign a petition:

- Once the petition is accepted by council, an engineer is appointed to respond to the petition. *Drainage Act*, R.S.O. 1990, c. D. 17 subs. 8(1).
- After the meeting to consider the preliminary report, if the petition does not comply with section 4, the project is terminated and the road authority is responsible for the costs. *Drainage Act*, R.S.O. 1990, c. D. 17 subs. 10(4).
- After the meeting to consider the final report, if the petition does not comply with section 4, the project is terminated and the road authority is responsible for the costs. *Drainage Act*, R.S.O. 1990, c. D. 17 s. 43.
- If the project proceeds to completion, a share of the cost of the project will be assessed to the involved properties in relation to the assessment schedule in the engineer's report, as amended on appeal. *Drainage Act*, R.S.O. 1990, c. D. 17 s. 61.

[Print Form](#)

[Clear Form](#)

Pilon, Janet

Subject: File no.ZAC-17-064

From: Harry Akamphuber

Sent: Tuesday, April 26, 2022 10:08 PM

To: clerk@hamilton.ca

Subject: File no.ZAC-17-064

Dear Sir

I am the homeowner at 25 Shakespeare rd

The site plan for this development appears to show the re opening of Cramer rd.

I oppose the opening of this roadway,as my property now borders Christie's conservation.

A road in between would go against conservation principles and reduce home values.

Thank you

Harry Akamphuber

4.7 (a)

From Hayley Vlietstra
Sent: Sunday, May 1, 2022 8:48 PM
To: Paparella, Stephanie <Stephanie.Paparella@hamilton.ca>
Subject: Cost of Terminating Employees

Dear Stephanie,

I would like it brought up at the ext GIC meeting what the rough estimate cost will be to fire the 450+ city employees and then rehire and retrain their replacements. Along with all the legal costs for the civil lawsuits following the firing of these employees when they are being fired without cause and against the recommendations from Dr Kieran Moore and from Hamilton's own Dr Richardson. This needs to be talked about in open debate for everyone to know how counsel is wasting our money yet again for individuals personal medical choices (which everyone has the right for privacy and does not have to disclose).

As a taxpayer, it is infuriating the amount of waste and disregard for human lives by our city counsel that happens continually, best examples being the Red Hill Valley cover-up or the billions of litres of sewage dumped into our waterways and the attempted cover up by counsel as well. We will not even get into the true operating cost of the LRT, the amount of drug overdoses downtown, the homelessness crises, etc. Does our city not have better things to spend their time, money and resources then spending who knows how much to fire employees for medical decisions when we have a good vaccination percentage?

Ward 13 resident and concerned tax payer,
Hayley

4.7 (b)

From: Betty Vlietstra

Sent: Sunday, May 1, 2022 9:13 PM

To: Paparella, Stephanie <Stephanie.Paparella@hamilton.ca>; Holland, Andrea <Andrea.Holland@hamilton.ca>

Subject: The cost of firing 500 Hamilton employees

Dear Clerk, This has been an unbelievable week! Wow, if not one foolish, uninformed decision is made, it's another!

I am absolutely appalled and flabbergasted that after just a few short days council would turn around and redo a vote to fire all employees that are not vaccinated. When the whole country and many others around the world are moving forward, Hamilton should decide to terminate some of their best employees. incredibly stupid and short sighted.

We have a city counsel that lack transparency on all decisions.

Billions of litres of sewage dumped into our local streams, and not a word is revealed,

The fiasco about the Red Hill Expressway, and the \$19 million EXTRA it cost!

What taxpayers have been burdened with regarding the LRT,

With all these huge burdens on us, the citizens, Hamilton has become the THIRD LEAST AFFORDABLE city in North America!

Now we decide to fire 500+ employees, tell me WHAT WILL THIS COST OUR POOR CITY?

I'm demanding that you do a thorough cost analysis including severance packages, retraining etc. So I am asking that this be brought up at the next GIC meeting to openly discuss the legal cost of terminating 500 employees.

And those who sweetly sit on this board and collect hefty salaries, of those, 4 felt it not their duty to even vote?? What are they being paid for, May I ask?

Does it help you sleep at night to know that many citizens, now without work will have no income to pay their mortgage, buy groceries etc? How dare you all be so evil intentioned!

I for one am so thoroughly sick of Hamilton counsel and how poorly run this city actually is.

So again I ask, no demand, how much is this going to cost Hamilton???

Betty Vlietstra

Resident of Hamilton and tax payer.

Bob Maton, PhD (Toronto)

May 1st, 2022

Dear Mayor and Councillors:

The decision by Council earlier this week to fire 574 city employees because they have chosen not to participate in the most potentially harmful medical experiment in human history will no doubt cost the city considerably in taxpayer finances, and further erode council's credibility and trustworthiness in the city. How much exactly will it cost?

Given the emerging science - which is being suppressed by the mainstream media and government institutions - it is not difficult to understand why such a large number of employees would put their jobs and their livelihoods on the line to avoid having a dangerous drug such as these vaccines injected into their bodies.

If you investigate you will find that the evidence for these vaccines' effectiveness is lacking - not only in preventing transmission and infection, as Dr. Richardson has already said on occasion - but in reducing the seriousness of illness as well. Reducing seriousness is the final rationale for requiring the vaccines, and it also has been shown to be a faulty premise.

As recorded in Ontario's official covid incidence data, sorted by vaccination status ([COVID-19 vaccinations data | COVID-19 \(coronavirus\) in Ontario](#)), the number of covid cases among the vaccinated by unit of population far exceeds those among the unvaccinated. This data is standardized per hundred thousand population.

Among the hospitalized, the data incorporates the "partially vaccinated" within the same "unvaccinated" category as those who are not vaccinated at all, which reduces the number of completely unvaccinated in the hospitalized and ICU categories considerably in the numerator, while proportionally increasing the number of vaccinated and partially vaccinated in the denominator.

Remarkably, there is no category covering those who are completely unvaccinated in the provincial hospitalization database; and there are other criteria which also skew the numbers (see the definitions of the categories in the above reference). Because of this, the incidence of hospitalization as an index of the seriousness of illness among the unvaccinated relative to the vaccinated is considerably less than is shown by the official but misleading data. In fact the vaccines are demonstrably

4.7 (c)

useless in their intended aims of preventing transmission, preventing infection, and reducing the seriousness of illness, as shown by the government's own data. They do not work. If you check the Ontario data at source you will find no support at all for mandated vaccinations as a prophylactic.

Further, the literature is riddled with junk science designed as their starting point to prove that vaccines work. As an example of such biased scientific study, a recent Canadian Medical Association Journal (CMAJ) article indicating that the unvaccinated are the source of infections for the vaccinated - which at least one Hamilton city councillor has referenced as justification for firing the city's 574 employees - is "junk science" according to accredited (and renowned) vaccinologist, immunologist and virologist Byram Bridle, who teaches and researches at the University of Guelph ([Impact of population mixing between vaccinated and unvaccinated subpopulations on infectious disease dynamics: implications for SARS-CoV-2 transmission | CMAJ](#)).

In Professor Bridle's rebuttal he dismisses the CMAJ article as merely another modelling exercise applying assumptions that have nothing to do with real science, while promoting a narrative that creates hostility towards people who are unvaccinated ([Fiction Disguised as Science to Promote Hatred \(substack.com\)](#)). In the CMAJ study, the authors' prime assumption is that natural immunity only provides 20% protection from covid, which is a radical underestimate. But the assumption is determinative of the study's outcome. A more realistic assumption of 80% effectiveness of natural immunity against the virus, when substituted for the 20% number, stands the result on its head. The result of applying the 80% immunity number is more consistent with the actual provincial data which demonstrates significantly better immunity among the unvaccinated than among their vaccinated counterparts. Professor Bridle has called for the retraction of this article by the CMAJ, and for the censuring of those who wrote it as being unqualified to be researching in what is his own field.

Even more troubling, there is growing evidence from accredited researchers ([FDA and Pfizer Knew COVID Shot Caused Immunosuppression \(theepochtimes.com\)](#)) and from the ongoing release of Pfizer's own research (as mandated by a US court, a decision contested by Pfizer), that the vaccines actually cause considerable harm and increase mortality, especially among younger age groups. As the article linked above demonstrates, the vaccines are being found to suppress the body's natural immunity - not only to covid, but to all diseases, including cancer. They have been found to revive deadly organisms in the body that were formerly dormant, kept down by natural immunity which has been undermined since vaccination. And the

4.7 (c)

vaccines are also being found to be the cause of many diseases, miscarriages, and deaths themselves, not the least of which are the myocarditis and pericarditis reported as being at unprecedented levels among youth. These are serious, long-term, and life-limiting illnesses.

Insurance companies and the CDC in the US, where such information is easily available - unlike here in Canada - indicate that the mortality rate among all age groups - but especially among young people between the ages of 25 and 44 - has skyrocketed since the vaccines were introduced. This particular 25-44 age group has reportedly experienced a record-shattering 84% increase in excess deaths across the US since covid vaccinations began. In Canada, it is reported that the age group 0-44 – the healthiest age group otherwise - suffered an increase in mortality of 24%, which appears attributable to the vaccines. ([It's Not Just the US: Excess Deaths Skyrocket Worldwide in 2021 Following Rollout of the Experimental Covid Vaccine - ISRAPUNDIT](#)). Insurance companies of course have a special interest in the outcomes of these vaccines, since their health effects and mortality outcomes affect their bottom line. In Australia, outrage at the “carnage” being inflicted on the Aussie population by the vaccines, hidden by the vaccine companies and government-based medical institutions, is bubbling up in Parliament ([AUSTRALIAN VACCINE STAKEHOLDERS - WE ARE COMING FOR YOU - SENATOR MALCOLM ROBERTS \(bitchute.com\)](#)).

Finally, the city’s decision reinforces the demise of informed consent, which has been medicine’s ethical bedrock for many hundreds of years. City employees should have full information about the vaccines, and they should be allowed the right to choose whether to accept this invasion of their bodies without coercion. The choice of taking the vaccine or being fired from their jobs and being left with no income is coercion.

The vaccine companies have not released full information about the ingredients of their vaccines; they (or preferably, independent researchers), have not conducted randomized control trials over long periods demonstrating their safety and effectiveness; and they have been given immunity from liability for any negative outcomes as a condition for the use of their products. Why?

Physicians without credentials in vaccinology, immunology and virology should not be advising the city on vaccine mandates, especially when their advice results in serious pain and suffering for hundreds of employees, and especially also under conditions where their licences to practice are at stake if their advice varies from the current narrative, as the College of Physicians and Surgeons of Ontario has

4.7 (c)

made clear. A number of physicians who have dissented from the official narrative have been suspended or investigated in Ontario and elsewhere in Canada. The suppression of real science by preventing dissenting opinions from being expressed and explored appropriately will certainly lead to a calamitous outcome, one in which the city appears to be complicit with in its action to fire 574 hard-working and innocent employees. Again, what will be the cost to the city?

The city would be wise to consult with Professor Byram Bridle before proceeding further with an action that will likely cost the taxpayers of Hamilton considerable money while at the same time ultimately costing council in reputation, credibility and trustworthiness. Add this to all the other egregious and costly mistakes that council has made over recent years. Professor Bridle is based in Guelph. He is nearby, and he has said he is available and willing to discuss the merits of dropping the vaccine mandate and to go to court to testify if necessary.

Yours sincerely,

Bob Maton, PhD (Toronto)

4.7 (d)

From: Eric Vlietstra
Sent: Sunday, May 1, 2022 9:01 PM
To: Paparella, Stephanie <Stephanie.Paparella@hamilton.ca>
Subject: Cost to replace 500+ employees?

Hi Stephanie,

My name is Eric. I live in ward 12. I think it's time that the city had a public discussion concerning council's latest decision regarding their employees vaccination status and how much money this is going to cost us tax payers. We deserve to know what the total expected cost is including legal fees, severance, the hiring and training process, etc. I don't want to see a single dollar spent to replace perfectly qualified and dedicated employees for such a ridiculous, ideological policy. Many other cities in Ontario have dropped their vaccination policies. This was publicly stated on CHCH last week. The legitimacy of our city council was openly questioned on the 6 o'clock news. Furthermore the Toronto Firefighters who were let go last year will soon be getting their jobs back. This proves that these policies do not hold up in court. How much of our money is the city going to waste knowing full well that they will lose? This policy will also lose in the court of public opinion in the upcoming municipal election. I watched the council vote live on YouTube. I will not support any councillor or mayor who supports the current policy. Let alone councillors who can't be bothered to attend a zoom meeting when deciding the future of 500+ employees...

Thank you, Eric

4.7 (e)

From: Fred Vliestra

Sent: Sunday, May 1, 2022 9:05 PM

To: Paparella, Stephanie <Stephanie.Paparella@hamilton.ca>; andreaholland@hamilton.ca

Subject: Regarding terminating 570 city employees

As in any wise business decision it is basic protocol that a cost analysis be thoroughly investigated, and then presented in the boardroom of that business to determine the exact cost the decision, and the impact that decision will have on the business. In this case the business is the city of Hamilton, and we the tax payers are the business. Before this decision is made to fire these employees in a most unjust and cruel fashion I am demanding a complete and thorough cost analysis be done by whomever this responsibility falls on. Your responsibility is to the taxpaying citizens of Hamilton.

Past history has shown that this city council shows little regard for tax payers money or transparency in the sewage debacle.

This mayor and council did a complete turnaround this past week utilizing typical political sculduggery taking a vote when 4 council members were not present. I understand that these members were aware the vote would take place, but this begs the question why did they not vote, perhaps typical backroom politics.

Please show your city to be the city we want people to join and live by doing the honourable thing, and for the well being of these employees and families stop the petty vindictive politics, and show real leadership.

I urge you to bring this matter to the GIC meeting this week for discussion in an open and TRANSPARENT way. Respectfully Fred Vliestra

[Sent from the all-new AOL app for Android](#)

4.7 (f)

From: Rachel VanDooren
Sent: Sunday, May 1, 2022 8:30 PM
To: Paparella, Stephanie <Stephanie.Paparella@hamilton.ca>; Holland, Andrea <Andrea.Holland@hamilton.ca>
Subject: URGENT -- City of Hamilton mandate

Dear City Council,

I am emailing you regarding the back and forth motion regarding vaccination mandates for the City of Hamilton workers. I was appalled to hear that the vote changed within a week and that City of Hamilton employees are now required to be vaccinated by June 1st. The whole process seems very suspicious. To fire over 575 employees that are going against what the Chief Medical Officer Dr Keiran Moore recommends, as well as recommendations from Dr Elizabeth Richardson is appalling. We were quick to follow these guidelines all throughout Covid, but now all of a sudden this doesn't apply? After watching many council meetings, it is clear to me that many of those in favour of these mandates have their own hatred and resentment to deal with and should be focusing on the science and recommendations instead of personal emotions associated with those who have chosen not to be vaccinated.

The financial damage of this is unnecessary and ludicrous. How much will it cost to fire 575 employees (without cause so they are entitled to severance), as well as the many legal action lawsuits that will be heading your way? Also, how much will it cost to hire and re-train new employees to replace those who have been let go? The decision to keep the vaccination mandate is completely irresponsible and goes against where the rest of Ontario is heading.

As a taxpayer and long-term Hamilton citizen, I am appalled at the thoughtlessness involved in this decision. To think these people are in charge of making such critical decisions truly concerns me and many fellow Hamilton residents; they do not have the city's best interest at heart.

I demand that this be discussed at the upcoming GIC meeting, and I will be watching to ensure it is.

I appreciate you taking the time to read through my email and I hope you truly consider the collateral damage this decision will cause.

-Rachel Van Dooren, Ward 13

From: Sarah
Sent: Sunday, May 1, 2022 8:44 PM
To: Paparella, Stephanie <Stephanie.Paparella@hamilton.ca>
Subject: Council decision

Hi Ms. Paparella,

Thank-you for your work for our city and its constituents.

I am concerned about the council vote that happened last week Wednesday with a tie vote of 6-6 with 4 members absent. This vote has profound impact on many people and families, not to mention myself as a Hamilton taxpayer.

This decision to terminate nearly 600 jobs; careers carefully pursued and accomplished with much dedication, is reprehensible.

Please reconsider the impact of the loss and replacement cost of these positions and the mental health impact on employees that have given their lives to work for the citizens of Hamilton.

Sincerely,
A concerned citizen from Ward 12
Sarah Vlietstra

4.7 (h)

Dear City Council/Mayor;

CC Local Media

This has been quite a term from a **City Council** that has **lacked transparency and accountability**, as evidenced by the following record of accomplishments;

- **24 Billion litres of sewage dumped** in our **local water system** with an **attempted cover up** by **Council/Mayor** - thankfully the Ministry of the Environment forced a cleanup
- The **Red Hill Expressway cover up** and **Council/Mayor's ridiculous initial estimate** of \$1 million inquiry ballooning to \$20 million
- The **lack of disclosure** of the amount of **LRT operating costs downloaded on taxpayers**
- The local **entertainment deal** (HUPEG) which **Council/Mayor refused to disclose** to residents
- Designated as the **third least affordable City in North America**
- **Highest murder rate** in the last 30 years

Now firing 575+ employees because the **Mayor and 5 Councillors won't follow the Science** of the Chief Medical Officer Dr Kieran Moore, Staff recommendations or their own Chief Medical Officer Dr Elizabeth Richardson and another **4 Councillors who don't think its their job to actually vote**

I would like to know how much firing these employees will cost

I did some quick math

- 575 employees fired
- with an average annual salary of \$75,000 (which is low)
- these employees are being fired without cause which means they are entitled to severance based on common law & employment standards - which will result in approximately 2 years pay for each
- the cost will be **at least \$86 Million**

I'd like the **Chief Human Resource Officer to give us her number**

As a taxpayer it is frustrating the level of **thoughtlessness** embraced at City Hall - the reason we continue to have these **debacles** is **the Mayor, Council and the City Manager do not think** about the consequences of their actions

Let's ask ourselves **how much this will cost Hamilton**, and **if you don't care**, well **I do and I want to know**

Robert Cooper

Hamilton Resident & Tax Payer

Pilon, Janet

Subject: cost of terminating / rehiring 500 employees

From: Harry Droogendyk

Sent: May 4, 2022 3:15 PM

To: Paparella, Stephanie <Stephanie.Paparella@hamilton.ca>; Holland, Andrea <Andrea.Holland@hamilton.ca>

Cc: Ferguson, Lloyd <Lloyd.Ferguson@hamilton.ca>; Partridge, Judi <Judi.Partridge@hamilton.ca>; VanderBeek, Arlene <Arlene.VanderBeek@hamilton.ca>; Wilson, Maureen <Maureen.Wilson@hamilton.ca>; Farr, Jason <Jason.Farr@hamilton.ca>; Nann, Nrinder <Nrinder.Nann@hamilton.ca>; Merulla, Sam <Sam.Merulla@hamilton.ca>; Powers, Russ <Russ.Powers@hamilton.ca>; Jackson, Tom <Tom.Jackson@hamilton.ca>; Pauls, Esther <Esther.Pauls@hamilton.ca>; Clark, Brad <Brad.Clark@hamilton.ca>; Pearson, Maria <Maria.Pearson@hamilton.ca>; Johnson, Brenda <Brenda.Johnson@hamilton.ca>; Whitehead, Terry <Terry.Whitehead@hamilton.ca>; Office of the Mayor <Officeofthe.Mayor@hamilton.ca>; Danko, John-Paul <John-Paul.Danko@hamilton.ca>

Subject: cost of terminating / rehiring 500 employees

Subject: cost of terminating / rehiring 500 employees

Hi:

I was shocked to see Hamilton city council vote against suspending the Covid vaccine mandates, especially in the face of overwhelming evidence that the Covid vaccines do not reduce transmission or infection rates. There is not a shred of scientific or medical evidence that the Covid vaccine mandates should be maintained. Since the decision of council cannot be supported with scientific / medical data, I can only surmise that councillors who voted to terminate employees who are exercising their right to medical privacy, bodily autonomy and basic human rights are doing so out of a vindictive spirit, i.e. they are punishing employees who didn't adopt the same stance as they did. Mayor Fred even said something along that line, paraphrasing, but something like, "We all did our part, suspending the mandate rewards those who didn't do their part". Petulant attitudes like that have no place in sound and responsible governance.

Ontario's chief medical officer Dr. Kieran Moore, staff Chief Medical Officer Dr. Elizabeth Richardson do not support the continuance of Covid vaccine mandates. What qualifications do the six councillors who voted against suspending the mandate have that supercedes those of Moore & Richardson? Who are these councillors to override real medical doctors? Once again, it smacks of vindictiveness and revenge – not sound governance.

One consideration that no one seems to be addressing is the tremendous cost the taxpayers are being exposed to by councils' reckless behaviour. City council will not be on the hook for severance, legal costs to defend an indefensible position, costs to hire and train employees to replace the ~500 unjustly fired --- it's taxpayers like me who will bear that cost – and I don't want to pay that cost. I categorically disagree with the decision of council, thinking it foolish and short-sighted.

This council, and others preceding it, have a history of poor decision making which inevitably end up costing the taxpayers large sums of money – the councillors never pick up the tab – we do. Unfortunately, in some cases, council has refused to divulge the cost of certain failures, ignoring the transparency a functioning democracy demands.

- 4 year, 24 billion litre sewage spill, [link](#)
- Red Hill cover-up and ballooning inquiry cost, now \$20M, [link](#)
- LRT (which goes nowhere to nowhere) debacle, original estimate \$1B, now [\\$6B estimates](#), as govt projects go, this will likely be \$12B by the time it's done – who bears that cost?
- opaqueness of LRT operating / maintenance costs
- [secrecy](#) in HUPEG master agreement – who KNOWS what this is costing taxpayers??

Quite simply put – we cannot trust this council to make sound decisions which protect taxpayers from the financial penalties that bad decisions generate.

Taxpayer cost if 500 employees are terminated:

- legal costs to defend the City's irresponsible, unjust actions → who knows ?????? lawyers love govt work
- two years of severance pay for 500 employees with an average wage of \$80k per annum - \$80,000,000
- hiring / training costs for 500 employees? Some of them quite skilled
- years of experience, much of it undocumented, walking out the door with fired employees

We must stop the bleeding. Our economy is under severe pressure, inflation is rising, and we simply cannot afford to allow this council to unjustly fire these 500 hard-working employees and expose the City taxpayer to enormous financial penalty.

Harry Droogendyk

Pilon, Janet

Subject: 140 Garner Rd E.

From: Edin Zeljkovic
Sent: Monday, May 2, 2022 3:01 PM
To: Kelsey, Lisa <Lisa.Kelsey@hamilton.ca>
Subject: 140 Garner Rd E.

Good afternoon,

I'm writing in regards to newly proposed development in the area of Garner road east and highway 6, and I want to start by expressing my support to HCA's denial of permits to the developers, Further to that I want to bring your attention to not only environmental impact this proposed development will have on the entire town of Ancaster and more specifically to neighbourhoods immediately affected by this project. Pollution , noise pollution and traffic concerns will be just the beginning of an end to entire community. The quality of life of many residents will become equivalent to those living in third world countries yet we pay some of the highest property taxes in Ontario (I moved here in 2021 and I paid less in Oakville for property twice as large). I don't think excluding Hamiltonians from voicing their opinion and not having anything to say in regards to something this important is borderline dictatorship. Please do your best to stop this project.

Thank you

Edin Zeljkovic



Pilon, Janet

Subject: 140 Garner Rd E, Ancaster

From: Kathy Garneau

Sent: Monday, May 2, 2022 3:42 PM

To: Kelsey, Lisa <Lisa.Kelsey@hamilton.ca>

Cc: SaveOurStreamsHamilton@gmail.com

Subject: 140 Garner Rd E, Ancaster

Please add my letter to the public record for item 10.1 of the April 28, 2022 Planning Committee Agenda re: 140 Garner Rd E, Ancaster

I agree with the HCA's decision to deny a permit for 140 Garner Rd E, Ancaster. We need to protect our wetlands.

Consolidating the two appeals will negate the rights of citizens to consult and is unfair to the HCA.

Since the application was originally made (over 3 years ago) Hamilton has declared we are in a climate emergency. So we must do everything we can to protect our environment for generations to come.

Sincerely,

Kathy Garneau

79 Flatt Ave, Hamilton, ON L8P 4N2

Pilon, Janet

Subject: 140 Garner Rd E, Ancaster.

From: George Counter

Sent: Monday, May 2, 2022 11:45 PM

To: Kelsey, Lisa <Lisa.Kelsey@hamilton.ca>

Subject: 140 Garner Rd E, Ancaster.

Please add this correspondence to the public record for Item 10.1 of the May 3, 2022 Planning Committee Agenda with respect to 140 Garner Rd E, Ancaster.

This does strike me as another example of a frightening abuse of power whereby the province can subvert local planning. The list is long and atrocious.

The really crushing thing is: the developer will likely get their way and any sensitive green space stands little chance. I would be surprised if the right thing for the environment happens here; it rarely does. I will admit, past experience has left me hopeless...

Moving from a very overdeveloped and underappreciated area of this province to this beautiful city was a blessing. But I fear the roots of greed grow here too.

My advice to the council: consider your legacy. Do not develop green land. Redevelop poorly utilized underdeveloped land already cleared and spare the trees and wetlands please.

Dr George Counter

Pilon, Janet

Subject: Stop this development

From: Shannon French

Sent: Tuesday, May 3, 2022 12:38 PM

To: Kelsey, Lisa <Lisa.Kelsey@hamilton.ca>

Subject: Stop this development

Hello,

I would like to oppose the development involving AIMCo and their appeal to the Ontario Land Tribunal asking to overturn the Conservation Authority's denial of their permit to pave the marsh. This is appalling and should not be permitted. This project will only benefit the developer, not the general public. You are not thinking of the environment or of future generations if you allow this to proceed. Your decisions should not be influenced by money alone.

I ask that my letter be added to the public record for Item 10.1 of the April 28, 2022 Planning Committee Agenda with respect to 140 Garner Rd E, Ancaster.

Specifically, I would request that the city planning committee to do the following:

1. Please formally support the HCA's denial of a permit to the developers
2. Oppose the consolidation of the two appeals as unfair to marsh defenders including the HCA
3. Oppose consolidation as it will remove Hamiltonian's rights for public consultation on a development proposal which would have a negative impact on the headwaters of Ancaster creek
4. Ensure all nearby residents know about and can apply to be part of the OLT appeal[s]
5. Tell the OLT the earlier development application was abandoned and can't be appealed because:
 - the application is over three years old (over 1300 days from application to filing the appeal)
 - since the application, the ownership of the land has changed
 - since the application, Committee of Adjustment has severed the property into two parcels
 - the extensive city concerns about the application were not answered by the developers
 - the public has been excluded from commenting on the new development proposal
 - the city has declared a climate emergency since the original application
 - the city has protected food lands by a no urban boundary expansion decision

Thank you for your consideration,

Shannon

Pilon, Janet

Subject: Item 10.1 of April 28,2022 Planning Committee Agenda

From: Judy Lanza

Sent: Tuesday, May 3, 2022 9:11 AM

To: Kelsey, Lisa <Lisa.Kelsey@hamilton.ca>

Subject: Item 10.1 of April 28,2022 Planning Committee Agenda

Re: 140 Garner Road East

I strongly support HCA's denial of development in this area. All the legal evasion and double talk at the expense of this precious natural area is offensive and insulting.

Thank you

Judy Lanza



7th Floor, Frost Building South
7 Queen's Park Crescent
Toronto ON M7A 1Y7
Telephone: 416-325-0400

7^e étage, Édifice Frost Sud
7 Queen's Park Crescent
Toronto ON M7A 1Y7
Téléphone: 416-325-0400

May 2, 2022

His Worship Fred Eisenberger
Mayor
City of Hamilton, City Hall
71 Main Street West, 2nd Floor
Hamilton, Ontario
L8P 4Y5

Dear Mayor Eisenberger:

I am writing further to my earlier correspondence of March 15, 2022, acknowledging your request for the authority to establish a Vacant Home Tax for the purposes of improving housing supply and choice in Hamilton.

Ontario's recently updated Housing Supply Action Plan anchored by the *More Homes for Everyone Act*, delivers important reforms to help address Ontario's housing supply crisis. This included measures to crack down on bad actors who are making the housing supply crisis worse, including tough penalties for new home contract cancellation, and serious fines and license impacts for speculators and developers wrongfully withholding housing permits and approvals to restrict the supply of new homes and drive sales prices up. The government has also significantly expanded the Non-Resident Speculation Tax.

The City of Toronto has identified and advanced its Vacant Home Tax as a potential additional tool to disincentivize actions that reduce housing options for more Ontarians. The establishment of a Vacant Home Tax is a municipal decision that, like the City of Toronto, you are approved to proceed with in an effort to improve housing supply and choice for those hopeful to call Hamilton home. Ontario is prepared to facilitate municipal discussions over the summer through the establishment of a working group to provide a forum for the sharing of information and best practices, as well as to explore opportunities to enhance the existing legislative framework.

The findings and recommendations of this working group may have implications for municipal Vacant Home Tax by-laws that you should be prepared to accommodate.

I look forward to Hamilton's participation on this staff-level working group. Officials from my ministry will be in contact with more details.

.../cont'd

Thank you again.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter Bethlenfalvy". The signature is fluid and cursive, with a prominent loop at the end.

Peter Bethlenfalvy
Minister of Finance

- c: The Honourable Steve Clark, Minister of Municipal Affairs and Housing
- Kate Manson-Smith, Deputy Minister, Ministry of Municipal Affairs and Housing
- Greg Orencsak, Deputy Minister, Ministry of Finance
- Tim Schuurman, Associate Deputy Minister, Ministry of Finance
- Allan Doheny, Assistant Deputy Minister, Ministry of Finance
- Caspar Hall, Assistant Deputy Minister, Ministry of Municipal Affairs and Housing

Pilon, Janet

Subject: Call for Nominations: 2022- 2024 AMO Board of Directors**From:** AMO Communications <Communicate@amo.on.ca>**Sent:** Tuesday, April 26, 2022 10:01 AM**To:** clerk@hamilton.ca**Subject:** Call for Nominations: 2022- 2024 AMO Board of Directors

AMO Update not displaying correctly? [View the online version](#)
Add Communicate@amo.on.ca to your safe list

April 26, 2022

Call for Nominations: 2022-2024 AMO Board of Directors

Please be advised that in accordance with the Association's governing by-law, the Secretary-Treasurer is requesting nominations to the 2022 – 2024 AMO Board of Directors.

The [2022 – 2024 AMO Board of Directors nomination package](#) includes:

- A summary of the qualifications to serve on the Board of Directors;
- A summary of the offices for which elections will be held at the 2022 Annual Meeting;
- An estimate of the annual time commitment required to serve on the AMO Board of Directors and for those who will then serve on the AMO Executive Committee; and
- Nomination Form

Qualifications

The names of all qualified individuals who are duly nominated will appear on the ballot for election to the Board. From the [AMO By-Law No. 2](#) Part 3, Directors shall:

- be an individual of eighteen (18) or more years of age;
- be an elected official of a Member Municipality or an employee of a Member Municipality of the Corporation;
- not be an undischarged bankrupt; and

- not be declared incapable.

Qualified Nominees must obtain a Council resolution of support which must specify the Caucus or position for which the individual is being nominated. To provide the broadest representation possible, AMO By-law No. 2 stipulates that a member municipality can only have one representative on the Board unless another representative is on the Board as an appointed official from a municipal group. See AMO By-Law No.2 Section 3.4(e).

Candidates reflecting Ontario's diversity are encouraged to seek election to the AMO Board. The names of all qualified individuals who are duly nominated will appear on the ballot for election to the Board.

Submission

A completed Nomination Form and supporting material (i.e., Council resolution of support) must be received no later than 12:00 p.m. (noon) on Monday, June 27, 2022. Nominations will not be accepted beyond that date. AMO's Chief Returning Officer, Peter Fay, will certify the nomination. A Nominations Report will be issued to the membership no later than Friday, July 22, 2022.

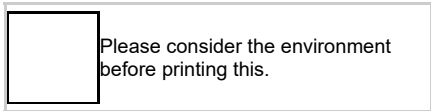
Please forward a completed Nomination Form to the Association via email amoelections@amo.on.ca or fax at (416) 971-6191 or mail to the attention of Brian Rosborough, Executive Director. Scans and photographic images of documents are acceptable.

All candidates will be contacted to confirm receipt of their nominations and at that time will receive further information on the election process.

If you have any questions regarding this information, please contact Brian Rosborough, Executive Director at (416) 971-9856, ext. 362, e-mail brosborough@amo.on.ca or Adam Garcia, Manager, Executive Office, ext. 356, email agarcia@amo.on.ca.

Gary Dyke, Secretary-Treasurer
Association of Municipalities of Ontario

*Disclaimer: The Association of Municipalities of Ontario (AMO) is unable to provide any warranty regarding the accuracy or completeness of third-party submissions. Distribution of these items does not imply an endorsement of the views, information or services mentioned.



Association of Municipalities of Ontario
200 University Ave. Suite 801, Toronto ON Canada M5H 3C6

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BOARD OF HEALTH REPORT 22-005

9:30 a.m.

Monday, May 2, 2022

Due to COVID-19 and the closure of City Hall, this meeting was held virtually

Present: Mayor F. Eisenberger
Councillors M. Wilson (Vice-Chair), N. Nann, S. Merulla, R. Powers,
T. Jackson, E. Pauls, J.P. Danko, B. Clark, M. Pearson, L.
Ferguson, A. VanderBeek and J. Partridge

**Absent with
Regrets:** Councillors, J. Farr, B. Johnson and T. Whitehead – Personal

**THE BOARD OF HEALTH PRESENTS REPORT 22-005 AND RESPECTFULLY
RECOMMENDS:**

FOR INFORMATION:

(a) CEREMONIAL ACTIVITIES (Item 1)

There were no ceremonial activities.

(b) CHANGES TO THE AGENDA (Item 2)

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

The Agenda for the May 2, 2022 Board of Health was approved, as amended.

(c) DECLARATIONS OF INTEREST (Item 3)

None

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

(i) April 4, 2022 (Item 4.1)

The Minutes of April 4, 2022 were approved, as presented.

(e) STAFF PRESENTATIONS (Item 8)

(i) Overview of COVID-19 Activity in the City of Hamilton 11 Mar 2020 to Present (Item 8.2)

Dr. B. Harvey, Associate Medical Officer of Health; Melissa Biksa, Manager, Healthy and Safe Communities; Ruth Sanderson, Epidemiologist - COVID-19; and Erin Rodenburg, Epidemiologist, provided the Board with an Overview of COVID-19 Activity in the City of Hamilton 11 Mar 2020 to present, with the aid of a PowerPoint presentation.

The Presentation respecting an Overview of COVID-19 Activity in the City of Hamilton 11 Mar 2020 to present, was received.

(f) ADJOURNMENT (Item 15)

There being no further business, the Board of Health adjourned at 10:48 a.m.

Respectfully submitted,

Mayor F. Eisenberger,
Chair, Board of Health

Loren Kolar
Legislative Coordinator
Office of the City Clerk



**PUBLIC WORKS COMMITTEE
REPORT 22-007**

1:30 p.m.

Monday, May 2, 2022

Council Chambers

Hamilton City Hall

71 Main Street West

Present: Councillors N. Nann (Chair), R. Powers (Vice-Chair), J.P. Danko, L. Ferguson, T. Jackson, S. Merulla, E. Pauls, M. Pearson and A. VanderBeek

**Absent with
Regrets:** Councillor J. Farr – Personal
Councillor T. Whitehead – Personal

**THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 22-007 AND
RESPECTFULLY RECOMMENDS:**

1. Proposed Permanent Closure of a Portion of Denison Avenue, Stoney Creek (PW22028) (Ward 10) (Item 9.1)

That the application of the City of Hamilton's Corporate Real Estate Office, to permanently close and sell a portion of Denison Avenue, Stoney Creek ("Subject Lands"), as shown on Appendix "A" and "B" attached to Public Works Report 22-007, be approved, subject to the following conditions:

- (i) The City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the highways, for enactment by Council;
- (ii) The Corporate Real Estate Office of the Planning and Economic Development Department be authorized and directed to enter into any requisite easement agreements, right of way agreements, and/or other agreements deemed necessary to affect the orderly disposition of the Subject Lands and to proceed to sell the Subject Lands, as they deem fit, 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 pursuant to an Agreement of Purchase and Sale or Offer to Purchase as negotiated by the Corporate Real Estate Office of the Planning and Economic Development Department;
- (iv) The City Solicitor be authorized and directed to register a certified copy of the by-law(s) permanently closing and selling the highways in the proper land registry office;
- (v) The City Solicitor be authorized to amend and waive such terms as they consider reasonable to give effect to this authorization and direction;
- (vi) The Public Works Department publish any required notice of the City's intention to pass the by-laws and/or permanently sell the closed highway pursuant to the City of Hamilton Sale of Land Policy By-law 14-204; and
- (vii) The applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section.

2. Proposed Permanent Closure of a Portion of Crestview Avenue, Ancaster (PW22029) (Ward 12) (Item 9.2)

That the application of the City of Hamilton's Corporate Real Estate Office, to permanently close and sell a portion of Crestview Avenue, Ancaster (Subject Lands), as shown on Appendix "C" and "D" attached to Public Works Committee Report 22-007, be approved, subject to the following conditions:

- (i) The City Solicitor be authorized and directed to prepare all necessary By-laws to permanently close and sell the highways, for enactment by Council;
- (ii) The Corporate Real Estate office of the Planning and Economic Development Department be authorized and directed to enter into any requisite easement agreements, right of way agreements, and/or other agreements deemed necessary to affect the orderly disposition of the Subject Lands and to proceed to sell the Subject Lands, as they deem fit, 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 pursuant to an Agreement of Purchase and Sale or Offer to

- Purchase as negotiated by the Corporate Real Estate Office of the Planning and Economic Development Department;
- (iv) The City Solicitor be authorized and directed to register a certified copy of the by-law(s) permanently closing and selling the highways in the proper land registry office;
 - (v) The City Solicitor be authorized to amend and waive such terms as they consider reasonable to give effect to this authorization and direction;
 - (vi) The Public Works Department publish any required notice of the City's intention to pass the by-laws and/or permanently sell the closed highway pursuant to the City of Hamilton Sale of Land Policy By-law 14-204; and
 - (vii) 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.

3. HDR01 Kenilworth Reservoir Soil Removal and East Cell Upgrades (PW20074(b)) (Ward 4) (Item 10.1)

- (a) That the Purchase Order #91268 for R.V. Anderson Associates Limited (C11-53-18) be expanded by \$400,000 and funded from Project ID. No. 5141967375, pursuant to Procurement Policy #11 – Non-Competitive Procurements, for consultancy services including project management, contract administration and site inspection during construction/commissioning/warranty services for the Kenilworth (HDR01) Reservoir Soil Removal and East Cell Upgrades project; and
- (b) That the General Manager of Public Works, or their designate, be authorized and directed to negotiate, enter into and execute a contract and any ancillary documents required to give effect thereto with R.V. Anderson Associates Limited in a form satisfactory to the City Solicitor.

4. Wellington Street North Storm Sewer Outfall Repair (PW22030) (Wards 2 and 3) (Item 10.3)

- (a) That the General Manager of Public Works be authorized and directed to design, tender and award a contract in 2022 to repair the Wellington Street North Outfall;

- (b) That the General Manager of Public Works be authorized to execute, on behalf of the City of Hamilton, all agreements and other documents necessary to implement such award on confirmation that each such agreement be in a form satisfactory to the City Solicitor;
- (c) That the Wellington Street Storm Outfall Repair project be funded by a transfer of previously approved rate supported funding of \$3,000,000 from the Eastern Sewer Interceptor (ESI) - South Service - Fruitland to Green (#5162262250); and
- (d) That the Eastern Sewer Interceptor (ESI) - South Service - Fruitland to Green 2022 planned rehabilitation works be postponed and reprogrammed during the 2023 Budget Process.

5. Joint Action by City of Hamilton and Hamilton Police Service to Improve Pedestrian Safety (City Wide) (Item 11.1)

WHEREAS, in 2019 Hamilton City Council approved the City of Hamilton Vision Zero Action Plan 2019-2025 which identifies that fatalities and serious injuries on our roads are preventable and that no loss of life is acceptable;

WHEREAS, the Vision Zero Action Plan 2019-2025 recognizes that using a safe systems approach that focuses on safe drivers, safe speeds, safe roads and safe vehicles is fundamental to achieving the plan's goals;

WHEREAS, a key component to the Vision Zero Action Plan 2019-2025 is the City of Hamilton Strategic Road Safety Committee whose mandate is to guide the implementation of the Vision Zero Action Plan and is comprised of members from the Public Works Department, Planning and Economic Development Department, Hamilton Police Services, Hamilton Fire Department, Public Health, Hamilton Wentworth District School Board and the Hamilton Wentworth Catholic District School Board;

WHEREAS, in 2020 Hamilton City Council approved funding to create eight dedicated traffic enforcement officers within Hamilton Police Services;

WHEREAS, in 2021, Hamilton Police Service launched a 20-member centralized traffic enforcement unit to respond to traffic-related issues in the City with a strategic City-wide approach with the goal of reducing collision, injuries and deaths for all roadway users;

WHEREAS, roadway safety efforts have resulted in a steady year over year decline in the total number of people being injured on City of Hamilton roadways since 2016; and

WHEREAS, notwithstanding roadway safety and Vision Zero initiatives, the annual total number of fatal collisions has not trended downwards and there have been eight pedestrian deaths in 2022 as of April.

THEREFORE, BE IT RESOLVED:

- (a) That the Transportation Operations & Maintenance Division, through their facilitation of the City of Hamilton Strategic Road Safety Committee, identify opportunities for enhancements to the collaboration of efforts specifically related to roadway safety improvements and traffic enforcement by leveraging annual collision statistics and Hamilton Police Services collision reconstruction investigation forensics;
- (b) That the Transportation Operations & Maintenance Division, through their facilitation of the City of Hamilton Strategic Road Safety Committee, isolate specific dangers to vulnerable road user safety (pedestrians and cyclists) and determine joint efforts that can be undertaken for both traffic enforcement and preventative measures delivered through infrastructure improvements; and
- (c) That the Transportation Operations & Maintenance Division report back to the Public Works Committee regarding any roadway safety improvements and traffic enforcement enhancements or opportunities to improve pedestrian safety identified during the completion of items (a) and (b), including implementation and identification of any funding and/or resource requirements.

6. Replacement Trees at City Housing Hamilton Property, 430 Cumberland Avenue (Ward 3) (Item 11.2)

WHEREAS, the urban canopy deficit in Ward 3 is best addressed by planting more trees and ensuring trees that must be removed for redevelopment purposes are replaced;

WHEREAS, increasing urban tree canopy assists in addressing health inequities;

WHEREAS, City Housing Hamilton (CHH) provides affordable housing to approximately 261 residents at 430 Cumberland Avenue; and

WHEREAS, tree planting on City Housing Hamilton properties is not currently funded under existing City funded tree planting programs.

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to supply, install and maintain, for a period of three consecutive years including the year planted, 12 large caliper (50mm) trees, in coordination with City Housing Hamilton at 430 Cumberland Avenue, at an upset limit cost of \$5,700, to be funded from Ward 3 Capital Special Capital Re-Investment Discretionary Fund (#3301909300); and
- (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.

7. Naming of the Multi-Use Court at Woodlands Park, 501 Barton Street East, Hamilton (Ward 3) (Item 11.3)

WHEREAS, Woodlands Park is a City of Hamilton park that services the Gibson, Landsdale neighbourhoods and beyond;

WHEREAS, Hamilton's Arkells musical group have coordinated the fundraising of \$80,000 to fund enhancements to the multi-use court at Woodlands Park;

WHEREAS, the multi-use court at Woodlands Park will be receiving enhancements such as new professional level basketball backboards, spectator bleachers, acrylic court surfacing, and an upgrade to the existing light fixture;

WHEREAS, the proposed enhancements will foster community pride and provide a destination level sport court within the City's north end;

WHEREAS, Arkells hosted one of the largest attended outdoor concerts at Tim Hortons Field in 2018 called "The Rally", and is poised to repeat this achievement again in June 2022; and

WHEREAS, "The Rally" concert has a community and sustainable-living focus, in which there are local artist markets outside the stadium, a community bike ride, partnerships with the Hamilton Street Railway (HSR) to promote public transportation, an emphasis on inclusion and equality for all, and large charitable components throughout.

THEREFORE, BE IT RESOLVED:

- (a) That the multi-use court at Woodlands Park, 501 Barton Street East, be named "The Rally Court" by incorporating this name within the design of the acrylic court surfacing, recognizing the local musical group and their community focus and contributions; and

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

8. Veevers Park, 688 Greenhill Avenue, Fencing Replacement (Ward 5) (Added Item 11.4)

WHEREAS, Veevers Park, located at 688 Greenhill Avenue, provides recreation opportunities to the Ward 5 residents and beyond,

WHEREAS, the existing chain link fencing along the Greenhill Avenue frontage of Veevers Park has deteriorated and reached its end of life; and

WHEREAS, a replacement of this fence with a 3' decorative metal fence would provide the existing fencing benefits and improve the street presence of Veevers Park.

THEREFORE, BE IT RESOLVED:

- (a) That \$42,000 of funding, allocated from the Ward 5 Special Capital Re-Investment Reserve Fund (#108055), to support the replacement of new decorative steel fencing along the Greenhill Avenue frontage of Veevers Park, 688 Greenhill Avenue, be approved; and
- (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. Road Resurfacing and Sidewalk Repair on Rolston Drive, Between Miami Drive and Mountbatten Drive, Hamilton (Ward 8) (Added Item 11.5)

WHEREAS, Rolston Drive, between Miami Drive and Mountbatten Drive, is in poor condition and requires rehabilitation; and

WHEREAS, reconstruction of Lynbrook/Miami Drive from Millbank to Rolston Drive is currently scheduled for the 2022 construction season.

THEREFORE, BE IT RESOLVED:

- (a) That Public Works staff be authorized and directed to resurface the roads and repair the sidewalks (where required) on Rolston Drive, between Miami Drive and Mountbatten Drive, at an estimated cost of \$600,000; \$500,000 to be funded from the Council Priority – Ward 8 Minor Rehabilitation (#4031911608), and the balance of approximately \$100,000 to be funded from Ward 8 Area Rating Reserve Account (#108058); and

- (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.

10. Phase One Ward 8 Complete Streets Review Implementation - Installation of Speed Cushions and Traffic Calming Measures at Various Locations (Ward 8) (Added Item 11.6)

WHEREAS, Vision Zero and Complete Streets principles are used in the City of Hamilton to provide a safer environment for all road users;

WHEREAS, in 2020 a review of designated Ward 8 neighbourhoods was initiated with the intent of providing a Complete Streets report identifying areas of concern and recommendations to provide a safer environment for all road users based on Vision Zero and Complete Streets principles;

WHEREAS, the Complete Streets review included a focus on Traffic Calming Measures at problem locations considering road width, classification, surrounding land use, proximity to schools/playgrounds, access roads from arterials, on-street parking and other considerations;

WHEREAS, extensive public consultation has been completed as part of the Ward 8 Complete Streets review;

WHEREAS, Phase One of the Ward 8 Complete Streets Review implementation strategy recommended the installation of speed cushions and other traffic calming measures on various roadways in Ward 8 based upon the study's review, input from residents and needs assessment to aid in managing safe use of neighborhood roadways; and

WHEREAS Phase Two of the Ward 8 Complete Streets Review implementation strategy is being finalized and is expected to include more complex traffic calming measures including gateway features, curb bump-outs, raised crosswalks and other traffic safety installations.

THEREFORE, BE IT RESOLVED:

- (a) That Transportation Operations & Maintenance staff be authorized and directed to install speed cushions as a traffic calming measure on the following roadways as part of the spring 2022 Traffic Calming Program's application:
 - (i) Brantdale Avenue
 - (ii) Highcliffe Avenue
 - (iii) Columbia Drive

- (iv) Terrace Drive
 - (v) Jameston Avenue
 - (vi) Hawkridge Avenue
 - (vii) Brigadoon Drive
 - (viii) Malton Drive
- (b) Subject to the recommendations provided within the Ward 8 Complete Streets Review, that Transportation Operations & Maintenance staff be authorized and directed to implement traffic calming measures on the following roadways within 2022/2023:
- (i) West 2nd Street
 - (ii) Belvedere Avenue
 - (iii) Brucedale Avenue
 - (iv) Sanatorium Road
 - (v) Clarendon Avenue
 - (vi) Lynbrook Drive
 - (vii) Caledon Avenue
 - (viii) Kennedy Avenue
- (c) That all costs associated with the installation of speed cushions as traffic calming measures on Brantdale Avenue, Highcliffe Avenue, Columbia Drive, Terrace Drive, Jameston Avenue, Hawkridge Avenue, Brigadoon Drive, Malton Drive, West 2nd Street, Belvedere Avenue, Brucedale Avenue, Sanatorium Road, Clarendon Avenue, Lynbrook Drive, Caledon Avenue and Kennedy Avenue be funded from the Ward 8 Capital Re-Investment Reserve #108058, at an upset limit, including contingency, not to exceed \$553,000; and
- (d) 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 INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

6. DELEGATION REQUESTS

- 6.1 Lachlan Holmes respecting Bayfront Park - Transit Service Extension (Item 10.2) (For today's meeting)

7. CONSENT ITEMS

- 7.1 Keep Hamilton Clean and Green Committee Minutes - March 15, 2022

9. PUBLIC HEARINGS / DELEGATIONS

- 9.3 Dana Ferguson respecting Accessibility of Traffic Lights and Pedestrian Crossings in Hamilton (approved on April 22, 2022) - WITHDRAWN

12. NOTICES OF MOTION

- 12.1 Veevers Park, 688 Greenhill Avenue, Fencing Replacement (Ward 5)
- 12.2 Road Resurfacing and Sidewalk Repair on Rolston Drive, Between Miami Drive and Mountbatten Drive, Hamilton (Ward 8)
- 12.3 Phase One Ward 8 Complete Streets Review Implementation - Installation of Speed Cushions and Traffic Calming Measures at Various Locations (Ward 8)

13. GENERAL INFORMATION / OTHER BUSINESS

- 13.1 Amendments to the Outstanding Business List

13.1(a) Items Requiring a New Date:

- 13.1(a)(a) Roadway Safety Measures on Aberdeen Avenue from Queen Street to Longwood Road
Item on OBL: AZ
Current Due Date: May 30, 2022
Proposed New Due Date: Q2 2023
- 13.1(a)(b) Complete Liveable Better Streets Design Manual
Item on OBL: ABO
Current Due Date: May 30, 2022
Proposed New Due Date: July 6, 2022

The agenda for the May 2, 2022 Public Works Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

Councillor E. Pauls declared a non-disqualifying interest to Item 11.1 - Joint Action by City of Hamilton and Hamilton Police Service to Improve Pedestrian Safety, as her son is employed by the Hamilton Police Service.

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

(i) April 22, 2022 (Item 4.1)

The Minutes of the April 22, 2022 meeting of the Public Works Committee were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

The following Delegation Request were approved for today's meeting:

- (i) Lachlan Holmes respecting Bayfront Park - Transit Service Extension (Item 10.2) (For today's meeting) (Item 6.1)

(e) CONSENT ITEMS (Item 7)

(i) Keep Hamilton Clean and Green Committee Minutes - March 15, 2022 (Item 7.1)

The Minutes of the March 15, 2022 meeting of the Keep Hamilton Clean and Green Committee, were received.

(f) PUBLIC HEARINGS / DELEGATIONS (Item 9)

(i) Proposed Permanent Closure of a Portion of Denison Avenue, Stoney Creek (PW22028) (Ward 10) (Item 9.1)

Councillor Nann advised that notice of the Proposed Permanent Closure and Sale of a Portion of Denison Avenue, Stoney Creek (PW22028) (Ward 10) was given as required under the City's By-law 14-204 - the Sale of Land Policy By-law.

The Committee Clerk advised there were no registered speakers.

The public meeting was closed.

For disposition of this matter, refer to Item 1.

(ii) **Proposed Permanent Closure of a Portion of Crestview Avenue, Ancaster (PW22029) (Ward 12) (Item 9.2)**

Councillor Nann advised that notice of the Proposed Permanent Closure and Sale a Portion of Crestview Avenue, Ancaster (PW22029) (Ward 12)), was given as required under the City's By-law 14-204 - the Sale of Land Policy By-law.

The Committee Clerk advised there were no registered speakers.

The public meeting was closed.

For disposition of this matter, refer to Item 2.

(iii) **Lachlan Holmes respecting Bayfront Park - Transit Service Extension (Item 10.2) (For today's meeting) (Item 9.3)**

Lachlan Holmes provided the Committee with a presentation respecting Item 10.2, Report PW2202, Bayfront Park – Transit Service Extension, with aid of a PowerPoint presentation.

The presentation from Lachlan Holmes respecting Report PW2202, Bayfront Park – Transit Service Extension, was received.

For disposition of this matter, refer to Item (g)(ii).

(g) **DISCUSSION ITEMS (Item 10)**

(i) **Wellington Street North Storm Sewer Outfall Repair (PW22030) (Wards 2 and 3) (Item 10.3)**

Report PW22030, respecting Wellington Street North Storm Sewer Outfall repair (Wars 2 and 3) was **amended** by deleting the word "**Capital**" from recommendation (d), to read as follows:

- (d) That the Eastern Sewer Interceptor (ESI) - South Service - Fruitland to Green 2022 planned rehabilitation works be postponed and reprogrammed during the 2023 ~~Capital~~ Budget Process.

For disposition of this matter, refer to Item 4.

(ii) Bayfront Park - Transit Service Extension (PW22027) (Ward 2) (Item 10.2)

Report PW22027 respecting Bayfront Park – Transit Service Extension was deferred to the May 30, 2022, Public Works Committee meeting.

(h) MOTIONS (Item 11)

Councillor Nann relinquished the Chair to Councillor Powers in order to introduce the following motions:

(i) Replacement Trees at City Housing Hamilton Property, 430 Cumberland Avenue (Ward 3) (Item 11.2)

For disposition of this matter, refer to Item 6.

(ii) Naming of the Multi-Use Court at Woodlands Park, 501 Barton Street East, Hamilton (Ward 3) (Item 11.3)

For disposition of this matter, refer to Item 7.

Councillor Nann assumed the Chair.

(i) NOTICES OF MOTION (Item 12)

(i) Veevers Park, 688 Greenhill Avenue, Fencing Replacement (Ward 5) (Item 12.1)

The Rules of Order were waived to allow for the introduction of a Motion respecting Veevers Park, 688 Greenhill Avenue, Fencing Replacement (Ward 5).

For disposition of this matter, refer to Item 8.

(ii) Road Resurfacing and Sidewalk Repair on Rolston Drive, Between Miami Drive and Mountbatten Drive, Hamilton (Ward 8) (Item 12.2)

The Rules of Order were waived to allow for the introduction of a Motion respecting Road Resurfacing and Sidewalk Repair on Rolston Drive, Between Miami Drive and Mountbatten Drive, Hamilton (Ward 8).

For disposition of this matter, refer to Item 9.

(iii) Phase One Ward 8 Complete Streets Review Implementation - Installation of Speed Cushions and Traffic Calming Measures at Various Locations (Ward 8) (Item 12.3)

The Rules of Order were waived to allow for the introduction of a Motion respecting Phase One Ward 8 Complete Streets Review Implementation - Installation of Speed Cushions and Traffic Calming Measures at Various Locations (Ward 8).

For disposition of this matter, refer to Item 10.

(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 (Item 13.1 (a)):

- 13.1(a)(a) Roadway Safety Measures on Aberdeen Avenue from Queen Street to Longwood Road
Item on OBL: AZ
Current Due Date: May 30, 2022
Proposed New Due Date: Q2 2023
- 13.1(a)(b) Complete Liveable Better Streets Design Manual
Item on OBL: ABO
Current Due Date: May 30, 2022
Proposed New Due Date: July 6, 2022

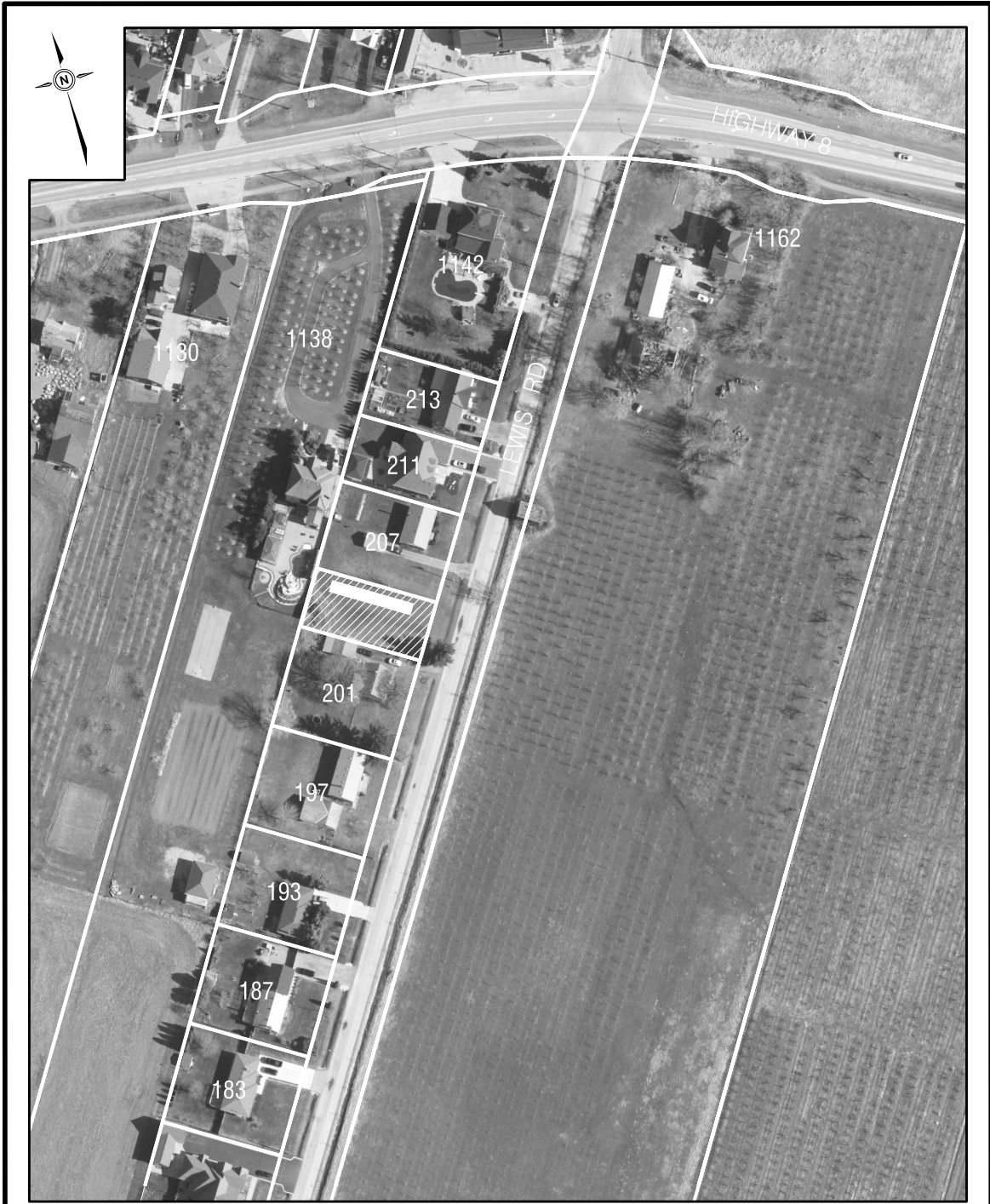
(k) ADJOURNMENT (Item 15)

There being no further business, the meeting adjourned at 3:20 p.m.

Respectfully submitted,

Councillor N. Nann, Chair,
Public Works Committee


Carrie McIntosh
Legislative Coordinator
Office of the City Clerk



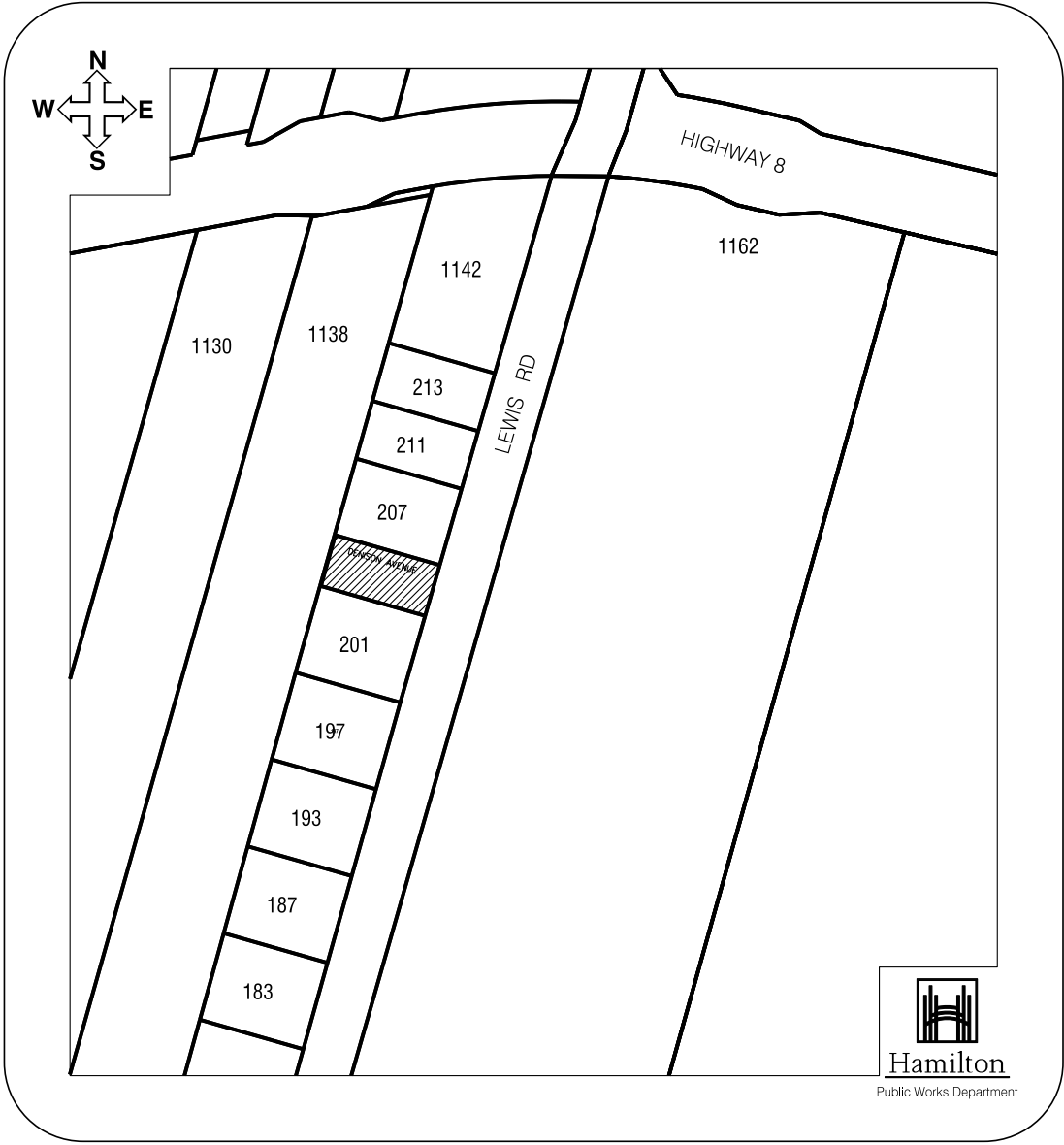
PROPOSED CLOSURE OF PORTION OF DENISON AVENUE, STONEY CREEK

Geomatics & Corridor Management Section
Public Works Department

LEGEND

 Lands to be Closed

NTS | 30/04/2021 | Sketch by: CF

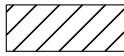


LOCATION PLAN

PROPOSED CLOSURE OF
DENISON AVENUE

CITY OF HAMILTON
PUBLIC WORKS DEPARTMENT

LEGEND



SUBJECT LANDS

DATE: April 1, 2021

Not to Scale | Sketch By: CF

REFERENCE FILE NO : PW21_



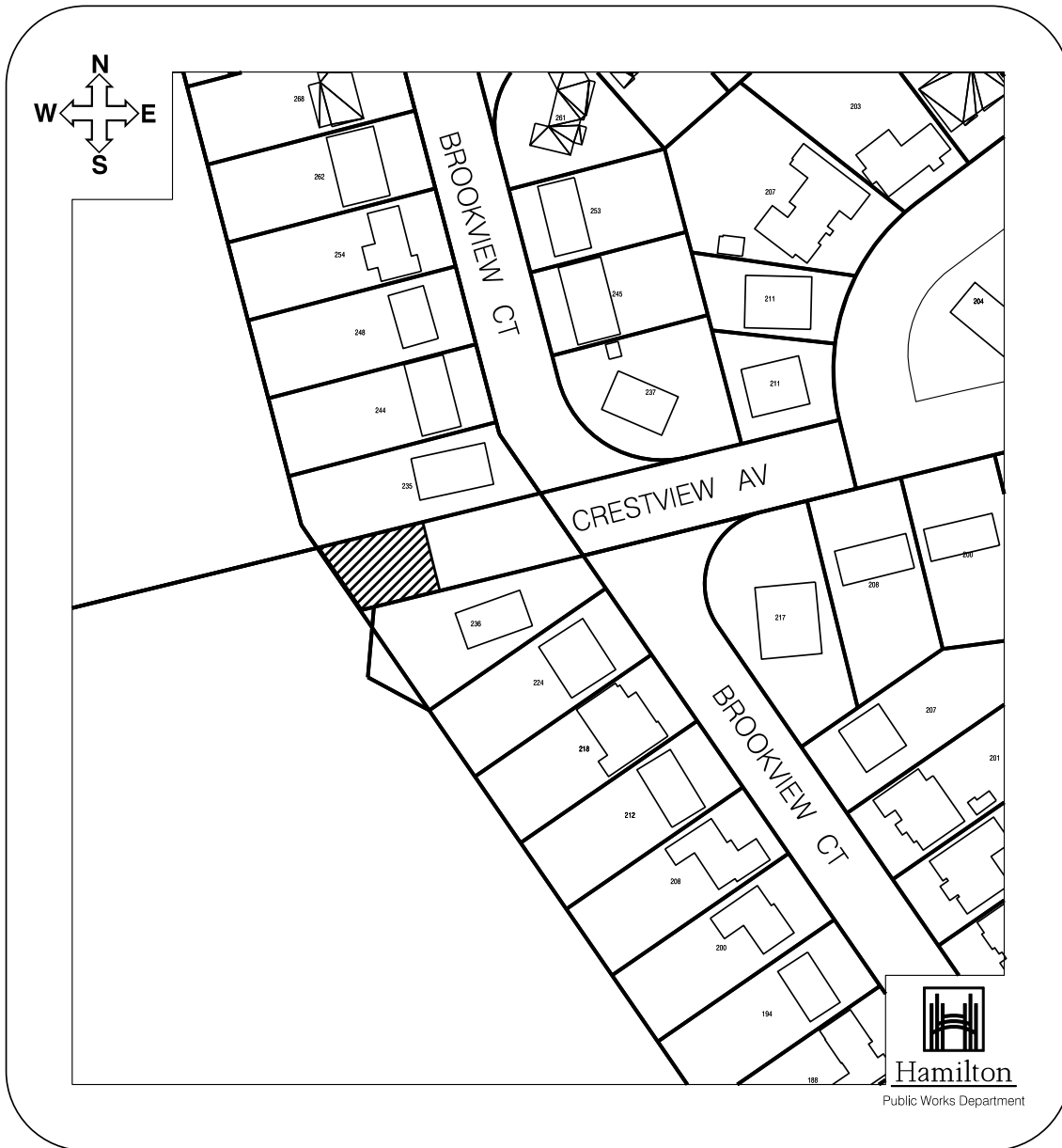
PROPOSED CLOSURE OF PORTION OF CRESTVIEW AVENUE, ANCASTER

Geomatics & Corridor Management Section
Public Works Department

LEGEND

 Lands to be Closed

NTS | 20/08/2021 | Sketch By: CF



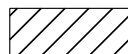
LOCATION PLAN

PROPOSED CLOSURE OF
PORTION OF

**CRESTVIEW AVENUE,
ANCASTER**

CITY OF HAMILTON
PUBLIC WORKS DEPARTMENT

LEGEND



SUBJECT LANDS

DATE: August 20, 2021

Not to Scale | Sketch By: CF

REFERENCE FILE NO : PW21_



**PLANNING COMMITTEE
REPORT
22-007**

May 3, 2022
9:30 a.m.

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

Present: Councillor L. Ferguson (Acting Chair),
Councillors M. Wilson (2nd Vice Chair),
M. Pearson, J.P. Danko and J. Partridge

Absent with Regrets: Councillors B. Johnson and J. Farr - Personal

THE PLANNING COMMITTEE PRESENTS REPORT 22-007 AND RESPECTFULLY RECOMMENDS:

1. Amendment to the Infill Notice By-law No. 21-207 (PED22102) (City Wide) (Item 7.1)

That the By-law, attached as Appendix "A" to Report PED22102 to amend City of Hamilton By-law No. 21-207, a By-law to Regulate Public Information Notices at Infill Construction Sites, which has been prepared in a form satisfactory to the City Solicitor, be enacted.

2. Appointment By-law under the *Building Code Act, 1992* (PED22099) (City Wide) (Added Item 7.2)

- (a) That the draft By-law attached as Appendix "A" to Report PED22099, respecting the appointment of a Chief Building Official, Deputies and Inspectors, which has been prepared in a form satisfactory to the City Solicitor, be approved and enacted; and
- (b) That By-law 22-041, being a by-law respecting the Appointments of a Chief Building Official, Deputies and Inspectors be repealed.

3. Application for a Zoning By-law Amendment for Lands Located at 9270 Haldibrook Road, Glanbrook (PED22073) (Ward 11) (Item 9.1)

- (a) That Zoning By-law Amendment Application ZAA-22-006, by Fothergill Planning and Development Inc. on behalf of Schiedel Ranch Holdings

Inc., (Owner), for a change in zoning from Agriculture (A1) Zone to the Agriculture (A1,118) Zone and Agriculture (A1, 770) Zone, in order to prohibit construction of a single detached dwelling and a residential care facility, and to recognize a reduced front yard setback, reduced lot area and an increased Gross Floor Area for Accessory Buildings as required by the condition of Consent approval, for the lands known as 9270 Haldibrook Road, as shown on Appendix "A" attached to Report PED22073, be APPROVED on the following basis:

- (i) That the draft By-law attached as Appendix "B" to Report PED22073, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
- (ii) That the amending By-law be added to Schedule "C" of Zoning By-law No. 05-200;
- (iii) The proposed modifications in zoning are consistent with the Provincial Policy Statement (2020), conform to the Greenbelt Plan (2017) and comply with the Rural Hamilton Official Plan.

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

4. Zoning By-law Amendment Application for Lands Located at 1640 Trinity Church Road, Glanbrook (PED22087) (Ward 11) (Item 9.2)

(a) That Zoning By-law Amendment Application ZAA-22-010, by Harvinder Wallace (Owner), for a change in zoning from Agriculture (A1) Zone, Conservation/Hazard Land-Rural (P7) Zone and Conservation/Hazard Land-Rural (P8) Zone to the Agriculture (A1, 118) Zone, Conservation/Hazard Land-Rural (P7, 773) Zone and Conservation/Hazard Land-Rural (P8, 773) Zone to prohibit development of a single detached dwelling and a residential care facility, as required by the conditions of Consent approval, as shown on Appendix "A" attached to Report PED22087, be APPROVED on the following basis:

- (i) That the draft By-law attached as Appendix "B" to Report PED22087, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
- (ii) That the amending By-law be added to Schedule "C" of Zoning By-law No. 05-200;
- (iii) That the proposed modifications in zoning are consistent with the Provincial Policy Statement, 2020, conform to the Greenbelt Plan and comply with Rural Hamilton Official Plan.

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

5. Appeal of Draft Plan of Subdivision Application 25T-201806 for Lands Located at 140 Garner Road East, Ancaster (PED22096) (Ward 12) (Item 10.1)

That Report PED22096 respecting Appeal of Draft Plan of Subdivision Application 25T-201806 for Lands Located at 140 Garner Road East, Ancaster, be received.

6. Applications for Amendments to the Urban Hamilton Official Plan and Zoning By-law No. 05-200 for Lands Located at 392, 398, 400,402, 406, and 412 Wilson Street East and 15 Lorne Avenue (Ancaster)(PED22070) (Ward 12) (Item 10.2)

- (a) That Urban Hamilton Official Plan Amendment Application UHOPA-22-004, by Wilson St. Ancaster Inc. (c/o Giovanni Fiscaletti, Applicant / Owner), to amend the Ancaster Wilson Street Secondary Plan to redesignate the lands located at 15 Lorne Avenue from “Low Density Residential 1” designation to “Mixed Use - Medium Density” designation with a “Pedestrian Focus”; and, to establish a Site Specific Policy to permit an eight storey mixed use development with a maximum density of 220 units per hectare and provide for the relocation of the existing designated heritage building from 398 Wilson Street East to 15 Lorne Avenue, on lands located at 392, 398, 400, 402, 406, and 412 Wilson Street East, as shown on Appendix “A” attached to Report PED22070, be DENIED on the following basis:
- (i) That the proposed amendment does not meet the general intent of the Urban Hamilton Official Plan and the Ancaster Wilson Street Secondary Plan with respect to the following matters: right-of-way dedications, building height, residential density, massing, privacy, overlook, setbacks, and compatibility with and enhancement of the character of the existing neighbourhood.
 - (ii) The mass, height, and bulk of the proposal is not considered to be good planning and is considered an overdevelopment of the site;
- (b) That Zoning By-law Amendment Application ZAC-22-011, by Wilson St. Ancaster Inc. (c/o Giovanni Fiscaletti, Applicant / Owner), to change the zoning from the Existing Residential “ER” Zone, the Mixed Use Medium Density - Pedestrian Focus (C5a, 570) Zone, and the Mixed Use Medium Density - Pedestrian Focus (C5a, 570, 651) Zone to a modified Mixed Use Medium Density - Pedestrian Focus (C5a) Zone, to permit an eight storey mixed use development with a maximum density of 220 units per hectare, with 1,677 m² of at grade commercial space and 169 dwelling units above with 55 surface parking spaces and 257 underground parking spaces, on lands located at 392, 398, 400, 402, 406, and 412 Wilson Street East and

to relocate the existing designated heritage building on the lands located at 398 Wilson Street East to the lands located at 15 Lorne Avenue, as shown on Appendix “A” attached to Report PED22070, be DENIED on the following basis:

- (i) That the proposed change in zoning does not meet the general intent of the Urban Hamilton Official Plan and the Ancaster Wilson Street Secondary Plan with respect to building height, setbacks, and massing;
- (ii) That the proposal does not meet the general intent of the Zoning By-law with regards to allowable building height, setbacks, minimum side yard, planting strip;
- (iii) That the proposal is not considered to be good planning and is considered an overdevelopment of the site.

7. Waiving of Street Festival Fees (Item 11.1)

WHEREAS, over the past two years the COVID 19 Pandemic has significantly impacted the ability for street festivals to occur.

WHEREAS, street festivals are an important tool to support broader economic recovery planning.

WHEREAS, Hamilton Municipal Parking System typically charges a fee to help off-set the loss in revenue where street festivals remove metered on street parking from service.

WHEREAS, reducing the costs associated with street festivals could accelerate their return.

THEREFORE, BE IT RESOLVED:

- (a) That the fees typically applied to offset revenue losses from metered parking being removed from service be waived for street festivals qualifying under the Special Event Advisory Team (SEAT) process be waived for the 2022 season; and,
- (b) That the estimated revenue off-set for the Hamilton Municipal Parking System be funded from the Economic Development Investment Reserve (112221).

8. Liquor Sales Licences for Steel Town Cider (Item 11.2)

WHEREAS Steel Town Cider is operating at 150 Chatham St., Hamilton, Ontario.

WHEREAS Steel Town Cider began operations in 2017 moved to its current location at 150 Chatham St. beginning September 2020

WHEREAS Steel Town Cider has applied for and received manufacturing licenses and retail endorsements allowing it to brew and sell cider and beer at it's 150 Chatham St. location

WHEREAS in addition to brewing cider and beer, the business model has a retail, tourism and education component; and

WHEREAS the Alcohol and Gaming Commission of Ontario (AGCO) requires written notice from the Council of the Municipality within which the applicant's site is located confirming that it has passed a resolution in support of the issuance of two Manufacturer's Limited Liquor Sales Licenses ("By the Glass") for both cider and beer, for tastings.

THEREFORE, BE IT RESOLVED:

That the Council of the City of Hamilton confirms their support for the issuance of two Manufacturer's Limited Liquor Sales Licenses ("By the Glass") for both cider and beer, for Steel Town Cider located at 150 Chatham St., Hamilton, Ontario.

9. Appeal to the Ontario Land Tribunal (OLT) for Refusal of an HCA Permit for Lands Located at 140 Garner Road East (Ancaster) (OLT-21-001567) (LS22020/PED22096(a)) (Ward 12) (Added Item 14.2)

- (a) That the directions to staff in closed session respecting Report LS22020/PED22096(a) be released to the public, following approval by Council;
- (b) That the balance of Report LS22020/PED22096(a) remain confidential.

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 Delegations respecting 140 Garner Road East (Item 10.1)

- (i) Don McLean, Hamilton 350 Committee
- (ii) Nancy Hurst, Stop Sprawl HamOnt

2. CONSENT ITEMS (Item 7)

7.2 Appointment By-law under the *Building Code Act, 1992*
(PED22099) (City Wide)

3. DISCUSSION ITEMS (Item 10)

10.1 Appeal of Draft Plan of Subdivision Application 25T-201806 for
Lands Located at 140 Garner Road East, Ancaster (PED22096)
(Ward 12)

(a) Added Written Submission:

- (i) Hailey Van Sickle
- (ii) Paula Grove
- (iii) Neal Bonnor
- (iv) Harriet Woodside
- (v) Laurel Imeson
- (vi) Kevin Butter
- (vii) Dennis and Patricia Baker
- (viii) Margaret Tremblay
- (ix) Janice Melnyk
- (x) Ingrid Harris
- (xi) Jan W. Jansen
- (xii) Rick Johnson
- (xiii) Liz Seymour
- (xiv) Juanita Lepage
- (xv) Lyn and Rick Folkes
- (xvi) Aileen McMilan
- (xvii) Caroline Fehr
- (xviii) David Wallis
- (xix) Yvonne Pigott
- (xx) Marjorie Middleton

- (xxi) Erin Davis
- (xxii) Leanna Nigro
- (xxiii) Stan Nowak
- (xxiv) Liz Koblyk
- (xxv) Marlene Cameron
- (xxvi) Lisa Hutchinson
- (xxvii) Gudrun Boehm-Johnson
- (xxviii) Kathy ROUNG
- (xxix) Peter Appleton
- (xxx) Michael Gill
- (xxxi) Cindy Jenkins
- (xxxii) Jeff Smith
- (xxxiii) Teodora Filipova
- (xxxiv) Enrico and Julie Palmese
- (xxxv) Patricia Cole-Stever
- (xxxvi) Miriam Sager
- (xxxvii) Joanne and Ron Palangio
- (xxxviii) Lynn Nielsen
- (xxxix) Daniel Coleman
- (xl) Craig Cassar
- (xli) Joyce Smith
- (xlii) Bruna Nota
- (xliii) Nancy Hurst
- (xliv) Akira Ourique
- (xlv) Steve and Annette van der Woerd
- (xlvi) Marie Covert
- (xlvii) John Geerts
- (xlviii) Barbara Davis
- (xlix) Aleda O'Connor
- (l) Chris and Gene Fitzpatrick
- (li) Liz Rabishaw
- (lii) Cynthia Bernstein
- (liii) Colin Seymour
- (liv) Carmel Mothersill
- (lv) Anne Washington
- (lvi) Marilyn Marchesseau
- (lvii) Linda Hughes
- (lviii) Heather Vaughan
- (lix) Carolyn VanHoevelaak
- (lx) Janet O'Sullivan
- (lxi) Louise McCann
- (lxii) Sarah Filice
- (lxiii) Gord McNulty
- (lxiv) Dorothy McIntosh
- (lxv) Peggy McKeil
- (lxvi) Carolanne Forster
- (lxvii) Virginia L. Gibson

(lxviii) Lynn M. Gates
(lxix) Adan Amer
(lxx) Susan Borghese
(lxxi) Eileen Booty
(lxxi) Janice Locke
(lxxii) Michael Gill

4. PRIVATE AND CONFIDENTIAL (Item 14)

14.2 Appeal to the Ontario Land Tribunal (OLT) for Lack of Decision on Draft Plan of Subdivision Application (25T-201806) for Lands Located at 140 Garner Road East (Ancaster) (OLT-21-001788) (LS22020/PED22096(a)) (Ward 12)

The agenda for the May 3, 2022 Planning Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

None declared.

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

(i) April 25, 2022 (Item 4.1)

The Minutes of the April 25, 2022 meeting were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

(i) Delegation Requests (Added Item 6.1)

The following Delegation Requests respecting 140 Garner Road East (Item 10.1), were approved for today's meeting:

- (i) Don McLean, Hamilton 350 Committee
- (ii) Nancy Hurst, Stop Sprawl HamOnt

(e) PUBLIC HEARINGS / DELEGATIONS (Item 9)

In accordance with the *Planning Act*, Chair Ferguson advised those viewing the virtual meeting that the public had been advised of how to pre-register to be a virtual delegate at the Public Meetings on today's agenda.

In accordance with the provisions of the *Planning Act*, Chair Ferguson 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 Development applications before the Committee

today, the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Ontario Land Tribunal, and the person or public body may not be added as a party to the hearing of an appeal before the Ontario Land Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to do so.

(i) Application for a Zoning By-law Amendment for Lands Located at 9270 Haldibrook Road, Glanbrook (PED22073) (Ward 11) (Item 9.1)

No members of the public were registered as Delegations.

The staff presentation was waived.

Ed Fothergill with Fothergill Planning & Development Inc., was in attendance and indicated he was in support of the staff report.

The delegation from Ed Fothergill with Fothergill Planning & Development Inc., was received.

The public meeting was closed.

- (a) That Zoning By-law Amendment Application ZAA-22-006, by Fothergill Planning and Development Inc. on behalf of Schiedel Ranch Holdings Inc., (Owner), for a change in zoning from Agriculture (A1) Zone to the Agriculture (A1,118) Zone and Agriculture (A1, 770) Zone, in order to prohibit construction of a single detached dwelling and a residential care facility, and to recognize a reduced front yard setback, reduced lot area and an increased Gross Floor Area for Accessory Buildings as required by the condition of Consent approval, for the lands known as 9270 Haldibrook Road, as shown on Appendix "A" attached to Report PED22073, be APPROVED on the following basis:
- (i) That the draft By-law attached as Appendix "B" to Report PED22073, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
 - (ii) That the amending By-law be added to Schedule "C" of Zoning By-law No. 05-200;
 - (iii) The proposed modifications in zoning are consistent with the Provincial Policy Statement (2020), conform to the Greenbelt Plan (2017) and comply with the Rural Hamilton Official Plan.

The recommendations in Report PED22073 were **amended** by adding the following sub-section (b):

- (b) *That there were no public submissions received regarding this matter.*

For disposition of this matter, refer to Item 3.

(ii) **Zoning By-law Amendment Application for Lands Located at 1640 Trinity Church Road, Glanbrook (PED22087) (Ward 11) (Item 9.2)**

No members of the public were registered as delegations.

The staff presentation was waived.

Harvinder Wallace, Owner, was in attendance and indicated support for the staff report.

The delegation from Harvinder Wallace, Owner, was received.

The public meeting was closed.

- (a) That Zoning By-law Amendment Application ZAA-22-010, by Harvinder Wallace (Owner), for a change in zoning from Agriculture (A1) Zone, Conservation/Hazard Land-Rural (P7) Zone and Conservation/Hazard Land-Rural (P8) Zone to the Agriculture (A1, 118) Zone, Conservation/Hazard Land-Rural (P7, 773) Zone and Conservation/Hazard Land-Rural (P8, 773) Zone to prohibit development of a single detached dwelling and a residential care facility, as required by the conditions of Consent approval, as shown on Appendix "A" attached to Report PED22087, be APPROVED on the following basis:
- (i) That the draft By-law attached as Appendix "B" to Report PED22087, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
 - (ii) That the amending By-law be added to Schedule "C" of Zoning By-law No. 05-200;
 - (iii) That the proposed modifications in zoning are consistent with the Provincial Policy Statement, 2020, conform to the Greenbelt Plan and comply with Rural Hamilton Official Plan.

The recommendations in Report PED22087 were **amended** by adding the following sub-section (b):

- (b) *That there were no public submissions received regarding this matter.*

For disposition of this matter, refer to Item 4.

(iii) Delegations respecting 140 Garner Road East (Item 10.1) (Added Item 9.3)

The following delegations addressed the Committee respecting 140 Garner Road East (Item 10.1):

- (i) Don McLean, Hamilton 350 Committee
- (ii) Nancy Hurst, Stop Sprawl HamOnt

The following delegations respecting 140 Garner Road East (Item 10.1), were received:

- (i) Don McLean, Hamilton 350 Committee
- (ii) Nancy Hurst, Stop Sprawl HamOnt

For disposition of this matter, refer to Items 5, 9 and (f)(i).

(f) DISCUSSION ITEMS (Item 10)

(i) Appeal of Draft Plan of Subdivision Application 25T-201806 for Lands Located at 140 Garner Road East, Ancaster (PED22096) (Ward 12) (Item 10.1)

Tim Vrooman, Senior Planner, addressed the Committee with the aid of a PowerPoint presentation.

The presentation from Tim Vrooman, Senior Planner, respecting, Appeal of Draft Plan of Subdivision Application 25T-201806 for Lands Located at 140 Garner Road East, Ancaster, was received.

The following written submissions (Added Item 10.1(a)), were received:

- (i) Hailey Van Sickle
- (ii) Paula Grove
- (iii) Neal Bonnor
- (iv) Harriet Woodside
- (v) Laurel Imeson
- (vi) Kevin Butter
- (vii) Dennis and Patricia Baker
- (viii) Margaret Tremblay
- (ix) Janice Melnyk
- (x) Ingrid Harris
- (xi) Jan W. Jansen
- (xii) Rick Johnson

- (xiii) Liz Seymour
- (xiv) Juanita Lepage
- (xv) Lyn and Rick Folkes
- (xvi) Aileen McMilan
- (xvii) Caroline Fehr
- (xviii) David Wallis
- (xix) Yvonne Pigott
- (xx) Marjorie Middleton
- (xxi) Erin Davis
- (xxii) Leanna Nigro
- (xxiii) Stan Nowak
- (xxiv) Liz Koblyk
- (xxv) Marlene Cameron
- (xxvi) Lisa Hutchinson
- (xxvii) Gudrun Boehm-Johnson
- (xxviii) Kathy Rounq
- (xxix) Peter Appleton
- (xxx) Michael Gill
- (xxxi) Cindy Jenkins
- (xxxii) Jeff Smith
- (xxxiii) Teodora Filipova
- (xxxiv) Enrico and Julie Palmese
- (xxxv) Patricia Cole-Stever
- (xxxvi) Miriam Sager
- (xxxvii) Joanne and Ron Palangio
- (xxxviii) Lynn Nielsen
- (xxxix) Daniel Coleman
- (xl) Craig Cassar
- (xli) Joyce Smith
- (xlii) Bruna Nota
- (xliii) Nancy Hurst
- (xliv) Akira Ourique
- (xlv) Steve and Annette van der Woerd
- (xlvi) Marie Covert
- (xlvii) John Geerts
- (xlviii) Barbara Davis
- (xlix) Aleda O'Connor
- (l) Chris and Gene Fitzpatrick
- (li) Liz Rabishaw
- (lii) Cynthia Bernstein
- (liii) Colin Seymour
- (liv) Carmel Mothersill
- (lv) Anne Washington
- (lvi) Marilyn Marchesseau
- (lvii) Linda Hughes
- (lviii) Heather Vaughan
- (lix) Carolyn VanHoevelaak

- (Ix) Janet O'Sullivan
- (Ixi) Louise McCann
- (Ixii) Sarah Filice
- (Ixiii) Gord McNulty
- (Ixiv) Dorothy McIntosh
- (Ixv) Peggy McKeil
- (Ixvi) Carolanne Forster
- (Ixvii) Virginia L. Gibson
- (Ixviii) Lynn M. Gates
- (Ixix) Adan Amer
- (Ixx) Susan Borghese
- (Ixxi) Eileen Booty
- (Ixxi) Janice Locke
- (Ixxii) Michael Gill

For disposition of this matter refer to Items 5 and 9.

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

(i) Outstanding Business List (Item 13.1)

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

(a) Items Requiring New Due Dates:

19BB - Parking Review Fee (PED19238)
Current Due Date: September 7, 2021
Proposed New Due Date: July 5, 2022

(b) Items to Be Removed:

21L - Delegations respecting the OPA's Farm Labour House Policy
Item 9.2 on the May 4, 2021 Planning Committee Agenda

21G - Dedicated Mohawk College Enforcement (PED18220(b))
Item 10.2 on the April 20, 2021 Planning Committee Agenda

21N - Downtown Entertainment Precinct Master Agreement
(PED18168(g)) (City Wide) Item 14.2 on the June 2, 2021 General
Issues Committee Agenda

21W - Feasibility Report for a Biodiversity Action Plan (PED21065)
Item 1 on the April 7, 2021 General Issues Committee Agenda

(ii) General Manager's Update (Added Item 13.2)

Jason Thorne, General Manager of Planning and Economic Development, updated the Committee on the MCR/GRIDS2 report coming to the Planning Committee on May 17, 2022.

The General Manager's Update, was received.

(h) PRIVATE AND CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – April 25, 2022 (Item 14.1)

- (a) That the Closed Session Minutes dated April 25, 2022, be approved as presented; and,
- (b) That the Closed Session Minutes dated April 25, 2022, remain private and confidential.

The Committee moved into Closed Session respecting Added Item 14.2 pursuant to Section 9.1, Sub-sections (e), (f) and (k) of the City's Procedural By-law 21-021, as amended, and Section 239(2), Sub-sections (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 City; the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, to 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) Appeal to the Ontario Land Tribunal (OLT) for Refusal of an HCA Permit for Lands Located at 140 Garner Road East (Ancaster) (OLT-21-001567) (LS22020/PED22096(a)) (Ward 12) (Added Item 14.2)

For disposition of this matter refer to Item 9.

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

There being no further business, the Planning Committee adjourned at 11:44 a.m.

Councillor L. Ferguson
Acting Chair, Planning Committee

Lisa Kelsey
Legislative Coordinator



GENERAL ISSUES COMMITTEE REPORT 22-009

9:30 a.m.

Wednesday, May 4, 2022

Due to COVID-19 and the Closure of City Hall, this meeting was held virtually.

Present: Mayor F. Eisenberger, Deputy Mayor M. Wilson (Chair)
Councillors N. Nann, S. Merulla, R. Powers, T. Jackson,
E. Pauls, J. P. Danko, B. Clark, M. Pearson, L. Ferguson,
A. VanderBeek, J. Partridge

Absent: Councillor J. Farr, B. Johnson, T. Whitehead – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 22-009, AND RESPECTFULLY RECOMMENDS:

**1. Court Security and Prisoner Transportation Program Agreement for 2022
(FCS22030) (City Wide) (Item 7.1)**

That Report FCS22030, respecting the Court Security and Prisoner Transportation Program Agreement for 2022, be received.

**2. Clerk's Report 22-001 for the Cleanliness and Security in the Downtown
Core Task Force, April 11, 2022 (Item 7.2)**

That the Clerk's Report 22-001 for the Cleanliness and Security in the Downtown Core Task Force, April 11, 2022, be received.

**3. Business Improvement Area Advisory Committee Minutes, 22-003, March
22, 2022 (Item 7.3)**

That the Business Improvement Area Advisory Committee Minutes, 22-003, March 22, 2022, be received.

4. 2022 Tax Policies and Area Rating (FCS22031) (City Wide) (Item 10.1)

(a) That the following optional property classes be continued for the 2022 taxation year:

- (i) Parking Lot and Vacant Land;
- (ii) Large Industrial;

(b) That, based on the 2022 final approved Tax Operating Budget, the following final tax ratios be established for the 2022 taxation year:

(i)	Residential	1.0000
(ii)	Multi-Residential	2.3594
(iii)	New Multi-Residential	1.0000
(iv)	Commercial	1.9800
(v)	Parking Lot and Vacant Land	1.9800
(vi)	Industrial	3.1985
(vii)	Large Industrial	3.7506
(viii)	Pipeline	1.7947
(ix)	Farm	0.1767
(x)	Managed Forest	0.2500
(xi)	Landfills	2.9696

(c) That the following tax reductions be established for the 2022 taxation year:

(i)	Farmland awaiting development (1st Subclass)	25%
(ii)	Farmland awaiting development (2nd Subclass)	0%
(iii)	Excess land Subclass (Residual Commercial)	0%
(iv)	Excess land Subclass (Residual Industrial)	0%
(v)	Vacant land Subclass (Residual Industrial)	0%
(vi)	Excess land Subclass (Large Industrial)	0%

(d) That the Deferral of Tax Increases for Seniors and Low Income Persons with Disabilities Program (Deferral of Tax Increases Program) be continued for the 2022 taxation year;

(e) That the Full Tax Deferral Program for Seniors and Low Income Persons with Disabilities Program (Full Tax Deferral Program) be continued for the 2022 taxation year;

- (f) That the Seniors' (65+) Tax Rebate Program be continued for the 2022 taxation year;
- (g) That the 40% Tax Rebate for eligible charities and similar organizations be continued for the 2022 taxation year;
- (h) That the 2022 Area Rated Levies, as identified in Appendix "A" attached to Report FCS22031, be approved; and,
- (i) That the City Solicitor be authorized and directed to prepare all necessary by-laws, for Council approval, for the purposes of establishing the tax policies and tax rates for the 2022 taxation year.

**5. Environmental Remediation and Site Enhancement (ERASE)
Redevelopment Grant Application, 870 Queenston Road, Stoney Creek
ERG-21-04 (PED22077) (Ward 5) (Item 10.2)**

- (a) That Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application ERG-21-04, submitted by Queenston Road Holdings Inc. (New Horizon Development Group), owner of the property at 870 Queenston Road, Stoney Creek, for an ERASE Redevelopment Grant not to exceed \$3,841,980, toward estimated eligible remediation costs provided over a maximum of ten years, be authorized and approved in accordance with the terms and conditions of the ERASE Redevelopment Agreement;
- (b) That the General Manager of Planning and Economic Development Department be authorized and directed to execute the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Agreement together with any ancillary documentation required, to give effect to the ERASE Redevelopment Grant for Queenston Road Holdings Inc. (New Horizon Development Group), owner of the property at 870 Queenston Road, Stoney Creek, in a form satisfactory to the City Solicitor; and,
- (c) That the General Manager of the Planning and Economic Development Department be authorized and directed to administer the Grant and Grant Agreement including, but not limited to: deciding on actions to take in respect of events of default and executing any Grant Amending Agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant, as approved by City Council, are maintained.

**6. Open Streets Temporary Linear Urban Park (PED22075) (City Wide)
(Item 10.3)**

- (a) That staff be directed to develop a “Gage to Gore” Open Streets Temporary Linear Urban Park Program along King Street East that can be implemented as a single day trial or trials in 2022 on Sundays, with replication on subsequent weekends throughout 2023 and 2024;
- (b) That staff be directed to engage key stakeholders including Hamilton Police Services (HPS), adjacent Business Improvement Areas (BIAs), and local community groups to help operationalize the temporary linear park concept and to maximize its value from a community, business and tourism perspective;
- (c) That staff be authorized to allocate \$60 K from the Economic Development Initiatives Capital Account (3621708900) to fund the temporary street closure and programming of the temporary urban park major event nodes;
- (d) That staff be directed to formalize a partnership with a local not-for-profit or community partner, to establish a civic incubator that would undertake the coordination of an Open Streets Program and related programming to a maximum upset limit of \$25 K from the Sustainable Mobility Project ID of 4032155820 and connect this Program to other available grant programs in the City to help scale up worthwhile community activations;
- (e) That staff collect and utilize data from the 2022 open streets event to develop a comprehensive plan for a succession of open streets events in future years and that the funding requirements for these subsequent events be considered as part of the 2023 Budget Process;
- (f) That the matter respecting Options on How the City May Pedestrianize a Street or Collection of Streets be identified as complete and removed from the General Issues Committee Outstanding Business List; and,
- (g) That, prior to the implementation of any Open Streets Temporary Linear Urban Park, staff be directed to provide an opportunity for direct resident engagement to include, but not be limited to, the use of Engage Hamilton to invite residents along the King Street stretch to comment on this matter.

7. GRIDS 2 and Municipal Comprehensive Review – Follow-up Regarding Deferred Employment Land Conversion Requests (PED17010(r)) (City Wide) (Item 10.4(a))

- (a) That the Municipal Comprehensive Review (MCR) Official Plan Amendment (UHOP Conformity Amendment), which is being brought forward to the Planning Committee on May 17, 2022, include the following amendment to implement the recommendations of the City's Employment Land Review:
 - (i) Revisions to the existing Area Specific Policy – A in the West Hamilton Innovation District Secondary Plan for McMaster Innovation Park, as outlined in Appendix "A" to Report 22-009; and,
 - (b) That the matter regarding the employment land conversion request for the lands located at 1400 South Service Road be deferred until a later phase of the City's current Municipal Comprehensive Review, based in the review and assessment of land use options for the south-east quadrant of the Queen Elizabeth Way (QEW) and Fifty Road area.

8. Facility Naming Sub-Committee Report 22-001, April 25, 2022 (Item 10.5)

(a) Renaming of the MacNab Transit Terminal to The Frank A. Cooke Transit Terminal (PW22022) (City Wide) (Item 10.1)

That the MacNab Transit Terminal, located at 1 MacNab Street South, Hamilton, be renamed The Frank A. Cooke Transit Terminal, in accordance with the City of Hamilton Municipal Property and Naming Policy.

9. Advisory Committee for Persons with Disabilities Report 22-004, April 12, 2022 (Item 10.6)

(a) Resignation of Paula Kilburn from Working Groups of the Advisory Committee for Persons with Disabilities (Item 11.1)

That the resignation of Paula Kilburn from the Housing Issues Working Group and Accessible Opens Spaces and Parklands Working Group, of the Advisory Committee for Persons with Disabilities, be received.

(b) Correspondence to Police Services Board respecting a Summary of Presentation from City of Hamilton Chief of Police Bergen to the Advisory Committee for Persons with Disabilities, March 8, 2022 (Item 12.2)

That the correspondence to the Police Services Board respecting a summary of the presentation from City of Hamilton Chief of Police Bergen to the Advisory Committee for Persons with Disabilities, March 8, 2022, attached as Appendix “A”, be forwarded to the City of Hamilton Police Services Board.

10. Establishment of the 2022-2026 Election Compliance Audit Committee (FCS22037) (City Wide) (Item 10.7)

- (a) That the Terms of Reference for the 2022-2026 Election Compliance Audit Committee, attached as Appendix “B” to Report 22-009, be approved;
- (b) That the authority to appoint the Members of the Election Compliance Audit Committee be delegated to the City Clerk, City Auditor and General Manager of Corporate Services, or their designates;
- (c) That the Compensation Framework for the 2022-2026 Election Compliance Audit Committee be in the amount of \$250 per member per committee meeting and/or training session, without an annual retainer, inclusive of all parking and mileage fees, to be funded through the Election Reserve Account 112206;
- (d) That, subject to the approval of recommendation (b) to Report FCS22037, the selection of the Members of the Election Compliance Audit Committee be exempt from the City of Hamilton Policy respecting the Appointment of Citizens to the City’s Agencies, Boards, Commissions Advisory (Volunteer) Committees and Sub-Committees Policy; and,
- (e) That, subject to the approval of recommendation (b) to Report FCS22037, the Election Compliance Audit Committee - Selection Committee, be disbanded.

11. Climate Change Action – Bay Area Climate Change Council Options for Travel Recommendations (Item 11.1)

WHEREAS, the City of Hamilton recognizes that Climate Change is an emergency and a threat to municipalities across the world and urgent climate action is needed;

WHEREAS, Hamilton City Council declared a climate emergency on March 27, 2019, and directed staff to form a Corporate Climate Change Task Force;

WHEREAS, over 12% of Hamilton emissions come from the transportation sector and low carbon forms of transportation facilitate our collective efforts to decarbonize; and,

WHEREAS, transportation connectivity and the safety of residents are priorities for the City of Hamilton, as reflected in the Ten-Year Local Transit Strategy, Vision Zero, and the Cycling Master Plan;

THEREFORE, BE IT RESOLVED:

That the General Manager of the Planning and Economic Development Department be directed to work with staff to review how each recommendation in the Bay Area Climate Change Council's Options for Travel report could be actioned, and report back to the General Issues Committee by September 21, 2022.

12. Update on Recent Ontario Land Tribunal Decisions (LS22014/PED22119) (City Wide) (Item 14.2)

That Report LS22014/PED22119, respecting the Update on Recent Ontario Land Tribunal Decisions, remain confidential.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

5. COMMUNICATIONS

- 5.1. Correspondence from Frances Grabowski, Vice-President, Development & Design, McMaster Innovation Park, respecting Item 10.4 - GRIDS 2 and Municipal Comprehensive Review – Deferred Employment Land Conversion Requests

Recommendation: Be received and referred to the consideration of Item 10.4.

6. DELEGATION REQUESTS

- 6.1. Dave Aston, MHBC Planning, respecting Item 10.4 - Sub-sections of Report PED17070(p) - GRIDS 2 and Municipal Comprehensive Review – Deferred Employment Land Conversion Requests, as it relates to 1400 South Service Road.

10. DISCUSSION ITEMS

- 10.4(a) GRIDS 2 and Municipal Comprehensive Review – Follow-up Regarding Deferred Employment Land Conversion Requests (PED17010(r)) (City Wide)
- 10.6. Advisory Committee for Persons with Disabilities Report 22-006, April 12, 2022
- 10.7. Establishment of the 2022-2026 Election Compliance Audit Committee (FCS22037) (City Wide)

12. NOTICES OF MOTION

- 12.1. Depaving Initiatives on Barton Street in Ward 3
- 12.2. Potential Costs Associated with the Termination of Non-Vaccinated City Employees

The agenda for the May 4, 2022 General Issues Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

Councillor M. Wilson declared a Non-Disqualifying interest to Item 10.5, respecting Facility Naming Sub-Committee Report 22-001, regarding the Renaming of the MacNab Transit Terminal to The Frank A. Cooke Transit Terminal, as the Terminal is being named after her spouse's grandfather.

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

(i) April 20, 2022 (Item 4.1)

The Minutes of the April 20, 2022 General Issues Committee meeting were approved, as presented.

(d) COMMUNICATION ITEMS (Item 5)

(i) Correspondence from Frances Grabowski, Vice-President, Development & Design, McMaster Innovation Park, respecting Item 10.4 - GRIDS 2 and Municipal Comprehensive Review – Deferred Employment Land Conversion Requests (Item 5.1)

The correspondence from Frances Grabowski, Vice-President, Development & Design, McMaster Innovation Park, respecting Item 10.4 - GRIDS 2 and Municipal Comprehensive Review – Deferred Employment Land Conversion Requests, was received and referred to the consideration of Item 10.4.

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

(e) DELEGATION REQUESTS (Item 6)

(i) Dave Aston, MHBC Planning, respecting Item 10.4 - Sub-sections of Report PED17070(p) - GRIDS 2 and Municipal Comprehensive Review – Deferred Employment Land Conversion Requests, as it relates to 1400 South Service Road (Item 6.1)

The delegation request, submitted by Dave Aston, MHBC Planning, respecting Item 10.4 - Sub-sections of Report PED17070(p) - GRIDS 2 and Municipal Comprehensive Review – Deferred Employment Land Conversion Requests, as it relates to 1400 South Service Road, was approved for the May 4, 2022 General Issues Committee meeting.

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

(f) STAFF PRESENTATIONS (Item 8)

(i) COVID-19 Verbal Update (Item 8.1)

Jason Thorne, General Manager of the Planning & Economic Development Department and Director of the Emergency Operations

Centre; and, Michelle Baird, Director, Public Health Services - EWCDC, provided the verbal update respecting COVID-19.

The verbal update respecting COVID-19 was received.

(g) DELEGATIONS (Item 9)

(i) Bianca Caramento, Bay Area Climate Change Council, to present the BACCC's Options for Travel: Giving Residents a Real Choice Report (Item 9.1)

Bianca Caramento, Bay Area Climate Change Council (BACCC), addressed Committee and presented the BACCC's Options for Travel: Giving Residents a Real Choice Report.

The presentation provided by Bianca Caramento, Bay Area Climate Change Council, respecting the BACCC's Options for Travel: Giving Residents a Real Choice Report, was received.

For disposition of this matter, please refer to Item 11.

(ii) Dave Aston, MHBC Planning, respecting Item 10.4 - Sub-sections of Report PED17070(p) - GRIDS 2 and Municipal Comprehensive Review – Deferred Employment Land Conversion Requests, as it relates to 1400 South Service Road (Item 9.2)

Dave Aston, MHBC Planning, addressed Committee respecting Item 10.4 - Sub-sections of Report PED17070(p) - GRIDS 2 and Municipal Comprehensive Review – Deferred Employment Land Conversion Requests, as it relates to 1400 South Service Road.

The presentation provided by Dave Aston, MHBC Planning, respecting Item 10.4 - Sub-sections of Report PED17070(p) - GRIDS 2 and Municipal Comprehensive Review – Deferred Employment Land Conversion Requests, as it relates to 1400 South Service Road, was received.

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

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

(i) **Open Streets Temporary Linear Urban Park (PED22075) (City Wide) (Item 10.3)**

Report PED22075, respecting the Open Streets Temporary Linear Urban Park, **was amended** by adding a new sub-section (g) to read as follows:

- (g) ***That, prior to the implementation of any Open Streets Temporary Linear Urban Park, staff be directed to provide an opportunity for direct resident engagement to include, but not be limited to, the use of Engage Hamilton to invite residents along the King Street stretch to comment on this matter.***

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

(ii) **Sub-sections of Report PED17070(p) - GRIDS 2 and Municipal Comprehensive Review – Deferred Employment Land Conversion Requests (Deferred from the April 10, 2022 GIC) (Item 10.4)**

The recommendations that were DEFERRED from the April 20, 2022 General Issues Committee, which read as follows, were replaced by the recommendations provided in the new May 4, 2022 Report - GRIDS 2 and Municipal Comprehensive Review – Follow-up Regarding Deferred Employment Land Conversion Requests (PED17010(r)) (City Wide) (Item 10.4(a)):

That the MCR Official Plan Amendment (UHOP Conformity Amendment) to be brought forward in May 2022 include the following amendments to implement the recommendations of the City's Employment Land Review:

- (a) Addition of a new Site Specific Policy in the Fruitland Winona Secondary Plan for the lands known as 1400 South Service Road, Stoney Creek; and,
- (b) Revisions to the existing Area Specific Policy – A in the West Hamilton Innovation District Secondary Plan for McMaster Innovation Park.

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

(iii) **Establishment of the 2022-2026 Election Compliance Audit Committee (FCS22037) (City Wide) (Item 10.7)**

Sub-sections (d) and (e) of Report FCS22037, respecting the Establishment of the 2022-2026 Election Compliance Audit Committee, **were amended** by deleting the words “the Compensation Framework for the 2022-2026 Election Compliance Audit” and replacing them with the words “**Recommendation (b) of Report FCS22037**”, to read as follows:

- (d) That, subject to the approval of **Recommendation (b) of Report FCS22037, the Compensation Framework for the 2022-2026 Election Compliance Audit**, the selection of the Members of the Election Compliance Audit Committee be exempt from the City of Hamilton Policy respecting the Appointment of Citizens to the City’s Agencies, Boards, Commissions Advisory (Volunteer) Committees and Sub-Committees Policy; and,
- (e) That, subject to the approval of **Recommendation (b) of Report FCS22037, the Compensation Framework for the 2022-2026 Election Compliance Audit Committee**, the Election Compliance Audit Committee - Selection Committee, be disbanded.

For disposition of this matter, please refer to Item 10.

The General Issues Committee recessed for one half hour until 12:40 p.m.

(i) **MOTIONS (Item 11)**

(i) **Climate Change Action – Bay Area Climate Change Council Options for Travel Recommendations (Item 11.1)**

The Motion, respecting Climate Change Action – Bay Area Climate Change Council Options for Travel Recommendations, was moved up on the agenda to be considered following Item 9.1, the delegation by Bianca Caramento, Bay Area Climate Change Council, respecting the BACCC's Options for Travel: Giving Residents a Real Choice Report.

(j) NOTICES OF MOTION (Item 12)

Councillor N. Nann introduced the following Notice of Motion:

(i) Depaving Initiatives on Barton Street in Ward 3 (Item 12.1)

WHEREAS, Green Venture is a registered not-for-profit charity focussed on empowering Hamiltonians to implement greener practices in their homes and communities to make our city a climate champion;

WHEREAS, Green Venture has been leading the “Depave Barton” initiative in partnership with the Barton Village BIA for the past three years to depave City boulevards and plant trees, gardens and install seating areas in order to reduce stormwater runoff, mitigate climate change, and beautify the Barton Village area; and,

WHEREAS, through Report PW21073 “Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds” Council approved funding in the amount of \$50,000 in the 2022 Capital Budget for “Barton St Boulevards and Depaving” in Ward 3;

THEREFORE, BE IT RESOLVED:

- (a) That the General Manager of Planning and Economic Development be authorized and directed to provide funding up to a maximum of \$50,000 to Green Venture for capital costs associated with depaving initiatives on Barton Street in Ward 3 to be funded from the Council-approved Canada Community-Building Funds Capital Project ID #403211103;
- (b) That the funding for the depaving initiatives on Barton Street in Ward 3 be restricted to capital costs associated with the depaving initiative and be restricted to works undertaken on City-owned lands and boulevards; and,
- (c) That the General Manager of Planning and Economic Development be authorized and directed to execute any necessary agreements for the provision of the funding to Green Venture for the depaving initiatives on Barton Street in Ward 3, in a form satisfactory to the City Solicitor.

Councillor E. Pauls introduced the following Notice of Motion:

(ii) Potential Costs Associated with the Termination of Non-Vaccinated City Employees (Item 12.2)

WHEREAS, the City of Hamilton is proceeding with the Mandatory COVID-19 Vaccination Policy that may result in the termination of approximately 500 employees on or after June 1, 2022; and,

WHEREAS, the City of Hamilton may incur costs associated with enacting this policy including but not limited to: the hiring and training of new employees, all legal costs associated with any grievance hearings, arbitration rulings, reinstatement orders including lost wages and/or any subsequent wrongful dismissal claims;

THEREFORE, BE IT RESOLVED:

That the appropriate staff be directed to report to the May 18, 2022 General Issues Committee with an estimate or range of all potential costs including, but not limited to the hiring and training of new employees, all estimated legal costs associated with any grievance hearings, arbitration rulings, reinstatement orders including lost wages, and/or any subsequent wrongful dismissal claims associated with the potential termination of approximately 500 employees who may be in non-compliance with the City of Hamilton Vaccination Policy.

The following MOTION was DEFEATED:

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Potential Costs Associated with the Termination of Non-Vaccinated City Employees.

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

(i) Amendments to the Outstanding Business List (Item 13.1)

The following amendments to the General Issues Committee's Outstanding Business were approved:

- (1) Items to be removed (Item 13.1.a.)
 - (aa) Requests or Expansion from Waterdown (Item 13.1.aa.) (Addressed on this agenda as Items 10.4 and 10.4(a) - Reports PED17010(p) and PED17010(r)).

- (2) Proposed New Due Dates (Item 13.1.b.) (Item 13.1.b.a.)
 - (aa) Hamilton Tourism Strategy 2021 to 2025
Current Due Date: April 20, 2022
Proposed New Due Date: August 8, 2022

(l) PRIVATE & CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – April 20, 2022 (Item 14.1)

- (a) The Closed Session Minutes of the April 20, 2022 General Issues Committee meeting, were approved; and,
- (b) The Closed Session Minutes of the April 20, 2022 General Issues Committee meeting, shall remain confidential.

Committee moved into Closed Session to discuss Item 14.2, pursuant to Section 9.1, Sub-sections (e), (f) and (k) of the City's Procedural By-law 21-021, as amended, and Section 239(2), Sub-sections (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; 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.

(m) ADJOURNMENT (Item 14)

There being no further business, the General Issues Committee adjourned at 1:45 p.m.

Respectfully submitted,

Maureen Wilson, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk

Changes proposed to MIP Site Specific Policy – Area A

Recommended modifications to Vol. 2, B.6.4.10.1 – Site Specific Policy – Area A (McMaster Innovation Park, West Hamilton Innovation District Secondary Plan):

(**Bold** = addition, ~~Strikethrough~~ = deletion, grey highlight = changes to previous draft policy revisions)

6.4.10.1 In addition to Policy B.6.4.3.1 – General Development Policies, the following policies shall apply to the lands shown as Site Specific Policy – Area A - McMaster Innovation Park on Map B.6.4-1 - West Hamilton Innovation District – Land Use Plan:

a) Educational, residential ***multiple dwellings*** and commercial uses permitted ancillary to McMaster Innovation Park shall be developed in accordance with the long-term vision to create a dynamic, integrated state-of-the-art research community that shall foster innovation, entrepreneurialism and creativity. **Residential Uses shall be subject to the following policies:**

i) ***Multiple dwellings*** in mixed use buildings shall be permitted;

~~ii) ***Multiple dwellings will be clustered in the North East quadrant of the site;***~~

~~iii) ***A maximum of two multiple dwellings shall be permitted;***~~

ii) **The Gross Floor Area for multiple dwellings shall be limited to a maximum of 15% of the total gross floor area of all existing and proposed buildings, which are to be used for other permitted M1 uses, located on the said lands, save and except for the following uses:**

- a. **Educational Establishments;**
- b. ***Multiple Dwelling(s);***
- c. **Commercial Parking Facilities; and,**
- d. **Warehouse (as a primary use);**

~~iii) **The development of any *multiple dwellings* or *sensitive land uses* shall require the submission and implementation of a Land Use Compatibility study to the satisfaction of the City to demonstrate that the use avoids, or where avoidance is not possible, minimizes and mitigates any adverse impacts on employment uses permitted through Policy B.6.4.3.3. The Land Use Compatibility study shall be submitted as part of a Complete Application in accordance with Section F.1.19 of Volume 1;**~~

- iv) **The Zoning By-law shall regulate matters related to timing and sequencing of residential development to ensure that any residential use permitted on the site is proportional to the development of the established employment uses within McMaster Innovation Park; and,**
 - v) **The Zoning By-law shall regulate matters for residential use, among other regulations as required – including, building heights, parking requirements, and other site-specific performance standards for development.**
- ~~b) Limited accommodations for visiting scholars, professors and/or professionals shall be permitted.~~
- c) Heritage resources associated with the original Westinghouse Company Limited Complex, which include the former Office Building and the Boiler/Power House, identified as site specific policy "A-1" and "A-2" on Map B.6.4-1 - West Hamilton Innovation District – Land Use Plan, shall be *conserved* and incorporated into future *development* proposals. A museum of industrial and scientific technology shall also be permitted in the Boiler/Power House.
- d) Policy B.6.4.5 – Cultural Heritage Policies shall also apply.

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Office of the City Clerk		<i>Municipal Elections Act 1996</i>
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ELECTION COMPLIANCE AUDIT COMMITTEE 2022-2026

TERMS OF REFERENCE

MANDATE

As required by Section 88.37(1) of the *Municipal Elections Act*, 1996 (the “MEA”), the City of Hamilton has established the Election Compliance Audit Committee (the “Committee”).

The Committee is responsible for reviewing and making decisions on Applications for municipal election campaign finance compliance audits by electors and on reports from the City Clerk respecting apparent contraventions of contribution limits.

APPLICATION BY ELECTOR FOR COMPLIANCE AUDIT OF CANDIDATE’S OR REGISTERED THIRD PARTY’S ELECTION CAMPAIGN FINANCES

An application for a compliance audit by an elector shall be made to the City Clerk for the City of Hamilton and it shall be in writing and shall set out the reasons for the elector’s belief that a Candidate or Registered Third Party has contravened a provision of the MEA relating to election campaign finances. **88.33(1)(2), 88.35 (1)(2) MEA**

Elector applications to the Committee shall use a form prescribed by the City Clerk and shall be accompanied by a declaration confirming that the applicant:

- (a) is an eligible elector in the City of Hamilton; and
- (b) has reasonable grounds to believe that the Candidate or Registered Third Party referenced in the application has contravened a provision of the MEA relating to election campaign finances.

RESPONSIBILITIES

Pursuant to sections 88.33 and 88.35 of the MEA, the Committee shall be responsible for:

1. Receiving and considering applications for a compliance audit by an elector and, within 30 days of receiving the application from the City Clerk, determining whether the compliance audit should be granted or rejected; **88.33(7), 88.35(4) MEA**

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2. Prepare brief written reasons for the decision to either grant or reject the compliance audit and provide same to the Candidate or Registered Third Party, the Clerk of the municipality and the applicant; **88.33(8), 88.35(4) MEA**
3. Appointing an auditor, if a compliance audit is granted; **88.33(10), 88.35(4) MEA**
4. Receiving and considering the Auditor’s report, and if the auditor’s report concludes that the Candidate or Registered Third Party appears to have contravened a provision of the MEA relating to election campaign finances, within 30 days of receipt of the auditor’s Report from the City Clerk, deciding whether to commence a legal proceeding against the Candidate or Registered Third Party; **88.33(17), 88.35(4) MEA** and,
5. Prepare brief written reasons for the decision whether or not to commence legal proceedings and provide same to the Candidate or Registered Third Party, the Clerk of the municipality and the applicant. **88.33(18), 88.35(4) MEA**

REPORTS FROM CITY CLERK REGARDING APPARENT CONTRAVENTIONS OF CONTRIBUTION LIMITS

The City Clerk shall prepare a report in respect of each contributor who appears to have contravened any of the contribution limits under section 88.9 or 88.13 of the MEA **88.34(1)-(6), 88.36 (1)-(4) MEA**

RESPONSIBILITIES

Pursuant to sections 88.34 and 88.36 of the MEA, the Committee shall be responsible for:

1. Receiving and considering report(s) prepared by the City Clerk identifying each contributor to a Candidate or Registered Third Party who appears to have contravened any contribution limits set out under section 88.9 or 88.13 of the MEA, and, within 30 days of receiving the report(s), deciding whether to commence a legal proceeding against a contributor for an apparent contravention of the contribution limits; **88.34(8), 88.36(5) MEA**
2. Prepare brief written reasons for the decision whether or not to commence a legal proceeding and provide same to the contributor and the Clerk of the municipality. **88.34(11),88.36(7)**

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CORRESPONDANCE FROM CITY CLERK

With respect to receiving information related to election compliance matters, the Committee may receive:

1. Memoranda issued by the City Clerk to the Committee, including but not limited to a notice if no applications were received by the relevant application deadline, and the results of the City Clerk’s review of contributions if no over-contributions were identified. Such communications may be listed on the agenda for the following meeting of the Committee; and
2. Oral updates in open meeting, as required, in relation to matters that have been or are anticipated to be considered by the Committee during the 2022-2026 Term.

COMMITTEE MEMBERSHIP

The Committee will be comprised of five (5) Members selected by the General Manager of Corporate Service, the City Auditor and the City Clerk.

The following are not eligible to sit on the Committee:

- employees or officers of the municipality or local board;
- members of the council or local board;
- Candidates in the election for which the committee is established; or
- persons who are Registered Third Parties in the municipality in the election for which the Committee is established. **88.37(2) MEA**

Members must have a thorough understanding of the campaign finance rules, must be a resident of the City of Hamilton and be at least 18 years old (i.e. auditors, accountants, lawyers, etc.).

Any auditor appointed under 88.33(10), 88.35(4) cannot be a member of the Committee. To avoid perceived conflicts, any auditor or accountant appointed to the Committee must agree in writing that they have not and will not provide advice to, or prepare or audit the election financial statements of any Candidate seeking election to Council or to any Registered Third Party in the City of Hamilton during the term of the Committee. In addition, any lawyer or other legal professional appointed to the Committee must agree in writing that they have not and will not provide legal advice to

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any Candidate seeking election to Council or to any Registered Third Party or contributors to Candidates and Registered Third Parties in the City of Hamilton during the term of the Committee. All Members appointed to the Committee must agree in writing that they will not become a Candidate in the Hamilton municipal election and any by-elections during the term of Council that corresponds to the term of the Committee.

COMMITTEE MEETINGS

The Committee will meet as necessary for the purposes of reviewing an application for a compliance audit, a report from an auditor, or a report from the City Clerk with respect to contribution limits. The Committee may also meet as necessary to organize and plan its work.

Meetings of the Committee shall be open to the public, but the Committee may deliberate in private in accordance with sections 88.33(5.1), 88.34(9.1) and 88.36(6.1) of the MEA. Meeting notices and agendas will be communicated through the City’s website. Reasonable notice of the Committee meetings shall be given in accordance with section 88.33(5), 88.34(9) and 88.36(6) of the MEA.

The Chair and Vice-Chair shall be elected at the Committee’s first meeting.

Because the rules of “natural justice” require that both parties (applicant and Candidate or Registered third party) have the opportunity to fully present evidence, Members of the Committee must be present throughout a hearing.

A member of the Committee who arrives after a hearing has commenced will not be permitted to join the proceedings in progress.

ROLE OF THE CITY CLERK

In accordance with section 88.37(6) of the MEA the City Clerk of the municipality shall establish administrative practices and procedures for the Committee and shall carry out any other duties required under the MEA to implement the Committee’s decisions.

The City Clerk shall call a meeting of the Committee when an application by an elector for a Compliance Audit has been received and when the City Clerk’s report regarding apparent contraventions of contribution limits has been prepared.

Meeting dates, start times and locations shall be set by the City Clerk and posted to the City’s website.

Municipal Election		Policy Alignment:
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The City Clerk shall provide administrative support to the Committee, including the taking of minutes, the distribution of agendas and posting of materials to the City’s website.

QUORUM

Three members will be required for quorum.

TERM

Members of the Committee shall serve the same term of office as the Council that takes office following a regular municipal election. Each new Committee shall be appointed before October 1 of an election year.

APPLICABLE LEGISLATIVE AUTHORITIES AND CORPORATE POLICIES

Municipal Elections Act, 1996

BY-LAW NO. 22-019 To Establish a Code of Conduct for Local Boards (Effective 2023)

Municipal Conflict of Interest Act, 1990

Statutory Powers Procedures Act, 1990



EMERGENCY & COMMUNITY SERVICES COMMITTEE REPORT 22-007

1:30 p.m.
Thursday, May 5, 2022
Council Chambers
Hamilton City Hall
71 Main Street West

Present: Councillors B. Clark (Chair), S. Merulla, T. Jackson, and E. Pauls

Regrets: Councillors N. Nann and T. Whitehead – Personal

THE EMERGENCY & COMMUNITY SERVICES COMMITTEE PRESENTS REPORT 22-007 AND RESPECTFULLY RECOMMENDS:

1. Landmarks and Monuments Review

(HSC21025(a)/PED21149(a)/PW21038(a)) (City Wide) (Item 8.1)

- (a) That the following recommendations in the Honouring our Roots: Creating Space for Indigenous Voices report by First Peoples Group (attached as Appendix “A” to Emergency and Community Services Committee Report 22-007) be endorsed as supplementary to the Urban Indigenous Strategy and used to guide the next phase of work in the review:
- (i) Continue to foster long-term relationships with local First Nations and urban Indigenous communities that are based on mutual trust and respect;
 - (ii) Create and action a communications plan that includes interpretive signage at the high priority sites that indicates that the city is aware that these sites are problematic and educates the public about the need for further consultation and action;
 - (iii) Prioritize the building of Indigenous community gathering spaces, both indoors and outdoors;
 - (iv) Hire an Indigenous curatorial team composed of a Curator; and,

- (v) Hire an Indigenous Community Liaison to lead engagement with local First Nations and the urban Indigenous community in Hamilton;
 - (b) That an estimated project budget of \$25,000 be established for the Indigenous Relations section to cover facilitation and meeting costs associated with initiating engagement with the Indigenous community in 2022 as identified in Appendix “A” to Report HSC21025(a)/PED21149(a)/PW21038(a) and funded from any available source deemed appropriate by the General Manager of Finance and Corporate Services including, but not limited to, one or more of the following: first from Provincial or Federal funding sources and second from the overall City of Hamilton surplus or the Tax Stabilization Reserve, # 110046;
 - (c) That interim interpretive communications be developed and installed at the high priority sites (Sir John A MacDonald, Queen Victoria, Augustus Jones, and United Empire Loyalist) as well as Ryerson Recreation Centre (at such time as the Hamilton-Wentworth District School Board’s renaming process has concluded and the City of Hamilton initiates renaming of the attached recreation facility) including but not limited to signage to educate the public towards a collective and shared pathway as a way forward at a cost of up to \$60,000 and funded from any available source deemed appropriate by the General Manager of Finance and Corporate Services including, but not limited to, one or more of the following: first from Provincial or Federal funding sources and second the overall City of Hamilton surplus or the Tax Stabilization Reserve, # 110046; and,
 - (d) That any work and related funds as noted in Recommendations (b) and/or (c) that is not complete and spent by end of the year 2022, that those funds be carried forward to 2023 in order to complete the work as committed to in 2022.
- 2. LGBTQ Advisory Committee Citizen Committee Report, respecting Recommendations from the Community Conversation (HSC22016) (City Wide) (Outstanding Business List Item) (Item 10.1)**
- That Report HSC22016, respecting LGBTQ Advisory Committee Citizen Committee Report, respecting Recommendations from the Community Conversation, be received.
- 3. Update on Youth Violent Crimes Motion (HSC22017) (City Wide) (Item 10.2)**
- That Report HSC22017, respecting Update on Youth Violent Crimes Motion, be received.

4. Citizen Committee Report - Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee - Accessible Captioning Timeline (Item 10.3)

- (a) That the Citizen Committee Report - Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee - Accessible Captioning Timeline, be received; and
- (b) That Information Technology staff report back to the Emergency and Community Services Committee with a further update on implementing closed captioning for virtual meetings across all platforms.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

The Committee Clerk advised the following changes to the agenda:

5. COMMUNICATIONS

5.1. Removal of Sir John A. Macdonald Statue

Recommendation: To be received and referred to the consideration of Item 8.1.

5.1(a) Lisa-Marie Johnston

5.1(b) Sara Brown

5.1(c) Marysabel Gabriel

5.1(d) Matthew Ing

5.1(e) Pascale Marchand

5.1(f) Laura Huh

5.1(g) Kaitlyn Tolch

5.1(h) Destiny Pitters

5.1(i) Christine Hudspeth

5.1(j) Kurt Dunn

5.1(k) Briar Hopley

5.2. Joshua Weresch, Correspondence respecting re-installation of John A. Macdonald Statue

Recommendation: To be received and referred to the consideration of Item 8.1.

6. DELEGATION REQUESTS

- 6.2. Miguel Avila Velarde, Toronto CopWatch, respecting proposal to re-erect a statue of Genocide again in Hamilton (for today's meeting)
- 6.3. Lyndon George, Hamilton Anti-Racism Resource Centre, respecting landmarks and monuments review (for today's meeting)

These delegations will be heard with Item 8.1, immediately following the presentation.

9. PUBLIC HEARINGS / DELEGATIONS

- 9.1. Frederick Dryden, Liberty for Youth, respecting programming that will support the at-risk-youth of Hamilton and surrounding areas to overcome and succeed in this challenging environment (approved March 24, 2022) -- WITHDRAWN

The agenda for the May 5, 2022 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)

The Minutes of the April 21, 2022 meeting of the Emergency and Community Services Committee, were approved, as presented.

(d) COMMUNICATIONS (Item 5)

The following Communications Items, were received and referred to consideration of Report HSC21025(a)/PED21149(a)/PW21038(a) Landmarks and Monuments Review (Item 8.1):

- (i) Removal of Sir John A. Macdonald Statue (Added Item 5.1)
 - 1. Lisa-Marie Johnston (Added Item 5.1(a))
 - 2. Sara Brown (Added Item 5.1(b))
 - 3. Marysabel Gabriel (Added Item 5.1(c))
 - 4. Matthew Ing (Added Item 5.1(d))

5. Pascale Marchand (Added Item 5.1(e))
 6. Laura Huh (Added Item 5.1(f))
 7. Kaitlyn Tolch (Added Item 5.1(g))
 8. Destiny Pitters (Added Item 5.1(h))
 9. Christine Hudspeth (Added Item 5.1(i))
 10. Kurt Dunn (Added Item 5.1(j))
 11. Briar Hopley (Added Item 5.1(k))
- (ii) Joshua Weresch, Correspondence respecting re-installation of John A. Macdonald Statue (Added Item 5.2)

(e) DELEGATION REQUESTS (Item 6)

The following Delegation Requests, were approved:

- (i) Jacky Sheppard, The Private Owners Group of Licensed Child Care Providers, respecting the effects of the new Day Care Agreement (for a future meeting) (Item 6.1)
- (ii) Miguel Avila Velarde, Toronto CopWatch, respecting proposal to re-erect a statue of Genocide again in Hamilton (for today's meeting) (Added Item 6.2)
- (iii) Lyndon George, Hamilton Anti-Racism Resource Centre, respecting landmarks and monuments review (for today's meeting) (Added Item 6.3)

(f) CONSENT ITEMS (Item 7)

(i) Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee Minutes (Item 7.1)

The following Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee Minutes, were received:

1. December 21, 2021 (Item 7.1(a))
2. January 18, 2022 (Item 7.1(b))

(g) STAFF PRESENTATIONS (Item 8)

**(i) Landmarks and Monuments Review
(HSC21025(a)/PED21149(a)/PW21038(a)) (City Wide) (Item 8.1)**

Shelly Hill, Manager, Indigenous Relations, and Melissa Hammell, First Peoples Group, addressed the Committee, respecting Landmarks and Monuments Review, with the aid of a presentation.

The presentation from Shelly Hill, Manager, Indigenous Relations, and Melissa Hammell, First Peoples Group, respecting Landmarks and Monuments Review, was received.

For further disposition of this matter, refer to Items 1 and (h)(i) and (ii).

(h) PUBLIC HEARINGS / DELEGATIONS (Item 9)

(i) Miguel Avila Velarde, Toronto CopWatch, respecting the proposal to re-erect a statue of Genocide again in Hamilton (Added Item 9.2)

Miguel Avila Velarde, Toronto CopWatch, addressed the Committee, respecting the proposal to re-erect a statue of Genocide again in Hamilton.

(ii) Lyndon George, Hamilton Anti-Racism Resource Centre, respecting the landmarks and monuments review (Added Item 9.3)

Lyndon George, Hamilton Anti-Racism Resource Centre, addressed the Committee, respecting the landmarks and monuments review.

The following Delegations, were received and referred to the consideration of Report HSC21025(a)/PED21149(a)/PW21038(a) respecting the Landmarks and Monuments Review (Item 8.1):

- (i) Miguel Avila Velarde, Toronto CopWatch (Added Item 9.2)
- (ii) Lyndon George, Hamilton Anti-Racism Resource Centre (Added Item 9.3)

For further disposition of this matter, refer to Items 1 and (g)(i).

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

(i) Amendments to the Outstanding Business List (Item 13.1)

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

- (a) Items Considered Completed and to be Removed

1. LGBTQ Advisory Committee Citizen Committee Report, respecting Recommendations from the Community Conversation
Item on OBL: 21-I
Addressed as Item 10.1 at today's meeting

(j) ADJOURNMENT (Item 15)

There being no further business, the Emergency and Community Services Committee was adjourned at 3:22 p.m.

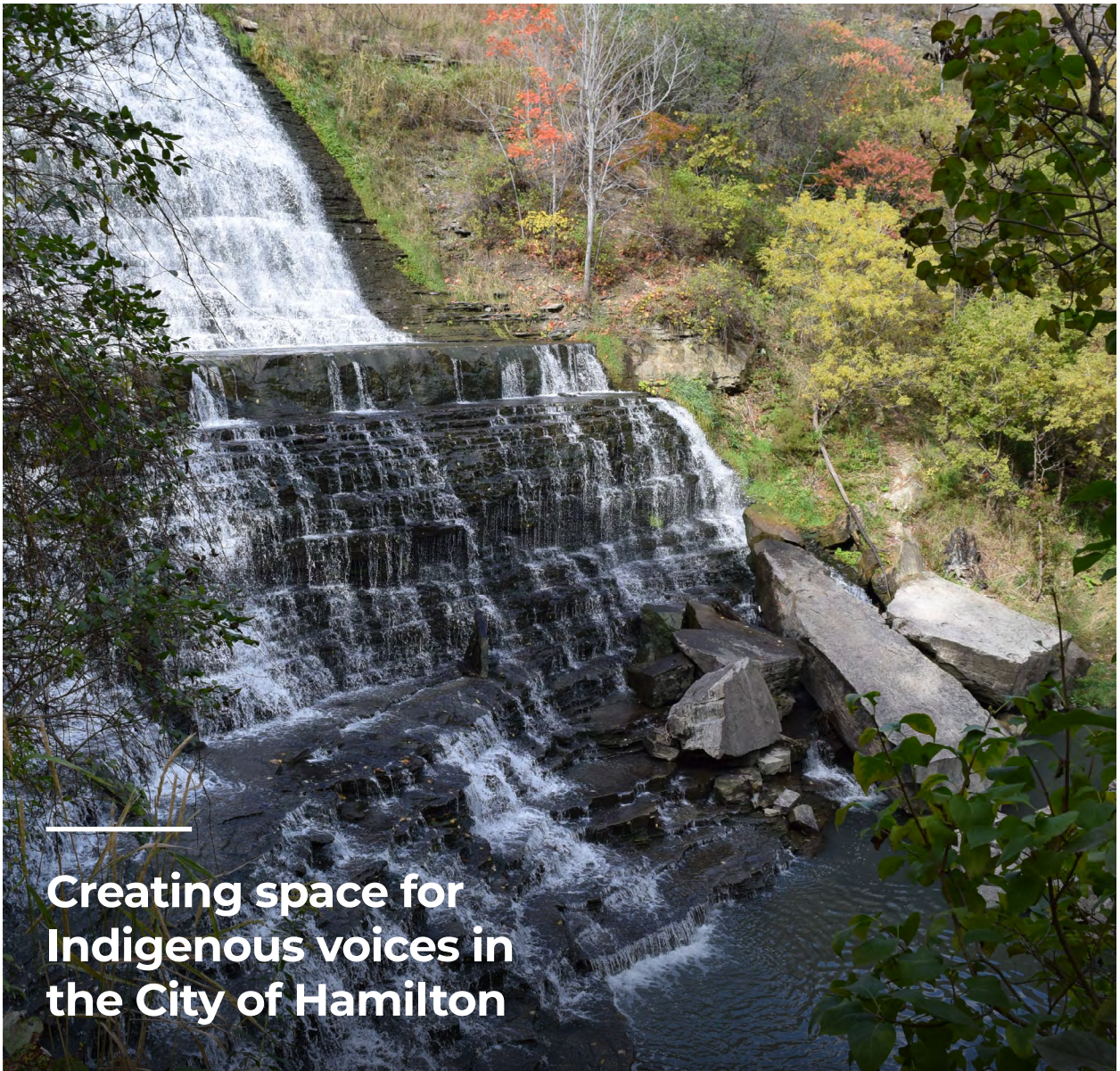
Respectfully submitted,

Councillor B. Clark
Chair, Emergency and Community Services
Committee

Tamara Bates
Legislative Coordinator
Office of the City Clerk



Honouring Our Roots



**Creating space for
Indigenous voices in
the City of Hamilton**

First Peoples Group
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Acknowledgements

In the spirit of the Haudenosaunee Thanksgiving Address¹, we start with the words that come before all else by bringing greetings and thanks to the natural world. We acknowledge the interconnectedness of all life and our humble role as caretakers to respect our Earth Mother and all her beings. We bring greetings and thanks to the waters, the fish, the food plants, the medicine herbs, the animals, the trees, and birds. We show our utmost respect for the thunderers, the sun, Grandmother moon and the stars. We honour the enlightened teachers who came before us and thank Creator for bringing our minds together to do this good work.

To the Elders and Knowledge Keepers, the Urban Indigenous Community in Hamilton, neighbouring First Nations, and especially the Youth: you are seen and heard, and we honour the continuous retelling of your truth. We hope that this work will lead to places and spaces in Hamilton that reflect the beauty and strength of Indigenous peoples who have called this area home since time immemorial.

We acknowledge those who are guiding this ongoing work, with special mention to:

- » The Urban Indigenous Community in and around Hamilton
- » Six Nations of the Grand River
- » Mississaugas of the Credit First Nation
- » Honouring Our Roots Circle of Experts
- » City of Hamilton Indigenous Landmarks and Monuments Working Group
- » Indigenous Relations Team, City of Hamilton
- » Senior Leadership Team, City of Hamilton

¹ See [APPENDIX B: Traditional Teachings](#)



Photo by S.Mazzikim on Unsplash



Introduction

In July 2019, the City of Hamilton demonstrated reconciliation leadership when they endorsed the Urban Indigenous Strategy (UIS), guided by the principles of commitment, accountability, consultation, reciprocity, inclusion, recognition, commemoration and allyship. The purpose of the strategy is to strengthen relationships between the City and Indigenous community and to promote the truth about Indigenous histories, cultures, experiences, and contributions among all residents of Hamilton and beyond. It is now time to honour the Indigenous communities in and around Hamilton by putting these recommendations into action.

As part of the UIS implementation plan, a staff working group was created called the Indigenous Landmarks and Monuments Working Group (WG). With the help of First Peoples Group (FPG)—an Indigenous consulting firm that specializes in conversations around reconciliation—City staff invited Elders, historians, artists, and leaders from the Indigenous community to create a Circle of Experts (CoE).

The CoE were invited to meet in Fall 2021 to:

1. *Review existing City owned landmarks, spaces, monuments, markers to identify ones that are of high priority to the Indigenous community in Hamilton that will be flagged for further review and in-depth community consultation*
2. *Co-develop a framework and process for reviewing existing city owned landmarks, spaces, monuments, markers as well as proposals for future installments with a lens of seeking to address systemic racism and the perpetuation of colonialism and in ways that respect and recognize Indigenous peoples, their histories and their contributions in the area.²*

This report will outline what we heard in the six meetings with the CoE and will **present a framework for moving forward** that is rooted in the **core themes** of: Connection to the Land; Relationships & Reciprocity; and Cultural Humility. The framework will include a **series of recommendations** supported by **traditional teachings and other tools and frameworks to consider** when designing the next phase of work.

CORE THEMES



² From Project Charter



Summary of Recommendations: A Collective and Shared Pathway

As an important starting point to this leg of Hamilton's reconciliation journey, the Circle of Experts shared stories and lived experiences, while reviewing city-owned landmarks, spaces, monuments, and markers. This collaboration resulted in the following six community-centred recommendations. Detailed recommendations can be found starting on [page 21](#).

In the spirit of truth-telling and deep-listening, and with respect for the Indigenous communities in and around Hamilton—past, present, and future—First Peoples Group recommends that that the City of Hamilton:

1. **Continue to foster long-term relationships with local First Nations and urban Indigenous communities that are based on mutual trust and respect.**
2. **Create and action a communications plan that includes interpretive signage at the high priority sites that indicates that the city is aware that these sites are problematic and educates the public about the need for further consultation and action.**
3. **Prioritize the building of Indigenous community gathering spaces, both indoors and outdoors.**
4. **Hire an Indigenous curatorial team composed of a Project Manager and a Curator. Recommended projects and initiatives within their portfolio include:**
 - A) Participate in the development of the city-wide Interpretive Master Plan to ensure that Indigenous perspectives are embedded and that there is a plan for sites of significant Indigenous cultural and historical importance to be commemorated.
 - B) Strengthen the presence of Indigenous Heritage on the [Hamilton Civic Museums website](#) by expanding the timeline to include Indigenous heritage.
 - C) Review and recommend changes to applicable policies to ensure that placemaking and public art processes are welcoming, accessible, and inclusive of Indigenous history and current realities.
 - D) Work with the Indigenous Relations Team to create a public education campaign to communicate why elevating Indigenous voices and histories is important, and what the process will be for Hamilton to take on this work.
 - E) Advance Indigenous place-making practices in urban centres by collaborating with the other municipalities on a gathering, interactive event or exhibit on this subject.



5. Hire an Indigenous Community Liaison to lead engagement with local First Nations and the urban Indigenous community in Hamilton. Recommended projects and initiatives within their portfolio include:

- A) Support the Indigenous Relations Team with relationship-building initiatives that continue to grow connections between the City and the Indigenous communities in and around Hamilton.
- B) Identify and implement ways to make City spaces and buildings welcoming and safe for Indigenous peoples and ensure they can see themselves reflected in the City's spaces and places.
- C) Work with the Indigenous curatorial team to design and implement a community engagement plan that includes activities that are interactive, intergenerational, and inclusive.
- D) Lead Indigenous engagement on the building of Indigenous community gathering space(s) in Hamilton.
- E) Lead Indigenous engagement required to implement the plan to commemorate sites of significant cultural and historical importance to Indigenous peoples.



Overview of the Engagement Process

To guide and inform the Historical Review, the Indigenous Landmarks Working Group formed the *Honouring Our Roots Circle of Experts*. A variety of individuals were invited to join the Circle of Experts (CoE) based on their expertise and interest; participants included Elders, historians, artists and leaders from the Indigenous community. The Circle's diverse background represented perspectives from the Mississaugas of the Credit First Nation, the Haudenosaunee, Cree/Métis, and urban Indigenous people.

The Circle of Experts included the following participants:

- » Angela DeMontigny
- » Carolyn King
- » Heather George
- » Keith Jamieson
- » Peter Schuler
- » Rick Hill

The CoE met for six virtual circles over a three-month period. Each virtual meeting was 1.5 hours long and included an opening circle, discussion, and a closing circle. At the first meeting, circle agreements were created that set the tone for the way the group would work together.

Circle Agreements

- » **Be present**
- » **Listen with curiosity and compassion**
- » **Honour silence**
- » **Assume good intentions**
- » **Take what you need and offer what you can - be mindful of creating space for all to participate and share**

Draft recommendations were presented to the Working Group and the Circle of Experts in December 2021 and then members of the CoE were invited to participate in additional one-on-one meetings in January 2022 to validate the recommendations and provide additional feedback on the process and the plan for moving forward. Participants were offered an honourarium at the end of the engagement process.



CHALLENGES

As a result of the ongoing COVID-19 pandemic, all working group meetings were held online. While this format has its benefits, including being able to gather without having to worry about travel in winter, it also has its drawbacks. Our preference would have been to meet in person, in circle, and to workshop the content together over longer sessions.

It is also worth noting, as mentioned at several meetings, the difficulty of doing this kind of work within the colonial structures of a municipality that doesn't yet have deeply established or historically positive relationships with the Indigenous communities in and around the area.

This is a systemic issue that will require sweeping changes to governance that prioritize ongoing relationships that are respectful of Indigenous history, laws, rights, and responsibilities. The recommendations in this report are just a starting place, recognizing that much more work needs to be done to break down barriers to Indigenous participation in municipal activities and to change the way the system works from the inside out.

As consultants, it was difficult for us to get a sense of relationships and community dynamics in such a short period of time. Our recommendations for hiring a team of Indigenous staff to build relationships and to move these portfolios forward allows for long-term engagement and ever-evolving solutions to the challenges outlined.

The idea was brought up many times in the Circle and among the City of Hamilton Staff and consultants about what Hamilton could be. The City just celebrated its 175th anniversary and it has effectively 'grown up', but there is an unease about the values it has embraced at this time. Hamilton is known as the 'Hate Capital of Canada', an uncomfortable and unenviable designation. City staff do not want this designation and are working hard to develop [programming and policies](#)³ that support deeper respect and support of Hamilton's true history.

There are the people who made history and the people who are affected by history. Colonial narratives tend to put people who make history up on pedestals to commemorate their achievements. There is nothing inherently wrong with this approach, but what happens when stories of cultural genocide are substantiated with new evidence? How do our policies and governments come to terms with these changes? How do we move forward - telling stories that are important to us, but bringing forward fuller and more nuanced historical narratives? The City of Hamilton has an opportunity to do just that. While the making and remembering of history is uncomfortable and involved, we owe it to our future generations to restore and present truths from all sides.

3 <https://www.hamilton.ca/city-initiatives/priority-projects/hate-prevention-mitigation-initiative>



What We Heard

MEETING #1: TUESDAY SEPTEMBER 28, 2021

INTRODUCTIONS, CIRCLE AGREEMENTS, ROLES & OBJECTIVES

The purpose of the first meeting was to make introductions and to set the context for the Landmarks and Monuments Review. Peter Schuler from the Mississaugas of the Credit First Nation, was offered tobacco (virtually) and asked to open and close the meeting in prayer. His Opening set the tone of the entire process by reminding everyone around the circle of the importance of putting mother earth and creation ahead of humans in all the work that we do. He suggested that any decisions made by the group consider how the land is impacted and how future generations will benefit from the work we are doing.

City staff presented the action items of the Urban Indigenous Strategy to give context to how the Landmarks Review had come to fruition. First Peoples Group shared a set of circle agreements that they use to guide community conversations. Each member of the Working Group and the Circle of Experts introduced themselves and where they were from and were invited to talk about what brought them to the circle, including their experience living and working in and around the Hamilton area.

FPG presented four questions to frame the work that the group would be doing together over the coming weeks:

1. **Who is the Indigenous community in and around Hamilton?**
2. **How should Indigenous Peoples be engaged about landmarks and monuments in Hamilton?**
3. **What is the process that needs to be followed for Indigenous voices and stories to be told and heard in full?**
4. **What does success look like?**

City staff introduced a spreadsheet of assets that included 289 landmarks, monuments and named spaces to sort and review. They explained that the spreadsheet was a work in progress and would be sorted by tags such as public art, historical plaques, park and street names and commemorated individuals by mid-year 2022. The CoE recommended starting with the most problematic sites on the list of commemorated individuals and asked that the City choose which ones they thought were the most problematic to present at the next meeting.

What we heard in this first meeting was the importance of the process being Indigenous led, that the entire list of assets be reviewed with an Indigenous lens, that time be taken to do a thorough review (but that some actions be taken sooner than later) and that public education throughout the process is crucial to the success of the project.

"We need to keep on trying to teach, even if it takes forever. When we stop trying to teach, it is when they turn off the light, it gets dark and history disappears"

"...we keep doing the same thing over and over again and expecting a different result. I want this to be a way...to educate as many people as possible to stop that cycle"

"[We are] here to help decolonize and eliminate falsehoods that were told about Indigenous and Canadian history"

"Telling the truth is what makes me interested in this project"

The meeting ended by talking about processes for sharing resources and communicating in between meetings.

**MEETING #2: TUESDAY OCTOBER 13, 2021****DISCUSSION: COMMEMORATED INDIVIDUALS**

Upon recommendation from the Circle of Experts, the second meeting focused on commemorating individuals and more specifically the most problematic sites in terms of the lack of Indigenous history or the misrepresentation of true history at the site.

These included:

1. **The Sir John A MacDonald site (Where the statue has been removed, but the stone supporting structure, plinth, plaque and cannons remain).**
2. **The Queen Victoria statue**
3. **The Augustus Jones statue**
4. **Sites commemorating the United Empire Loyalists**

"The biggest problem is that people do not know the real history. Most of these monuments perpetuate false history; how do we incorporate that much needed education into this process?"

"Most of the information out there is there to hide the real truth. We need to use words like genocide, national crimes... so that people truly understand the real history"

High-level ideas that came out of this discussion of the most problematic sites include:

- » seek a system-wide solution (perhaps virtual) that acknowledges the missing Indigenous history at every site
- » create an interactive map of all the sites that educates the public on what they are and how they are related, but also acknowledges that what is presented isn't the whole story and layers missing Indigenous voices onto the stories already told
- » work with school boards to include and educate youth
- » create a Hamilton Indigenous History toolkit that could be shared
- » walking tours of any of these sites need to include Indigenous history / perspective
- » always be aware of the messages we give by using certain language (for example, statues are an "it" not a "he or she")
- » Any new signage or updating of plaques should be displayed also in Indigenous languages

"It will be important to have these plaques and monuments have the right language and the right historical narrative where the role of Indigenous peoples and communities are highlighted"



The Circle of Experts recommend that the following actions be taken at each of the highest priority sites that were discussed at this meeting:

Former site of Sir John A MacDonald Statue

- » do not relocate / reinstall the statue*
- » remove remaining components of the SJAM statue, including the pedestal and cannons to be able to create space for reimagination of the site
- » have ceremony to cleanse the site
- » host a public design charette involving both Indigenous and non-Indigenous members of public to re-vision how the space could be used

Augustus Jones Statue

- » Even though this is a newer site compared to the others, and the Indigenous story is hinted at subtly, the narrative on the plaque is highly problematic and one sided
- » Suggestions to add to the narrative and possibly to the installation itself to honour the true history of Indigenous involvement in Jones' successes and family story

Queen Victoria Statue

- » remove mention of Queen Victoria having a mothering role over Canada and Indigenous peoples and/or explain clearly why this is problematic and how the narrative affected (and continues to affect) Indigenous peoples

United Empire Loyalists

- » The Indigenous history of this time period needs to be told.
- » The narrative of "the Loyalists came to Canada" is false. Canada was not yet a country.

*While Sir John A Macdonald is the "hot-button" topic in Hamilton because of the way the statue was removed, it is important not to let this discussion over-shadow all the other important work that needs to be done. While relocation or reinterpretation of the Sir John A Macdonald site might have been a possibility had the statue been removed intentionally by the City, reinstallation of the statue now would be a step in the wrong direction. Clearing the site (placing all remaining components in storage indefinitely), would allow for future community engagement to happen in a good way.

Again, during the closing circle, it was noted that to create systemic change when it comes to Indigenous relations, it is imperative not just to focus on correcting commemorations at pre-existing landmarks and monuments but to widen the scope and to deepen perspective, making the land and the interconnection of all things more of a priority than elevating over the accomplishments of humans.

The CoE experts did not want statues or monuments of Indigenous warriors or elders added to the City catalogue.

The group shared at length about how Indigenous people do not create monuments to people, but rather commemorate and connect to nature:

"We've got monuments to corn, beans and squash in our own backyard"

**MEETING #3: TUESDAY OCTOBER 26, 2021****DISCUSSION: WHAT IS NEEDED FOR A MEANINGFUL, CULTURALLY SAFE ENGAGEMENT PROCESS IN 2022?**

The third meeting started off with the introduction of Keith Jamieson, a new member to the Circle of Experts. City staff then took time to review the landmarks and monuments list, which had since been updated with more detail added by the Heritage Resource Management team. Staff explained the organization of the spreadsheet and the CoE was invited to access the spreadsheet on the shared drive and to review the monuments and landmarks on the list.

FPG then presented a "What We Are Hearing" report to sum up ideas and topics that came from the first two meetings.

Themes included:

- » **Process**
- » **Importance of historical accuracy**
- » **Language; and**
- » **Prioritizing the assets list**

Members of the Circle requested that the *theme of land and interconnectedness* be added to the list as it should come first as a priority and be woven through all themes and report recommendations.

Comments and ideas that came from the group discussion included:

- » Prioritize discussion about who was here and what was taking place up to 11,000 years before the City of Hamilton was established.
- » Use Wampum belt teachings, Dish with One Spoon and original treaties to teach about the true history of the area
- » Restore this history so that everyone understands how they came to be here, whether they are Indigenous or not
- » Be intentional about creating educational curriculum / materials / presentations to Hamilton schools
- » Prioritize the environment
- » Create a timeline that includes our history and the fact that we are still here and thriving
- » "Housing as monuments": see www.aboriginalmothercentre.ca as an example

"How is the Great Law acknowledged? This Great Law really represents the traditional way of living. As long as our ways of doing things are not included, recognized and respected, we won't be able to go anywhere. How do we make that happen? How do we get the same respect as any other church or religion in this country?"

"Monuments are a one-time action. We are looking to the City for long term commitment to create commemorations and monuments which are environmentally sustainable, decolonized, unapologetically reclaiming Indigenous knowledge and historically accurate"

**MEETING #4: TUESDAY NOVEMBER 9, 2021****DISCUSSION: WHO TO INVOLVE IN CONSULTATION AND HOW?**

The fourth circle centred around the question of how to move forward in 2022, especially concerning inviting (or responding to invitations from) the right people to discuss and make decisions about monuments and landmarks, as well as how to create meaningful consultation processes that are culturally safe for all involved.

Discussion: What is needed for a meaningful, culturally safe engagement process in 2022?

- » Healthy conversation where you are not afraid to discuss difficult topics, in a friendly manner, and you can come to consensus
- » Spaces and conversations that are calm and constructive
- » Look at what has already been done, past surveys and initiatives and the hundreds of letters sent in to support the taking down of the SJAM statue before consulting again
- » “No need to reinvent the canoe” If we look at the other cities and what they have done, we can base our processes and initiatives on theirs to create new spaces within Hamilton.
- » Engage Indigenous youth in the process moving forward as this is a major teaching opportunity and a way to get them involved in the process of decolonizing the future
- » Create safe and welcoming spaces for Indigenous community for gatherings such as Urban Pow Wow, ceremony, education...
- » Prioritize land for ceremony
- » Support must be provided for people to work through the anger and the hurt, especially in spaces where they are being asked to speak about their trauma
- » Prioritize Indigenous art projects and murals
- » Prioritize educating the public about the true history of Canada.

“When people begin to see the true history of Canada and what was continuously done here, people want to act. Let’s give them the tools to do so...”

Discussion: Who to involve in consultation and how?

FPG presented a chart of Indigenous groups, organizations, departments, and individual contacts in Hamilton and the CoE agreed that everyone should be invited to participate in engagement efforts when it comes to altering / revisioning spaces to include Indigenous voices and/or when envisioning new Indigenous spaces or commemorations. They focused their discussion on the “how”, sharing ideas for what future community engagement and what future projects could entail.

- » Involve the educational institutions, especially those with Indigenous departments and programs. There are so many talented Indigenous academics in Hamilton.
- » Don’t expect Indigenous community to commemorate individuals. Talk to key organizations about what Indigenous people in Hamilton need and want.
- » Use the expertise of this group to start with priority landmarks and then the process for next steps will follow.
- » Start by choosing one priority site and do a design charrette on that one location. Invite representatives from all of Indigenous organizations to bring in multiple perspectives and languages.
- » Think about how technology / virtual space can be used, not just because of Covid but because it is the new reality and can connect people from many different places at once.
- » Explore options for augmented reality (not just a 2D map). A virtual reality journey through time.



MEETING #5: TUESDAY NOVEMBER 23, 2021

DISCUSSION: IDEAS FOR ADDRESSING THE MOST PROBLEMATIC SITES AND OPPORTUNITIES FOR FUTURE SITES FOR INDIGENOUS COMMEMORATIONS AND/OR GATHERING SPACES

At the fifth meeting, City Staff started off by presenting two projects already in progress that could be helpful tools to support the recommendations that will come out of this process.

The first was an interactive GIS map of Hamilton and surrounding area that had the majority of the landmarks and monuments listed in the assets spreadsheet shared with the group in meetings 1 and 3. The group was asked to imagine the possibilities of turning the map into a "Story Map" or virtual space to tell multiple narratives of each site. It could also be used to map areas of the city that are traditionally significant to Indigenous communities.

The second project was the Hamilton Civic Museums' new website that will soon be launched and will be open to public submissions to enhance the timeline. City staff will give priority access to this group so that the Indigenous history is well represented.

Discussion on the potential of these virtual mapping and timeline projects was rich and respectful, with circle members agreeing that the virtual tools and projects are a great way to tell multiple narratives at once. The discussion did also cover the topic of monument removal, which, similar to public discussion, resulted in a wide variety of opinions and ideas.

Discussion on "Mapping Change":

- » The group liked the idea of virtual spaces to show the big picture and to add multiple voices to multiple sites and landmarks

- » It's important to keep some of the problematic monuments up while correcting falsehoods and changing the narrative where needed
- » Take down the statues and replace them with gardens and trees, especially memorial gardens for Indigenous children
- » The virtual space allows us to engage in a broad discussion with multiple communities
- » Consider how to hold space for the education of people who stopped learning about history in grade 10
- » City has an opportunity through these virtual tools and in person at the sites to address the problematic nature of one-sided history and an invitation for this to be a regional conversation
- » This is so much more than just a project. Large-scale systemic change needs to happen.
- » Ryerson needs to be added to "top 5" most problematic sites. The recreation centre named after him should get a new name.⁴

"They do represent something, just not what they are made out to represent"

"We need to be very careful not to destroy something that has tremendous educational potential"

"When you realize that education is made to build patriotism, the real history often gets lost"

"We need to talk more about the natural history and the spirit of the land. We must talk about the rocks, the animals, the rivers... we need to celebrate what's under the pavement"

"One of the hardest things to manage here is that there is no One Truth. Even within the Indigenous community"

⁴ At the time of the writing of this report, a process has already started for renaming the Ryerson Community Centre



Honouring Our Roots

Creating space for Indigenous voices in the City of Hamilton

The second presentation and discussion were around the idea from previous meetings about creating an Indigenous gathering space (or spaces) in Hamilton. FPG presented visuals of other spaces that were Indigenous-led and/or Indigenous-designed spaces for community to gather and asked the group to imagine if a gathering space were to be built in Hamilton, are there areas that have strong cultural or spiritual significance that should be considered?

- » Significant sites / gathering places would have always been where the natural resources were richest - waters and forests
- » This is where research would need to be done. Where are the old growth forests?
- » Have ceremony for the trees that have survived
- » What can we do to repair and revive land that is under pavement?
- » Hamilton has a responsibility to honour and protect its natural sites
- » Government needs to commit to protecting water, land and trees
- » Consider sites where there are already Indigenous art projects underway: 'Eagles Among Us' in Battlefield Park and 'All Our Relations' at West Harbour James Street Plaza

MEETING #6:**TUESDAY DECEMBER 4, 2021****DISCUSSION: RECOMMENDATIONS REVIEW**

In the final Circle of Experts gathering of 2021, FPG presented draft report recommendations that were based on the discussions of the last five meetings.

Comments and ideas from Circle of Experts:

- » The recommendations are good; when considering land though, also consider the development and real estate industries
- » Bring focus back to "What is Hamilton's Indigenous story? What happened here? Who were the people?"

- » Prioritize the hiring of an Indigenous historian / more Indigenous staff at City of Hamilton
- » Develop a website and tangible virtual tools that link to maps and QR codes on the ground
- » Signs and plaques at minimum for sites of Indigenous historical significance
- » Don't forget about contemporary Indigenous stories as well
- » Public art process should be stronger and more welcoming/accessible to Indigenous artists.

"The governments aren't going to change anything because there is nobody calling for it. You must have the people change things, and the only way to do that is to educate them. We have been brainwashed to ignore the rest of creation. Education is key."

ONE-ON-ONE MEETINGS: JANUARY & FEBRUARY 2022 VALIDATION OF RECOMMENDATIONS

Once recommendations were drafted, FPG invited each member of the Circle of Experts to provide additional feedback on the engagement process and the draft recommendations. We also had conversations with staff to gain a better understanding of how these recommendations could be implemented.

The Honouring Our Roots framework and process for moving forward that follows is a culmination of what was heard at the meetings with the Circle of Experts. We hope that they see their voices in the recommendations below, and that the City continues the forward momentum brought forth by this engagement work.



Honouring Our Roots Framework and Process for Moving Forward





THIS IS NOT A LAND ACKNOWLEDGEMENT⁵

by Heather George

This is not a land acknowledgment.

What is there to acknowledge
What once was ours to care for is now yours to benefit from
Corporations become the colonizers through resource extraction
Retirement funds are invested in resource extraction
We are taught wealth is in money
It's a cycle and we have become complacent.

This is not a land acknowledgement.

But we've consulted you say
How can you consult the coming faces?
How can you consult the waters?
How can you consult the plants, animals, birds?
Have you spoken to the winds?
Did you call out to the sun, moons and stars?
Did you sit in silence with all beings?

This is not a land acknowledgment.

This is an acknowledgement of systemic racism
This is an acknowledgement of privilege built on colonization
This is an acknowledgement of a broken relationship
This is a call to rebuild your relationship to the Earth Mother
This is a reminder of the coming faces.

This is not a land acknowledgment.

This is an acknowledgment of the work that needs to be done.

⁵ George, Heather. Published in Collections: A journal for Museum and Archives Professionals 2022, Vol. 18 (1) 3-4. Used with permission of the author.



Core Themes

In the Fall of 2021, the *Honouring Our Roots Circle of Experts* (CoE) was formed as part of the Indigenous Landmarks and Monuments Working Group (WG) to review a list of City owned landmarks, spaces, monuments, and markers. They were asked to identify sites that are high priority to the Indigenous community for potential removal or recontextualization. While high priority sites were discussed, and many ideas were shared for moving forward in a good way, concerns and comments were raised at every meeting that speak to the systemic transformation that needs to occur to foster right relations with Indigenous peoples and with the land that the municipality occupies. These thoughts and ideas are summarized below as core themes of the Honouring Our Roots Framework.

1. CONNECTION TO LAND

In the opening and closing prayers at each of the CoE meetings, Peter Schuler grounded the group in traditional teachings, reminding us of the importance of the "morals and values that kept us alive for thousands of years". In his prayers, he recognized the interconnectedness of all the elements, the land, animals, and plant life on earth, only mentioning humans at the very end. He warned against the irreparable harm that has been done to the earth since people forgot their natural place in the circle.

This distinct way of framing human responsibilities puts the land and consideration for its wellbeing ahead of the human desire for more accumulation wealth at the expense of health of the earth and all its inhabitants.

"What needs to happen before we realize that putting a man on a stick isn't the way to learn about history"

In discussing the reasons why monuments and commemorations exist in the first place, one participant noted that they often merely serve political functions to reinforce the narratives of the dominant culture. The functions and intentions of monuments, and especially statues of commemorated individuals should be examined and exposed as the work to recontextualize these sites moves forward.

Members of the CoE reiterated and asked to be heard when speaking about the importance of not only considering but centering the land and its gifts in all municipal decisions. This holistic approach requires authenticity, humility, and great respect.

Ideas that emphasize that connection to land included the re-naturalization of sites where statues or monuments once stood, creating community gardens, growing traditional medicines, expanding, and taking care of the tree canopy, connecting Indigenous teachings to trails and other natural attractions in the area. One participant suggested that a "Nature as Monuments" strategy be created to house some of this important work.

Finally, this theme invokes the Haudenosaunee philosophy of the Seventh Generations Principle which reminds us to think about the world our descendants will inherit--that the decisions we make today should lead to a sustainable world for at least the next seven generations to come.

"History is not about buildings and monuments, it's about the destruction of Turtle Island"



2. RELATIONSHIPS AND RECIPROCITY

Authentic long-term relationships built on respect and reciprocity are essential for this cultural heritage work to move forward in a good way. Engagement should demonstrate deep care for all who are invited to the table and must be designed to ensure past and existing wrongs are not perpetuated or reproduced. Where possible, community engagement should support capacity development, with Indigenous partners co-designing and taking on leadership roles within the engagement work.

In 2021, the University of Manitoba published a [framework for Indigenous community engagement](#) that offers seven principles for building healthy relationships with Indigenous communities that includes cultural literacy and self-reflection, relationship and reciprocity, following nation- and community-specific protocols and puts emphasis on the importance of humility and mutually-beneficial collaboration.

The City of Hamilton is encouraged to follow these same principals when working with Indigenous Nations and urban communities.

Hamilton’s Urban Indigenous Strategy and UIS Implementation Plan also outlines these values, not just in community engagement, but in co-creating a City where Indigenous peoples feel respected and see their culture reflected in physical spaces and through services provided by the City.

Working to implement the Urban Indigenous Strategy and the recommendations outlined in this report will require connection and relationship with the Hamilton Indigenous community. Acknowledging again the challenge of doing this work within a colonial system, movement forward will require a whole new way of engagement and collaboration. We recognize that this can be paralyzing for staff who are not used to engaging in this way. We suggest that City staff use the following questions to guide their interaction.

Table 1: Guiding Questions to Support Indigenous Relationship-Building in Hamilton

Level	Principle	Question	How?
Individual	Trauma-informed workplace: It is not the responsibility of Indigenous people to continuously educate settlers about history, both traumatizing or not.	Am I ready to work with Indigenous people? Has this project meaningfully engaged the people who will be most affected by the initiative?	Self-awareness check-in: How have I benefited from colonialism? Do I have the basic information to engage in this topic? If not, where can I access this learning? What cultural competency training is available to me through work?
Workplace/ Department	Nothing about us, without us	Have I made an effort to learn about Indigenous perspectives [with regards to this project] ahead of time? Does this work connect with the Urban Indigenous Strategy? If not, are there any strategic points of connection?	Map out the project and who will be most affected: Urban Indigenous, treaty territory representatives, Indigenous youth, etc. Think about what 'meaningfully engaging' means in this context. Reach out to contacts.
Community	"100 cups of tea": Indigenous connections are based on relationships built over time.	Am I building a relationship or checking a box?	-Map out the Indigenous people already in my network. How can I grow this in an authentic way? -Attend Indigenous community events as a member of the public. Ask how you can be a helper.



3. CULTURAL HUMILITY

Cultural humility requires taking the time for critical self-reflection and for listening to and learning from others. Cultural awareness and cultural safety training are crucial to increase City staff and Council's knowledge of Indigenous cultures, traditions, and worldviews. Educational opportunities, learning events, and training programs are all initiatives that should be implemented through the Urban Indigenous Strategy.

Following the lead of municipalities such as Toronto and Saskatoon, cultural competency training should be mandatory across the corporation and adopted as part of the onboarding process for all new staff. City Council and upper management should receive custom in-person experiential training at least once in each new election term.

When the Circle of Experts talked about ways to create spaces in Hamilton for Indigenous voices to be heard, they cautioned against taking a pan-Indigenous approach, instead distinguishing between First Nations, Métis, and Inuit urban experiences and the distinctions between different First Nations from the area.

Having cultural humility also means taking a strengths-based approach to working with community, recognizing Indigenous peoples as experts of their own experiences. Instead of a partnership where Indigenous people are seen as "stakeholders" who feed into a consultation process, the City should partner in a way where Indigenous peoples can take the lead, and the City supports the vision and goals of the community or communities.



Recommendations for moving forward

1. Continue to foster long-term relationships with local First Nations and urban Indigenous communities (organizations, educational institutions, artists, and individuals) that are based on mutual trust and respect.

Meaningful engagement and relationship building will take time and focus but is necessary for positive outcomes. **A further engagement plan is recommended** as each Indigenous community is different and requires a deeper synergy of cultural understanding for relationships of mutual benefits.

The Urban Indigenous Strategy outlined several actions for the City of Hamilton to take including to "Improve meaningful consultation with urban Indigenous residents and First Nations communities on municipal projects, plans and approvals". We know that both Council and City staff are aware of the gravity and importance of this task, and we acknowledge that it is not easy work. To improve in this area, we recommend a coordinated approach by all departments to commit to making Indigenous Relations a top priority.

- » Use Table 1: Guiding Questions to Support Indigenous Relationship-Building in Hamilton in all project plans and should be made available to all City employees and elected officials when setting out to work with Indigenous communities or individuals.
- » A guiding resource that we can recommend to learn about how to effectively engage Indigenous community is [Working in good ways: a framework and resources](#), published by the University of Manitoba.
- » The Federation of Canadian Municipalities [Stronger Together Toolkit](#) is another helpful resource that speaks directly to community economic development and could help bridge relationships on specific projects.

- » [Working Effectively with Indigenous Peoples](#) by Bob Joseph & Cynthia F. Joseph should be required reading for staff.
- » [Engaging and Empowering Aboriginal Youth](#) is a toolkit for service providers that outlines ways to involve and elevate Indigenous youth voices.

2. Create and action a communications plan that includes interpretive signage at the high priority sites [Sir John A Macdonald monument site, Queen Victoria monument, Augustus Jones monument, and United Empire Loyalist monuments] that indicates that the City is aware that these sites are problematic and educates the public about the need for further consultation and action.

This action can be taken immediately and doesn't require further consultation or to wait for a more comprehensive workplan to be designed. Installing signage at the high-priority sites that were reviewed by the CoE demonstrates *respect and humility*⁶ on the part of the City towards Indigenous communities and members of the public who are calling for more diverse narratives to be told through commemoration and interpretation. The signage should indicate that the City is aware that certain monuments, commemorations and historical interpretations are problematic and that the City is aware, and starting the process of engaging with Indigenous communities to ensure that the work moves forward in a good way.

3. Prioritize the building of Indigenous community gathering spaces, both indoors and outdoors.

In the Urban Indigenous Strategy report, Action 14 calls for the establishment of "an Indigenous Cultural Centre that offers interpretive programming, provides a gathering space for Indigenous peoples to practice their ceremonies and hold cultural events". We are reinforcing

6 Respect and Humility are two of the Seven Grandfather teachings. See [APPENDIX B](#) for details.



this action as a recommendation here.

These conversations about monuments and commemorations could not be held without hearing about the need for Indigenous peoples to feel a sense of belonging on their own land. Whether talking about Indigenous historical places that should be honoured, or new opportunities for Indigenous public art or commemorative space, the question of whether community could also use that space to gather and do ceremony was always top of mind. Several ideas for both indoor and outdoor gathering spaces were discussed, including at the site of the All Our Relations public art piece; at Battlefield Park; or anywhere along the lake.

For more information on the importance of urban Indigenous spaces, please see [APPENDIX C](#).

4. Hire an Indigenous curatorial team composed of a Project Manager and a Curator. These positions would be housed in the Heritage Resource Management Section of the Tourism and Culture division and would be part of a cross-departmental work group that works closely with the Indigenous Relations Team, the Placemaking Public Art and Projects section, and Landscape Architectural Services. Recommended projects and initiatives within their portfolio include:

A Participate in the development of the city-wide Interpretive Master Plan to ensure that Indigenous perspectives are embedded and that there is a plan for sites of significant Indigenous cultural and historical importance to be commemorated.

Noting existing frameworks and best practices such as [Parks Canada's Framework for History and Commemoration](#)⁷, a city-wide Interpretive Master Plan needs to be developed from a place of integrity and inclusion, ensuring the Indigenous histories and perspectives are central to all work going forward. This links to the deliverable in the

UIS Implementation plan to "Incorporate more Indigenous stories and voices into the City of Hamilton's culture and heritage plans".

While an extensive list of landmarks, spaces, monuments, and markers was reviewed by the CoE during this process, the next step is to gather information from many different sources about the Indigenous history of the area. This could include published histories that already exist through local First Nations and at educational institutions but could also be an opportunity for a wide-scale storytelling project that invites the Indigenous community to crowd-source the history of the area from political, cultural, social, and environmental perspectives. This project has the potential to lend itself to creative community engagement opportunities and long-term virtual projects that tell the true history of Hamilton from many perspectives. It could also serve to identify sites of significant cultural and historical importance to Indigenous peoples and/or to aid the decision-making process for the location of an Indigenous community gathering space.

Within this work, there are several war monuments and interpretive sites in Hamilton that teach Canadian and British military history but don't speak to Indigenous involvement in or contributions to war efforts or the way that these conflicts would have affected First Nations and Métis communities. This important piece of the story could be added by reinterpreting plaques and signage or by adding new interpretive components to existing memorials. There is also great potential for Battlefield Park to become a gathering space for Indigenous community to gather and host events.

Lastly, this recommendation would lead to the fulfillment of the UIS action to "Ensure that Indigenous stories and local Indigenous history are included in official archives across Hamilton".

⁷ <https://www.pc.gc.ca/en/lhn-nhs/plan/cadre-framework>



B) Strengthen the presence of Indigenous Heritage on the [Hamilton Civic Museums website](#) by expanding the timeline to include Indigenous heritage and indicate that Indigenous Peoples inhabited the area for thousands of years before the City's founding.

There is great potential for adding and expanding the presence of Indigenous history and current realities on the Hamilton Civic Museums website. This could include but is not limited to the expansion of the timeline of the Hamilton 175 website to include historical context of the land and people who lived in the area prior to Hamilton becoming a city; the development of an interactive digital map-based interpretation of Indigenous names, places, history, and stories; or other visual project connected to the Indigenous History audit to be completed by the Indigenous curatorial team.

C) Review and recommend changes to applicable policies to ensure that placemaking and public art processes are welcoming, accessible, and inclusive of Indigenous history and current realities.

While lots of work has already taken place to foster positive relationships between Indigenous artists and the City, this recommendation will ensure that opportunities for public art by Indigenous artists are embedded in the next Public Art Master plan. This recommendation also links to the deliverable with the UIS Implementation Plan to "Identify or create ways to support Indigenous artists" and will hopefully lead to the intention to "Commission public art in a prominent location that honours mutual respect and the spirit of reconciliation".

D) Work with the Indigenous Relations Team to create a public education campaign to communicate why elevating Indigenous voices and histories is important, and what the process will be for Hamilton to take on this work.

While the Indigenous Community Liaison (see recommendation #6) is engaging with the Indigenous community on how to move forward in a good way on issues placemaking and interpretation, the Indigenous curatorial team will need a plan to engage the public in an education campaign to explain why amplifying Indigenous voices on these topics is so important. The CoE came up with many ideas to engage the public including learning circles, Indigenous walking tours, cross-cultural sharing and a [Monument Lab](#)-type event that brings together diverse voices.

Education and awareness should start internally with the staff team, and all departments should be encouraged to participate in these educational opportunities.

E) Advance Indigenous place-making practices in urban centres by collaborating with the City of Toronto (and/or other municipalities) on a gathering, interactive event or exhibit on this subject.

Monuments and commemorations around the world are being scrutinized to identify "problematic" historical figures who contributed to discrimination and oppression, often through colonial practices. Many municipalities in Canada are in the process of reviewing their inventory of city-owned public art, monuments, and the origins of the meanings behind street, park and building names. The City of Toronto is currently undergoing a process to rename a major roadway and are taking advantage of the opportunity to do a wider review of their inventory of assets and commemorations. Collaboration with the City of Toronto and/or other municipalities is recommended with many exciting opportunities for events or exhibits that are centred around Indigenous participation and the Indigenous experience of places and spaces.



5. Hire an Indigenous Community Liaison to lead engagement with local First Nations and the urban Indigenous community in Hamilton. This position would be housed in the Indigenous Relations Team of the Healthy and Safe Communities Department and would work closely with other sections, especially the Heritage Resource Management curatorial team. Recommended projects and initiatives within their portfolio include:

- A) Support the Indigenous Relations Team with relationship-building initiatives that continue to grow connections between the City and the Indigenous communities in and around Hamilton.**
- B) Identify and implement ways to make City spaces and buildings welcoming and safe for Indigenous peoples and ensure they can see themselves reflected in the City's spaces and places.**
- C) Work with the Indigenous curatorial team to design and implement a community engagement plan that includes activities that are interactive, intergenerational, and inclusive.**
- D) Lead Indigenous engagement on the building of Indigenous community gathering space(s) in Hamilton.**
- E) Lead Indigenous engagement required to implement the plan to commemorate sites of significant cultural and historical importance to Indigenous peoples.**

The Indigenous Community Liaison position will be the main point of contact for First Nations and the urban Indigenous community to engage in topics of heritage, culture, and movement forward on the issues listed throughout this report. The posting for this job should prioritize Indigenous applicants and the position itself should be partnered with a

“municipal champion” who can help the successful candidate navigate the establishment of this new role within the bureaucratic system it resides in.

A significant portion of the first year of this new role will be needed to get to know community dynamics both between the City and local First Nations, but also between urban Indigenous organizations, programs, projects, educational institutions, artists, Elders and youth. Time should be spent to establish relationships before an invitation goes out to partner or engage on a specific initiative. This can be accomplished by hosting small community gatherings, meeting with individuals one-on-one, and attending as many community-based events as possible. This could involve putting in volunteer hours as a helper or attending ceremonies, and these extra activities should be recognized and compensated appropriately by the City. The position will require flexibility that may not be available to other employees.

Once relationships are established and moving in a positive direction, a community engagement strategy can be implemented that invites Indigenous residents and visitors to participate in the retelling of history and revisioning of monuments and Indigenous place making from their unique perspectives. The CoE discussed many creative ideas for engagement including but not limited to design charettes, community mapping, PhotoVoice projects and special events.

These various engagement activities should incorporate Indigenous methodologies for hosting engagements and conversations – honouring local protocols, centering Indigenous wisdom, and using trauma informed design and facilitations, while recognizing that the Indigenous population in Hamilton is also very diverse.

This new position, along with the hiring of an Indigenous curator and Project Manager to lead the research and development of final deliverables are vital for all these recommendations to move forward in a good way.



Teachings and frameworks to apply to this work

To answer the question *why* this work is important, we need look no further than the Urban Indigenous Strategy and Urban Indigenous Strategy Implementation Plan, where need for action is clearly laid out and answered by multiple Indigenous contributors. These documents show that significant foundations for this work have already been established in the community and at the City of Hamilton. The *how* and *what* are now the outstanding pieces that have been articulated in the recommendations and core themes above.

The UIS is guided by the United Nations Declaration on the Rights of Indigenous Peoples, the Truth and Reconciliation Calls to Action, and the Missing and Murdered Indigenous Women and Girls Calls for Justice. It lays out a clear pathway for the City of Hamilton to engage with Indigenous Urban peoples. Further refinement and prioritization were made in the UIS Implementation Plan (2021) with priority areas further identified and the appropriate working groups detailed and assigned.

The Civic Museum Strategy which was adopted by City Council in November 2021 further supports these areas. The Strategy demonstrates how museums are changing and are being called to change their place in public life and places and better represent the histories of all peoples and offer curation, story-telling, and spaces beyond their traditional role. There are several sites which are highlighted below which could connect and intersect with the Urban Indigenous Strategy for a deeper connection to Hamilton's land, archaeology and history.

Alignment between the recommendations in this framework that the internal documents that already exist can be found in the chart in [APPENDIX A](#).

Beyond these high-level Indigenous frameworks and internal guiding documents that already exist, we have referenced other frameworks and resources within this report, including the [Parks Canada Framework for History and Commemoration](#) which outlines the following key practices that should also be applied to this work:

1. **Craft big stories**
2. **Address conflict and controversy**
3. **Seek opportunities for Indigenous peoples to share and communicate their history, on their own terms**
4. **Realize that history is written from a worldview**
5. **Share authority**
6. **Emphasize a full range of voices, perspectives, and experiences**
7. **Acknowledge that humans have touched all heritage places, including parks and natural areas**
8. **Recognize that power dynamic affect understandings of heritage places**
9. **Explore the spectrum of powerful memories and meaning attached to heritage places**
10. **Appreciate that interpretations of the past are constantly evolving**



Finally, and perhaps most importantly, we encourage staff and City Council to seek out traditional Indigenous teachings to truly understand the root of what is needed to move forward with this work. Teachings that could be used as frameworks for designing next steps include the [Seven Grandfathers Teaching](#), the [Seven Generations Principal](#), the [Two-Row Wampum](#) and [Dish with One Spoon Treaty](#) [see APPENDIX B].

These teachings call upon current policymakers to speak the truth and to uphold their responsibilities as treaty peoples and good neighbours. The truth is now undisputable through the TRC findings, the MMIW reports and the rediscovery of undocumented remains of thousands of children at residential school sites since May 2021. This truth is unpleasant for settlers. It is traumatizing for Indigenous peoples who are reliving these painful experiences. The question remains as to how this new truth will find its way into historical narratives in the places where history was made.

Applying the Seven Generations Principle to this work will help to prioritize the health of the land we live on and the earth we share as we think history that we are currently living and making and the world we are leaving for our descendants. There is a responsibility of current decision-makers and public servants to develop a better relationship with Indigenous peoples, respect treaty rights and ensure that in seven generations, the relationship between Indigenous peoples and all Canadians is prosperous and respectful. What better gift to its people could be a dedicated, thoughtful rethinking of the future.



APPENDIX A

ALIGNMENT AROUND RECOMMENDATIONS: CIRCLE OF EXPERTS, URBAN INDIGENOUS STRATEGY, AND CIVIC MUSEUM STRATEGY

Circle of Experts	UIS and UIS Implementation Plan	Civic Museum Strategy
<p>2. Remove all remaining components of the Sir John A MacDonald statue from their current location in Gore Park.</p> <p>3. Create and action a communications plan that includes interpretive signage at the high priority sites that indicates that the city is aware that these sites are problematic and educates the public about the need for further consultation and action.</p>	<p>18 Ensure that Indigenous stories and local Indigenous history are included in official archives across Hamilton.</p>	<p>"Battlefield Park and the 1876 Gage house occupy land traditionally used by Indigenous peoples. "has a declared connection to Indigenous peoples and strong public art piece done by an Indigenous artist.</p>
<p>5. Hire an Indigenous curatorial team composed of a Project Manager and a Curator. Recommended projects and initiatives within their portfolio include:</p> <p>A) Participate in the development of the city-wide Interpretive Master Plan to ensure that Indigenous perspectives are embedded and that there is a plan for sites of significant Indigenous cultural and historical importance to be commemorated.</p> <p>B) Strengthen the presence of Indigenous Heritage on the Hamilton Civic Museums website by expanding the timeline to include Indigenous heritage.</p> <p>C) Review and recommend changes to applicable policies to ensure that placemaking and public art processes are welcoming, accessible, and inclusive of Indigenous history and current realities.</p> <p>D) Work with the Indigenous Relations Team to create a public education campaign to communicate why elevating Indigenous voices and histories is important, and what the process will be for Hamilton to take on this work.</p> <p>E) Advance Indigenous place-making practices in urban centres by collaborating with the other municipalities on a gathering, interactive event or exhibit on this subject.</p>	<p>-Indigenous cultures and traditions need to be respected and seen as more than a performance.</p> <p>-Indigenous stories and languages need to be seen as part of Hamilton's heritage.</p> <p>From UISIP:</p> <p>#11: Incorporate more Indigenous stories and voices into the City of Hamilton's culture and heritage plans.</p> <p>#12: Use markers and signs to restore Indigenous names and identify significant Indigenous landmarks in Hamilton. This could include street names, trails, and parks.</p> <p>#18: Ensure that Indigenous stories and local Indigenous history are included in official archives across Hamilton.</p> <p>#19: Continue to improve how the City works with First Nations when conducting archaeology. This will include identifying how to educate the public on the rich archaeological history in Hamilton.</p> <p>Use markers and signs to restore Indigenous names and identify significant Indigenous landmarks in Hamilton. This could include street names, trails and parks.</p> <p>Continue to improve how the City works with First Nations when conducting archaeology. This will include identifying how to educate the public on the rich archaeological history in Hamilton.</p>	<p>Hamilton Museum Vision: "The Hamilton Civic Museums will become museums of, by and for the city rather than just museums which are operated by the City. To do this they will preserve and present the many untold stories of Hamilton and Hamiltonians in a sustainable, accessible, inclusive and engaging manner.</p> <p>The city itself, including its peoples, streetscapes, parks, theatres, neighborhoods, buildings and public spaces, will be treated as a museum that embodies its collective history. The Hamilton Civic Museums will become equal parts physical, mobile and virtual"</p>



Circle of Experts	UIS and UIS Implementation Plan	Civic Museum Strategy
<p>1. Continue to foster long-term relationships with local First Nations and urban Indigenous communities that are based on mutual trust and respect.</p> <p>4. Prioritize the building of Indigenous community gathering spaces, both indoors and outdoors.</p> <p>6. Hire an Indigenous Community Liaison to lead engagement with local First Nations and the urban Indigenous community in Hamilton. Recommended projects and initiatives within their portfolio include:</p> <p>A) Support the Indigenous Relations Team with relationship-building initiatives that continue to grow connections between the City and the Indigenous communities in and around Hamilton.</p> <p>B) Identify and implement ways to make City spaces and buildings welcoming and safe for Indigenous peoples and ensure they can see themselves reflected in the City's spaces and places.</p> <p>C) Work with the Indigenous curatorial team to design and implement a community engagement plan that includes activities that are interactive, intergenerational, and inclusive.</p> <p>D) Lead Indigenous engagement on the building of Indigenous community gathering space(s) in Hamilton.</p> <p>E) Lead Indigenous engagement required to implement the plan to commemorate sites of significant cultural and historical importance to Indigenous peoples.</p>	<p>P. 25; Goal 14: Establish an Indigenous Cultural Centre that offers interpretive programming, provides a gathering space for Indigenous peoples to practice their ceremonies and hold cultural events.</p> <p>Urban Indigenous people need a space outdoors for gathering, practicing sacred ceremonies and sharing teachings.</p> <p>-Care for the environment, including the land and water, are important. Respecting Indigenous ecological knowledge will benefit environmental restoration and preservation in Hamilton.</p> <p>- Acknowledgment of traditional Indigenous territory in Hamilton should be practised across the city. The City needs to demonstrate this acknowledgement beyond words.</p> <p>p. 26; Goal 23: Bring together partners to offer public education to all residents about the history of Indigenous people and current topics that will contribute to reconciliation. This public education program should include highlighting local Indigenous resources and museums and promote awareness of national holidays such as National Indigenous Peoples Day and the National Day for Truth and Reconciliation.</p>	<p>Public Engagement requested: Stories and Narratives</p> <p>-Broader representation in the stories told</p> <p>-A greater breadth of story subjects</p> <p>-Use stories to make connections between the museums</p> <p>-Strong appreciation for existing stories and narratives</p> <p>Hamilton Children's Museum already has a site that could easily be the home-base for this project: "Home to interactive, hands-on galleries, the museum encourages learning through self-directed play and offers a range of engaging programs and experiences to children and their families."</p>



APPENDIX B

Traditional Teachings

SEVEN GRANDFATHER TEACHINGS

1. Humility – Dbaadendiziwin

Humility is represented by the wolf. For the wolf, life is lived for his pack and the ultimate shame is to be outcast. Humility is to know that you are a sacred part of creation. Live life selflessly and not selfishly. Respect your place and carry your pride with your people and praise the accomplishments of all. Do not become arrogant and self-important. Find balance in within yourself and all living things.

2. Bravery – Aakwa'ode'ewin

Bravery is represented by the bear. The mother bear has the courage and strength to face her fears and challenges while protecting her young. The bear also shows us how to live a balanced life with rest, survival and play. To face life with courage is to know bravery. Find your inner strength to face the difficulties of life and the courage to be yourself. Defend what you believe in and what is right for your community, family, and self. Make positive choices and have conviction in your decisions. Face your fears to allow yourself to live your life.

3. Honesty – Gwekwaadziwin

Honesty is represented by either the raven or the sabe. They both understand who they are how to walk in their life. "Sabe reminds us to be ourselves and not someone we are not. An honest person is said to walk tall like Kitchi-Sabe... Like Kitchi-Sabe, Raven accepts himself and knows how to use his gift. He does not seek the power, speed or beauty of others. He uses what he has been given to survive and thrive. So must you." The Seven Sacred Teachings of White Buffalo Calf Woman, by: David Bouchard & Dr. Joseph Martin. To walk through life with integrity is to know honesty. Be honest with yourself. Recognize and accept who you are. Accept and use the gifts you have been given. Do not seek to deceive yourself or others.

4. Wisdom – Nbwaakaawin

The beaver represents wisdom because he uses his natural gift wisely for his survival. The beaver also alters his environment in an environmentally friendly and sustainable way for the benefit of his family. To cherish knowledge is to know wisdom. Use your inherent gifts wisely and live your life by them. Recognize your differences and those of others in a kind and respectful way. Continuously observe the life of all things around you. Listen with clarity and a sound mind. Respect your own limitations and those of all of your surroundings. Allow yourself to learn and live by your wisdom.



5. Truth – Debwewin

Truth is represented by the turtle as he was here during the creation of Earth and carries the teachings of life on his back. The turtle lives life in a slow and meticulous manner because he understands the importance of both the journey and the destination. Truth is to know all of these things. Apply faith and trust in your teachings. Show honor and sincerity in all that you say and do. Understand your place in this life and apply that understanding in the way that you walk. Be true to yourself and all other things.

6. Respect – Mnaadendimowin

Respect is represented by the buffalo. The buffalo gives every part of his being to sustain the human way of living, not because he is of less value, but because he respects the balance and needs of others. To honor all creation is to have respect. Live honorably in teachings and in your actions towards all things. Do not waste and be mindful of the balance of all living things. Share and give away what you do not need. Treat others the way you would like to be treated. Do not be hurtful to yourself or others.

7. Love – Zaagidwin

The eagle that represents love because he has the strength to carry all the teachings. The eagle has the ability to fly highest and closest to the creator and also has the sight to see all the ways of being from great distances. The Eagle's teaching of love can be found in the core of all teachings, therefore an eagle feather is considered the highest honor and a sacred gift. To know love is to know peace. View your inner-self from the perspective of all teachings. This is to know love and to love yourself truly. Then you will be at peace with yourself, the balance of life, all things and also with the creator.

Source: <https://unitingthreefiresagainstviolence.org/the-7-grandfathers-teachin/> Accessed March 11, 2022



HAUDENOSAUNEE THANKSGIVING ADDRESS GREETINGS TO THE NATURAL WORLD

The People

Today we have gathered and we see that the cycles of life continue. We have been given the duty to live in balance and harmony with each other and all living things. So now, we bring our minds together as one as we give greetings and thanks to each other as people.

Now our minds are one.

The Earth Mother

We are all thankful to our Mother, the Earth, for she gives us all that we need for life. She supports our feet as we walk about upon her. It gives us joy that she continues to care for us as she has from the beginning of time. To our mother, we send greetings and thanks.

Now our minds are one.

The Waters

We give thanks to all the waters of the world for quenching our thirst and providing us with strength. Water is life. We know its power in many forms- waterfalls and rain, mists and streams, rivers and oceans. With one mind, we send greetings and thanks to the spirit of Water.

Now our minds are one.

The Fish

We turn our minds to the all the Fish life in the water. They were instructed to cleanse and purify the water. They also give themselves to us as food. We are grateful that we can still find pure water. So, we turn now to the Fish and send our greetings and thanks.

Now our minds are one.

The Plants

Now we turn toward the vast fields of Plant life. As far as the eye can see, the Plants grow, working many wonders. They sustain many life forms. With our minds gathered together, we give thanks and look forward to seeing Plant life for many generations to come.

Now our minds are one.

The Food Plants

With one mind, we turn to honor and thank all the Food Plants we harvest from the garden. Since the beginning of time, the grains, vegetables, beans and berries have helped the people survive. Many other living things draw strength from them too. We gather all the Plant Foods together as one and send them a greeting of thanks.

Now our minds are one.



The Medicine Herbs

Now we turn to all the Medicine herbs of the world. From the beginning they were instructed to take away sickness. They are always waiting and ready to heal us. We are happy there are still among us those special few who remember how to use these plants for healing. With one mind, we send greetings and thanks to the Medicines and to the keepers of the Medicines.

Now our minds are one.

The Animals

We gather our minds together to send greetings and thanks to all the Animal life in the world. They have many things to teach us as people. We are honored by them when they give up their lives so we may use their bodies as food for our people. We see them near our homes and in the deep forests. We are glad they are still here and we hope that it will always be so.

Now our minds are one

The Trees

We now turn our thoughts to the Trees. The Earth has many families of Trees who have their own instructions and uses. Some provide us with shelter and shade, others with fruit, beauty and other useful things. Many people of the world use a Tree as a symbol of peace and strength. With one mind, we greet and thank the Tree life.

Now our minds are one.

The Birds

We put our minds together as one and thank all the Birds who move and fly about over our heads. The Creator gave them beautiful songs. Each day they remind us to enjoy and appreciate life. The Eagle was chosen to be their leader. To all the Birds-from the smallest to the largest-we send our joyful greetings and thanks.

Now our minds are one.

The Four Winds

We are all thankful to the powers we know as the Four Winds. We hear their voices in the moving air as they refresh us and purify the air we breathe. They help us to bring the change of seasons. From the four directions they come, bringing us messages and giving us strength. With one mind, we send our greetings and thanks to the Four Winds.

Now our minds are one.



The Thunderers

Now we turn to the west where our grandfathers, the Thunder Beings, live. With lightning and thundering voices, they bring with them the water that renews life. We are thankful that they keep those evil things made by Okwiseres underground. We bring our minds together as one to send greetings and thanks to our Grandfathers, the Thunderers.

Now our minds are one.

The Sun

We now send greetings and thanks to our eldest Brother, the Sun. Each day without fail he travels the sky from east to west, bringing the light of a new day. He is the source of all the fires of life. With one mind, we send greetings and thanks to our Brother, the Sun.

Now our minds are one.

Grandmother Moon

We put our minds together to give thanks to our oldest Grandmother, the Moon, who lights the night-time sky. She is the leader of woman all over the world, and she governs the movement of the ocean tides. By her changing face we measure time, and it is the Moon who watches over the arrival of children here on Earth. With one mind, we send greetings and thanks to our Grandmother, the Moon.

Now our minds are one.

The Stars

We give thanks to the Stars who are spread across the sky like jewelry. We see them in the night, helping the Moon to light the darkness and bringing dew to the gardens and growing things. When we travel at night, they guide us home. With our minds gathered together as one, we send greetings and thanks to the Stars.

Now our minds are one.

The Enlightened Teachers

We gather our minds to greet and thank the enlightened Teachers who have come to help throughout the ages. When we forget how to live in harmony, they remind us of the way we were instructed to live as people. With one mind, we send greetings and thanks to these caring teachers.

Now our minds are one.

The Creator

Now we turn our thoughts to the Creator, or Great Spirit, and send greetings and thanks for all the gifts of Creation. Everything we need to live a good life is here on this Mother Earth. For all the love that is still around us, we gather our minds together as one and send our choicest words of greetings and thanks to the Creator.

Now our minds are one.



Haudenosaunee Thanksgiving Address

Closing Words

We have now arrived at the place where we end our words. Of all the things we have named, it was not our intention to leave anything out. If something was forgotten, we leave it to each individual to send such greetings and thanks in their own way.

Now our minds are one.

This translation of the Mohawk version of the Haudenosaunee Thanksgiving Address was developed, published in 1993, and provided, courtesy of: Six Nations Indian Museum and the Tracking Project All rights reserved.

Thanksgiving Address: Greetings to the Natural World English version: John Stokes and Kanawahienton (David Benedict, Turtle Clan/Mohawk) Mohawk version: Rokwaho (Dan Thompson, Wolf Clan/Mohawk) Original inspiration: Tekaronianekon (Jake Swamp, Wolf Clan/Mohawk)

Source: https://americanindian.si.edu/environment/pdf/01_02_Thanksgiving_Address.pdf

Accessed March 15, 2022



SEVEN GENERATIONS PRINCIPLE

Spirituality is a central part of the lives of the Haudenosaunee people but parallel to this is a respect for other religions. Unlike many religions which promote the recruitment of new followers, the Haudenosaunee have never tried to force their beliefs on anyone and allow for their own people to follow their own beliefs without criticism. The Great Law of Peace itself was built into its freedom of religion which is respected by all its followers.

Among the nations of the Haudenosaunee is a core value called the Seventh Generation. While the Haudenosaunee encompass traditional values like sharing labour and maintaining a duty to their family, clan and nation and being thankful to nature and the Creator for their sustenance, the Seventh Generation value takes into consideration those who are not yet born but who will inherit the world.

In their decision-making Chiefs consider how present-day decisions will impact their descendants. Nations are taught to respect the world in which they live as they are borrowing it from future generations. The Seventh Generation value is especially important in terms of culture. Keeping cultural practices, languages, and ceremonies alive is essential if those to come are to continue to practice Haudenosaunee culture.

Source: <https://www.haudenosauneeconfederacy.com> Accessed Dec 21, 2021



THE DISH WITH ONE SPOON TREATY- SEWATOKWAT'SHERA'T BELT-GREAT LAW OF PEACE

In 1142 Indigenous people of the Americas had a law called “the Dish with One Spoon” to describe hunting territory to be shared by two or more nations. This treaty or agreement show us just how old such agreements were. Centuries later, this image was still vivid in the relationships entered into between Indigenous people. It had carried on from generation to generation. In fact, in downtown Toronto today, the land acknowledgement declares that we are on the traditional lands of The Dish with One Spoon Treaty. It recalls the treaty or agreement between the Anishinaabe and the Haudenosaunee made in Montreal in 1701 as part of the Great Peace of Montreal, which includes a good part of Southern Ontario. It is such a beautiful, intimate and powerful image of a relationship. The phrase signifies that those sharing the land share a hunting territory. They have the responsibility to take care of the land and the creatures within it. They must be sure that the dish is never empty; that is, they are expected to limit the game they take and leave enough for others. There is to be “no knife near our dish,” indicating that the sharing is to be without bloodshed.

This treaty is graphically illustrated by a wampum belt called The Dish with One Spoon wampum belt. This part of the Great Law of Peace was preserved on the wampum belt, as were many other crucial elements of the law. The belt is short, narrow and plain. It bears a round purple area---the dish with one spoon---on a field of white.

A Wampum is created from the shell of a clam. The bead is cut from the white and purple parts of the shell. The shell is thought of as a living record. A wampum belt is a series of these shells tied together like a necklace. Different colours on the belt as well as the shape of the image on the belt symbolize the event being commemorated. It could be offered to a chief, to an outstanding warrior, it could be offered to a couple from two different tribes who were being united, it could be a form of currency, and it could symbolize a treaty between nations. It is part of recording the oral history of a Nation. While Wampum belts were very common in the East, weaving often illustrated the oral history in parts of the West. As recently as 1924, the RCMP, with approval from the federal cabinet, seized the Wampum that was used to sanction council proceedings of the Six Nations band within the Haudenosaunee Confederacy in Ontario and removed the chiefs from office. In the Great Law of Peace, it is stated that:

“It will turn out well for us to do this: we will say, ‘We promise to have only one dish among us; in it will be beaver tail and no knife will be there’.. We will have one dish, which means that we will all have equal shares of the game roaming about in the hunting grounds and fields, and then everything will become peaceful among all of the people; and there will be no knife near our dish; which means that if there is a knife were there, someone might presently get cut, causing bloodshed, and this is troublesome, should it happen thus, and for this reason there should be no knife near our dish.”

There are references in early European records of dealings with the Haudenosaunee that the boundaries of the hunting grounds were sometimes marked with trees.



THE TWO ROW WAMPUM BELT

Gusweñta- The Haudenosaunee and the Dutch agreed to call this the Silver Covenant Chain of Friendship.

Unlike the Dish with One Spoon which was a treaty between Indigenous Nations, the Two Row Wampum belt, created in 1613, represented the oldest recorded treaty between Indigenous people and new settlers from Europe, in this case, the Haudenosaunee and the Dutch.

The Haudenosaunee and the Dutch agreed on three principles to make this treaty last. The first was **friendship**; the Haudenosaunee and their white brothers will live in friendship. The second principle is **peace**; there will be peace between their two people. The final principle is **forever**; that this agreement will last forever.

The belt has two purple rows running alongside each other representing two boats. One boat is the canoe with the Haudenosaunee way of life, laws, and people. The other is the Dutch ship with their laws, religion, and people in it. The boats will travel side by side down the river of life. Each nation will respect the ways of each other and will not interfere with the other. "Together we will travel in Friendship and in Peace Forever; as long as the grass is green, as long as the water runs downhill, as long as the sun rises in the East and sets in the West, and as long as our Mother Earth will last."

Source: <https://circlesforreconciliation.ca/wp-content/uploads/2020/04/Respect-Trust-Treaties-Reconciliation.pdf> Accessed March 11, 2022



APPENDIX C

UNDERSTANDING THE NEED FOR URBAN INDIGENOUS SPACES & GOOD RELATIONS

By Cassidy Caron, First Peoples Group⁸

Throughout Canada, there is an increase of rural to urban migration of Indigenous peoples. Though statistics about Indigenous identity are difficult to collect, it is widely accepted that over 60% of Indigenous peoples in Canada live in urban centres.

Though many Indigenous peoples who live in cities maintain close ties to their home communities—an integral part of sustaining their traditional cultural practices and identities—this isn't the case for all Indigenous peoples. Urban Indigenous peoples may not have such connections to their communities or ancestral homelands for a number of reasons, including those that involve colonial policies implemented by the Government of Canada. In many cases, Indigenous peoples without close ties to a particular community outside the urban context endure a constant struggle to establish a form of collective identity in the city and have a shared feeling of being “placeless.”

Katherine Neal (2018), explains the importance of carving out spaces or places for urban Indigenous peoples and states that ‘place’ can be conceptualized as, “a social construction and relational site, a ‘meeting-up’ point of relations.”⁹ Neal proceeds by explaining the importance of Urban Indigenous organizations and spaces in unifying Urban Indigenous peoples and carving out places for solidarity and knowledge sharing within city boundaries:

Urban Indigenous organizations and spaces come to symbolize places of resilience and sustainability as they promote the preservation of Indigenous cultures and languages in an urban context... Urban Indigenous-run organizations ‘actively enable people to belong and, though highly mutable, facilitates one’s feeling at home.’¹⁰

Neal, continues to explain that urban Indigenous organizations, which ultimately have spaces throughout cities, play “a critical role in promoting kinship relations between Indigenous peoples of different cultural backgrounds, a vital part of identity-construction and reinforcement.”¹¹

⁸ Written in 2019 for City of Kingston as part of the *Engage for Change* project.

⁹ Neal, Katherine. (2018). Feeling ‘at home’: Re-evaluating Indigenous identity-making in Canadian cities. Retrieved from: <https://journals.uvic.ca/index.php/platform/article/view/18314/7696>. Pg. 81.

¹⁰ Neal. (2018). Pg. 82.

¹¹ Neal. (2018). Pg. 82.



Urban Indigenous spaces become important for individuals who are not related by kinship networks or connected to their ancestral homelands to meet, socialize and engage in cross-cultural interactions. Neal explains that:

Kinship networks often manifest in the city between Indigenous peoples of shared ancestral backgrounds, culminating in a form of social organization. The diversity of urban Indigenous communities poses a challenge to the development of social relations between Indigenous people who fall outside these kinship ties, both linguistically and culturally. For individuals who feel isolated from their kinship roots, urban Indigenous organizations and spaces can provide them with the opportunity to re-identify as Indigenous by partaking in cultural activities and engaging with the urban Indigenous community.¹²

Ultimately, urban Indigenous organizations and spaces create a heightened sense of community in cities and “come to symbolize places in which individuals can engage with and situate themselves in the broader urban community without having direct access to a “traditional” land base.”¹³

Many municipalities across Canada are responding to the Truth and Reconciliation Calls to Action and are working with local Indigenous communities to co-create a better future for Indigenous people living in and around urban centres.

Case Study: City of Calgary

The City of Calgary, located on Treaty 7 territory, home to the Kainiai, Siksika, Piikani, Tsuut’ina and Stoney Nakoda Nations as well as Métis peoples, has undertaken a number of initiatives to better collaborate and respect their Indigenous Nation neighbours as well as seek to serve the large urban Indigenous population in the city – the fifth largest urban Indigenous population in Canada.

Gathering Space

In 2014, a reconciliation workshop was held in response to the Truth and Reconciliation Commission Calls to Actions. An outcome of the workshop was a call for a safe place for Indigenous peoples to gather. From this call, the Indigenous Gathering Place Society of Calgary was originated. The group has stated that in two years’ time, Calgary will be home to a new Indigenous Gathering Place.¹⁴

Indigenous Gathering Place Society is a non-profit organization in Calgary that has been created to guide the development of an Indigenous gathering place in Calgary. The society is comprised of a seven-member board of directors alongside many volunteers. The vision of the society is, “a space where we share, connect, heal, renew and celebrate Indigenous culture. A place to protect Indigenous practices, languages; and Elders’ wisdom, oral and written teachings among all nations and all our relations.”¹⁵

12 Neal. (2018). Pg. 82-83.

13 Neal. (2018). Pg. 83.

14 <https://www.calgaryjournal.ca/news/4449-calgary-s-first-Indigenous-gathering-place-will-allow-urban-Indigenous-people-to-thrive.html>

15 <https://www.Indigenousgatheringplace.com/>



Urban Indigenous Coalitions

The Calgary Aboriginal Urban Affairs Committee is a collaborative effort between the City of Calgary and the Indigenous community to address and resolve issues pertaining to urban Indigenous residents.

Mission: "The Calgary Aboriginal Urban Affairs Committee is authorized, on behalf of City Council, to investigate areas of concern to people of Aboriginal ancestry and to make recommendations on policies. These recommendations are meant to help give urban Aboriginal people a more meaningful role within the governance of the Calgary community."¹⁶

Indigenous Policy Framework

In 2017, the City of Calgary published the "Indigenous Policy Framework for The City of Calgary."¹⁷ The policy was directed by City Council and completed by a project team from the City with a consultant who brought together a group of diverse individuals to support the policy development process.

The Indigenous Policy Framework for the City of Calgary is intended to support internal efforts primarily by City Council and Administration to sustain meaningful and mutually beneficial ways forward together with Treaty 7 First Nations and urban Indigenous peoples in the Calgary.

¹⁶ <https://www.calgary.ca/CSPS/CNS/Pages/First-Nations-Metis-and-Inuit-Peoples/Calgary-Aboriginal-Urban-Affairs-Committee/Calgary-Aboriginal-Urban-Affairs-Committee.aspx>

¹⁷ <https://www.calgary.ca/CSPS/CNS/Documents/CAUAC/Indigenous-Policy-Framework.pdf?noredirect=1>

COUNCIL COMMUNICATION UPDATES

April 22, 2022 to May 5, 2022

Council received the following Communication Updates during the time period listed above, the updates are also available to the public at the following link: <https://www.hamilton.ca/government-information/information-updates/information-updates-listing>, as per Section 5.18 of By-law 21-021 (A By-Law To Govern the Proceedings of Council and Committees of Council) a member of Council may refer any of the items listed below, to a Standing Committee by contacting the Clerk and it will be placed on the next available agenda of the respective Standing Committee.

Date	Department	Subject	Link
April 26, 2022	Public Works	Playground, Spray Pads and Play Court Facilities - Maintenance Service Levels and Capital Program Update (ES22004) (City Wide)	https://www.hamilton.ca/sites/default/files/media/browser/2022-04-27/playground-spray-pads-play-facilities-maintenance-serv-lvls-capital-program-updates22004.pdf
April 26, 2022	Public Works	Parks Turf Mowing Program – Service Level and Operation Schedule (ES22005) (City Wide)	https://www.hamilton.ca/sites/default/files/media/browser/2022-04-27/parks-turf-mowing-program-service-level-and-operation-schedule-es22005-city_wide.pdf
April 29, 2022	Planning and Economic Development	2022 Victoria Day Celebration Cancellation (City Wide)	https://www.hamilton.ca/sites/default/files/media/browser/2022-05-02/comms-update-2022-victoria-day-celebration-cancellation.pdf
May 2, 2022	Corporate Services	Municipal Election – Council Member Policies and By-Law	https://www.hamilton.ca/sites/default/files/media/browser/2022-05-03/comms-update-2022-municipal-election-by-law-policies.pdf
May 2, 2022	Public Works	Chedoke Creek Remediation Website - HW.22.02 (City Wide)	https://www.hamilton.ca/sites/default/files/media/browser/2022-05-02/comms-update-pw-chedoke-creek-remediation-website-may22.pdf
May 2, 2022	Planning and Economic Development	GRIDS 2 / MCR – draft MCR Official Plan Amendment available for review and reminder of upcoming Open House and Public Meeting (City Wide)	https://www.hamilton.ca/sites/default/files/media/browser/2022-05-06/comm-update-grids2-mcr-draft-opa-available-and-upcoming-open-house-reminder.pdf

May 3, 2022	Public Works	Waste-Free Ontario Act – Status of Blue Box Program Transition (WM22001) (City Wide)	https://www.hamilton.ca/sites/default/files/media/browser/2022-05-05/comms-update-waste-free-ontario-act-status-blue-box-program-transitionwm22001city_wide.pdf
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Authority: Item 5, Public Works Committee
Report 21-014
CM: October 13, 2021
Ward: 2, 4, 12
Bill No. 108

CITY OF HAMILTON

BY-LAW NO. 22-

A By-law to Amend By-law No. 12-031, a By-law for Responsible Animal Ownership and to Repeal By-law No. 12-220

WHEREAS Council enacted a by-law for responsible animal ownership being City of Hamilton By-law 12-031;

AND WHEREAS Council considers it desirable to amend By-law 12-031 to add and remove locations where a dog may be unleashed under subsection 7.4(a) of By-law 12-031;

NOW THEREFORE the Council of the City enacts as follows:

1. The amendments in this By-law include any necessary grammatical, numbering and letting changes.
2. Subsection 7.4(a) of By-law 12-031 is amended by adding, the following to the list of locations where a dog may be unleashed:
 - (a) Globe Park Dog Park (2199 Brampton Street, Hamilton), as shown in Appendix 2 on Map F, from 6:00 a.m. to 11:00 p.m. every day;
 - (b) Rail Trail Dog Park (Escarpment Rail Trail off Corktown Park, 180 Victoria Avenue South, Hamilton), as shown in Appendix 2, Map G, from 7:00 a.m. to 9:00 p.m. every day;
 - (c) Ward 2 Temporary Free Running Area (371 Wellington Street North), as shown in Appendix 2, Map H, from 6:00 a.m. to 11:00 p.m. every day;
3. Subsection 7.4 (a) of By-law 12-031 is amended by removing the following location from the list of places where a dog may be unleashed:
 - (a) Strachan Street General Open Space (Ward 2 – a portion of the East end of 51-134 Strachan Street), as shown in the attached Appendix 2 on Map F, from 6:00 a.m. to 11:00 p.m. every day;
4. Appendix 2 of By-law 12-031 is amended by removing Map F from Appendix 2.
5. Appendix 2 of By-law 12-031 is amended by adding Map F (attached as Schedule 1), Map G (attached as Schedule 2) and Map H (attached as Schedule 3) after Map E.

6. That in all other respects, By-law 12-031 is confirmed;
7. That By-law 12-220, to Amend By-law No. 12-031, a By-law for Responsible Animal Ownership, be repealed in its entirety; and
8. That the provisions of this by-law shall become effective on the date passed by Council.

PASSED this 11th day of May, 2022.

F. Eisenberger
Mayor

A. Holland
City Clerk

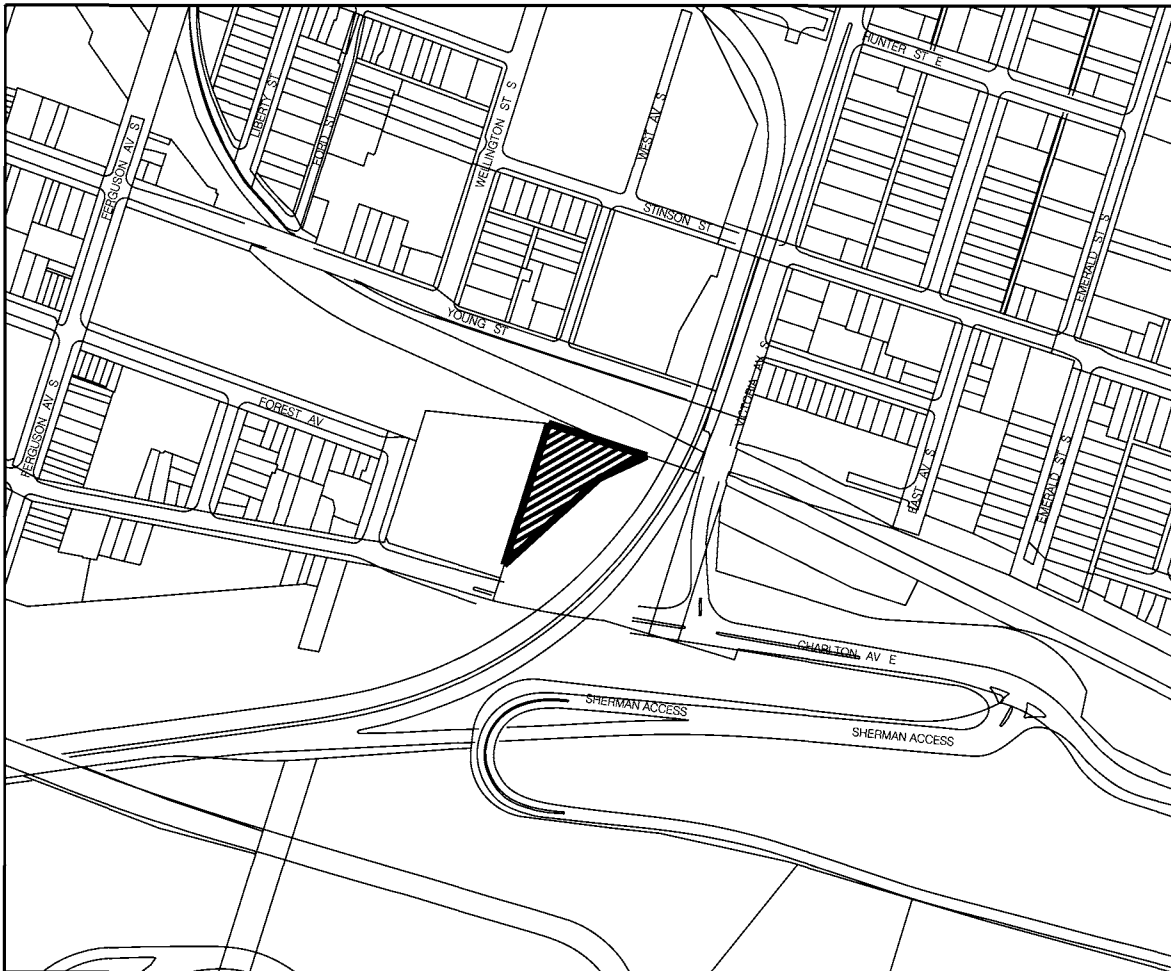


 Leash Free Area

City of Hamilton
Ward 4
Globe Leash Free Dog Park

CITY OF HAMILTON
Public Works Department
Acting General Manager, Craig Murdoch

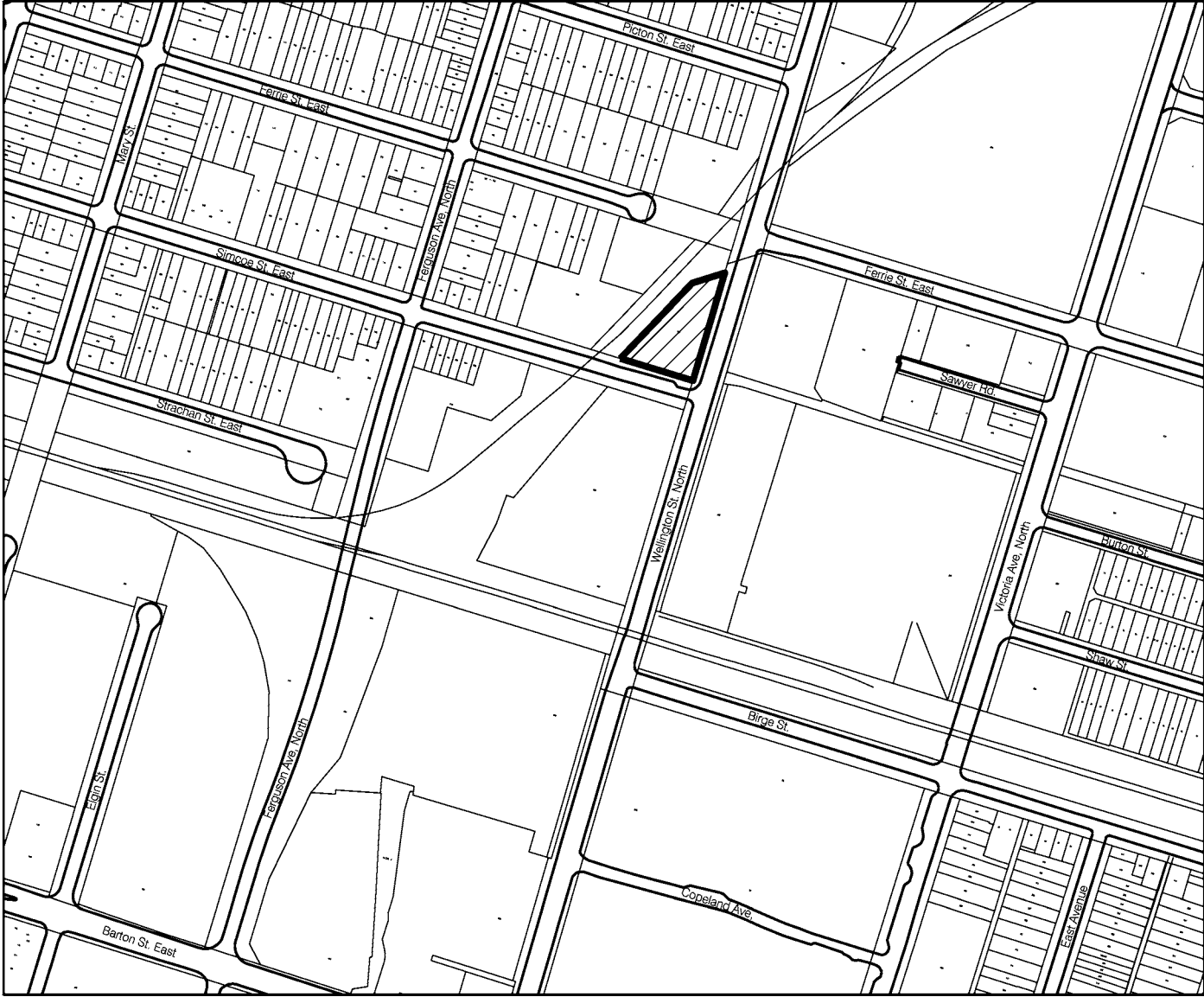
April 2022



City of Hamilton
Ward 2
Rail Trail Leash Free Dog Park

CITY OF HAMILTON
Public Works Department Acting
General Manager, Craig Murdoch

April, 2022



Leash Free - Free Running Area

City of Hamilton

**Ward 2 Temporary Leash Free - Free Running Area
In Jackie Washington Rotary Park**

**CITY OF
HAMILTON**

Public Works Department
General Manager, Craig Murdoch

March 2022

Authority: Item 14, Committee of the Whole
 Report 01-003 (FCS01007)
 CM: February 6, 2001
 Ward: 2,3,4,7,12,13

Bill No. 109

**CITY OF HAMILTON
 BY-LAW NO. 22-**

**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
6 - Time Limit	E	Avalon Place	North	Arthur Avenue South to Burris Street	1 hr	Anytime	Any day	Adding
Schedule	Section	Highway	Side	Location		Times		Adding/ Deleting
8 - No Parking	G	East 25th	West	from 128.3m south of Concession to 32m southerly		8:00 a.m. to 6:00 p.m. Monday to Saturday		Deleting
8 - No Parking	E	Sheaffe	South	Park to easterly end		Anytime		Deleting
8 - No Parking	A	Dalley Drive	North	Wilson Street East to Cait Court		Anytime		Adding

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

Page 2 of 3

8 - No Parking	A	Dalley Drive	South	Wilson Street East to Mansfield Drive	Anytime	Adding
8 - No Parking	A	Dalley Drive	South	Mansfield Drive to Cait Court	9:00 a.m. to 5:00 p.m.	Adding
8 - No Parking	G	East 25th Street	West	132 metres south of Concession Street to 30 metres south thereof	8:00 a.m. to 6:00 p.m.	Adding
8 - No Parking	B	Linington Trail	East	118 meters west and north of the south intersection with Newcombe Road to 6 metres north thereof	Anytime	Adding
8 - No Parking	E	Sheaffe Street	Both	Park Street to easterly end, including the cul-de-sac	Anytime	Adding

Schedule	Section	Highway	Side	Location	Times	Adding/Deleting
12 - Permit	E	Adams St.	West	43m south of Cannon St. to 6m southerly	Anytime	Deleting
12 - Permit	E	Monterey Ave.	North	12m west of Rodgers Rd. to 6m west thereof	Anytime	Deleting
12 - Permit	E	East 19th Street	East	60 metres north of Queensdale Avenue East to 6 metres north thereof	Anytime	Adding

Schedule	Section	Highway	Side	Location	Times	Adding/Deleting
13 - No Stopping	E	Sheaffe	North	from 18.6m east of Park to 9m easterly	Anytime	Deleting

Schedule	Section	Highway	Side	Location	Times	Adding/Deleting
14 - Wheelchair LZ	E	Cumberland Avenue	South	89 metres east of Blake Street to 7 metres east thereof	8:00 a.m. to 6:00 p.m., Monday to Friday	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.

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

Page 3 of 3

3. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 11th day of May, 2022.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 10

Bill No. 110

CITY OF HAMILTON

BY-LAW NO. 22-

Respecting Removal of Part Lot Control

Part of Block 1, Registered Plan No. 62M-1283, municipally known as 1288 Baseline Road, Stoney Creek

WHEREAS the sub-section 50(5) of the *Planning Act*, (R.S.O. 1990, Chapter P.13, as amended, establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS sub-section 50(7) of the *Planning Act*, provides as follows:

“(7) **Designation of lands not subject to part lot control.** -- Despite Subsection (5), the council of a local municipality may by by-law provide that Subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.”

AND WHEREAS the Council of the City of Hamilton is desirous of enacting such a by-law with respect to the lands hereinafter described;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of creating 60 Parcels of Tied Land (POTL's) for street townhouse dwellings and back to back townhouse dwellings, shown as Parts 1 to 60 inclusive, 22 access and maintenance easements (Parts 62 to 77 inclusive, and Parts 79 to 84 inclusive) and condominium common elements including a private road network, visitor parking, sidewalks, amenities, and an amenity area (Parts 61 and 78) as shown on Deposited Reference Plan 62R-21862, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Part of Block 1, Registered Plan No. 62M-1283, 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 11th day of May 2024.

PASSED this 11th day of May, 2022.

F. Eisenberger
Mayor

A. Holland
City Clerk

PLC-22-004

Authority: Item 1, Planning Committee
Report 22-007 (PED22102)
CM: May 11, 2022
Ward: City Wide
Bill No. 111

CITY OF HAMILTON

BY LAW NO. 22-

To Amend By-law No. 21-207, being a By-law to Regulate Public Notices at Infill Construction Sites

WHEREAS Council deems it necessary to amend By-law No. 21-207 for housekeeping purposes;

NOW, THEREFORE, the Council of the City of Hamilton enacts as follows:

1. The amendments in this By-law include any necessary grammatical, numbering and lettering changes.
2. That the title of By-law No. 21-207 be amended by removing the word “Public” and adding the word “Information” as follows:

A By-law to Regulate Information Notices at Infill Construction Sites

3. That the definition of “By-law” in section 1.1 of By-law No. 21-207 be repealed and replaced with the following:

“**By-law**” means this By-law, to Regulate Information Notices at Infill Construction Sites

4. That section 3.12 of By-law No. 21-207 be repealed and replaced with the following:

In the case of a Demolition Declaration Form, the Chief Building Official shall deliver the Information Notice Template to the Declarant in the manner prescribed by the Chief Building Official within two business days of the later of the following dates:

- a) the date of issuance of the Infill Housing Demolition Permit by the Chief Building Official; or
 - b) the date of receipt of the completed Demolition Declaration Form to the Chief Building Official’s satisfaction.
5. That section 3.13 of By-law 21-207 be repealed and replaced with the following:

In the case of a Construction Declaration Form, the Chief Building Official shall deliver the Information Notice Template to the Declarant in the manner prescribed by the Chief Building Official within two business days of the later of the following dates:

- (a) the date of issuance of the Infill Housing Construction Permit by the Chief Building Official; or
 - (b) the date of receipt of the completed Construction Declaration Form to the Chief Building Official's satisfaction.
6. That section 3.17 of By-law No. 21-207 be amended by deleting the phrase “at least five business days”.
 7. That section 3.18 of By-law No. 21-207 be amended by deleting the phrase “within five business days of the” and replacing it with “prior to”.
 8. That the following section be added to By-law No. 21-207 after section 4.5:

4.6 Every person who contravenes any provision of this By-law is guilty of an offence and upon conviction is liable to a fine as provided for by the *Provincial Offences Act*, R.S.O. 1990, Chapter P. 33, as amended.
 9. In all other respects, By-law No. 21-207 is confirmed in force.
 10. This By-law comes into force on May 11, 2022.

PASSED this 11th day of May, 2022.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 2, Planning Committee
Report 22-007 (PED22099)
CM: May 11, 2022
Ward: City Wide
Bill No. 112

**CITY OF HAMILTON
BY-LAW NO. 22-**

**Respecting the Appointments of a Chief Building Official, Deputies and
Inspectors, and to Repeal By-law No. 22-041**

WHEREAS section 3 of the *Building Code Act, 1992*, S.O. 1992, c. 23 (the "*Building Code Act, 1992*") provides for the appointment of a Chief Building Official and Inspectors, and section 77 of the *Legislation Act, 2006*, S.O. 2006, c. 21, Schedule F. (the "*Legislation Act, 2006*") provides for the appointment of Deputies;

AND WHEREAS section 23.1 of the *Municipal Act, 2001*, S.O. 2001, c. 25 (the "*Municipal Act, 2001*") authorizes a municipality to delegate its powers and duties;

AND WHEREAS Council deems it necessary to provide for the appointment of a Chief Building Official, Deputy Chief Building Officials, to assist in carrying out the duties of the Chief Building Official, and Inspectors;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. (a) The following person is appointed Chief Building Official and Inspector for the purposes of the *Building Code Act, 1992*:

Alan Shaw
- (b) The Chief Building Official has all the power and duties of such office assigned by statute and under by-laws of the City of Hamilton, including any by-law of the former area municipalities comprising the City that remains in force.
2. (a) The following persons are appointed Deputy Chief Building Officials and Inspectors for the purposes of the *Building Code Act, 1992*:
 - (i) Jorge M. Caetano;
 - (ii) Bob Nuttall;
 - (iii) Dio Ortiz, P. Eng.; and
 - (iv) Wai Shing George Wong
- (b) As directed by the Chief Building Official or when the Chief Building Official is absent, the Deputies listed in subsection (a) may perform and have all the powers and duties of the Chief Building Official.

- (c) For the purposes of this section, “absent” includes when the Chief Building Official is ill or unavailable for any reason, or when the office is vacant.
3. The Chief Building Official is authorized to carry out the administrative function of appointing Inspectors, including the function of revoking such appointments, under section 3 of the *Building Code Act, 1992*, subject to the following conditions:
 - (a) the Chief Building Official maintains an up-to-date list of Inspectors; and
 - (b) prior to their appointment, each candidate for appointment hold the necessary legislated qualifications for an Inspector.
 4. The appointments made under the authority of this by-law shall terminate at the earliest of one of the following dates:
 - (a) the date the person appointed ceases to be an employee of the City of Hamilton;
 - (b) the date this by-law is repealed or amended to delete the person’s name from the by-law; or
 - (c) the date the person’s name is deleted from the list of Inspectors maintained by the Chief Building Official under section 3 of this by-law.
 5. City of Hamilton By-law No. 22-041 is repealed.
 6. This by-law comes into force on May 30, 2022.

PASSED this 11th day of May, 2022.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 3, Planning Committee
Report 22-007 (PED22073)
CM: May 11, 2022
Ward: 11

Bill No. 113

CITY OF HAMILTON

BY-LAW NO. 22-

To Amend Zoning By-law No. 05-200 Respecting Lands Located at 9270 Haldibrook Road

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 S.O. 1999, Chap. 14;

WHEREAS, THE City of Hamilton is the lawful successor of the former Municipalities identified in Section 1.7 of By-law No. 05-200;

WHEREAS, the first stage of Zoning By-law, being By-law No. 05-200 came into force and effect on the 25th day of May 2005;

WHEREAS, the Council of the City of Hamilton, in adopting Item 3 of Report 22-007 of the Planning Committee, at its meeting held on the 11th day of May, 2022, which recommended that Zoning By-law No. 05-200 be amended as hereinafter provided;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That Map Nos. 201 and 209 of Schedule "A" to Zoning By-law No. 05-200 are amended by changing the zoning from the Agriculture (A1) Zone to the Agriculture (A1, 118) Zone and Agriculture (A1, 770) Zone for the lands attached as Schedule "A" to this By-law.
2. That Schedule "C" Special Exceptions is amended by modifying special exception, 118 with the following:
 - a) Adding reference to "9350 Haldibrook Road" and "Map 201, 209" to the Property Address and Map Number table as follows:

Property Address	Map Numbers
9350 Haldibrook Road	201, 209

- b) Adding subsection e) as follows:
 - "e) The following regulations shall also apply for the property located at 9350 Haldibrook Road:
 - i) Notwithstanding Subsection 12.1.3.1 a), the minimum lot area shall be 32.0 hectares."
3. That Schedule "C" Special Exceptions of By-law No. 05-200 is amended by adding an additional exception, as follows:

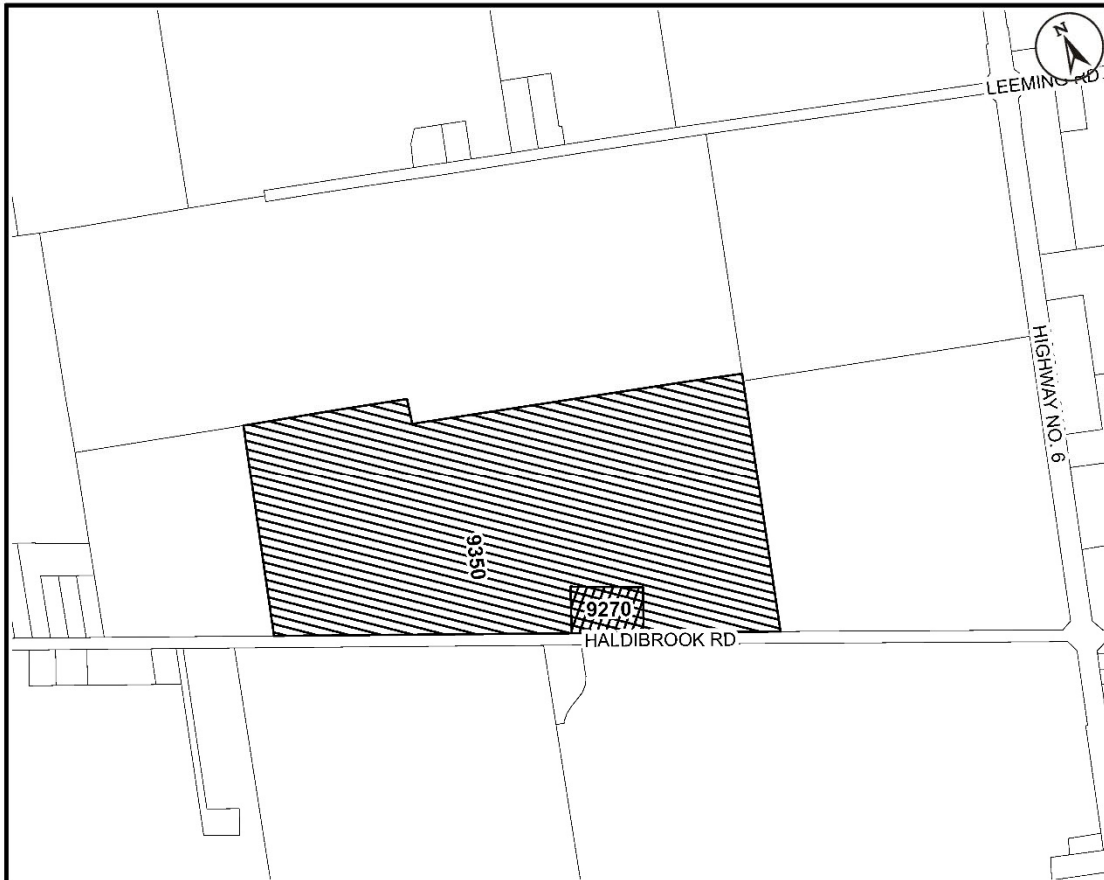
- “770. Within the lands zoned Agriculture (A1, 770) Zone, and identified on Map Nos. 201 and 209 of Schedule “A” Zoning Maps and described as 9270 Haldibrook Road, the following special provisions shall apply:
- i) Notwithstanding Section 12.1.3.3 (d), the minimum front yard setback shall be 6 metres; and,
 - ii) Notwithstanding Section 4.8.1.2 (b), the aggregate Gross Floor Area of all Accessory Buildings shall not exceed 325 square metres.”
4. 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*.
5. That this By-law No. 22-113 shall come into force and deemed to come into force in accordance with Subsection 34(21) of the *Planning Act*, either upon the date of passage of the By-law, or as otherwise provided by the said Subsection.

PASSED this 11th day of May, 2022

F. Eisenberger
Mayor

A. Holland
City Clerk

ZAA-22-006



This is Schedule "A" to By-law No. 22- Passed the day of, 2022	----- <p style="text-align: center;">Mayor</p> ----- <p style="text-align: center;">Clerk</p> -----
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<h2 style="margin: 0;">Schedule "A"</h2> <p style="margin: 5px 0;">Map forming Part of By-law No. 22-_____</p> <p style="margin: 5px 0;">to Amend By-law No. 05-200 Map RU201, 209</p>	<p>Subject Property</p> <p>9270 and 9350 Haldibrook Road, Glanbrook (Ward 11)</p> <ul style="list-style-type: none"> Change in Zoning from Agriculture (A1) Zone to Agriculture (A1, 118) Zone Change in Zoning from Agriculture (A1) Zone to Agriculture (A1, 770) Zone
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Scale: N.T.S.	File Name/Number: ZAA-22-006	
Date: March 2, 2022	Planner/Technician: AB/AL	
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT		

Authority: Item 4, Planning Committee
Report 22-007 (PED22087)
CM: May 11, 2022
Ward: 11

Bill No. 114

CITY OF HAMILTON

BY-LAW NO. 22-

To Amend Zoning By-law No. 05-200, Respecting Lands Located at 1640 Trinity Church Road, Glanbrook

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 S.O. 1999, Chap. 14;

WHEREAS, the City of Hamilton is the lawful successor of the former Municipalities identified in Section 1.7 of By-law No. 05-200;

WHEREAS, the first stage of Zoning By-law, being By-law No. 05-200 came into force and effect on the 25th day of May 2005; and

AND WHEREAS the Council of the City of Hamilton, in adopting Item 4 of Meeting 22-007 of the Planning Committee at its meeting held on the 11th day of May, 2022, which recommended that Zoning By-law No. 05-200, be amended as hereinafter provided; and,

AND WHEREAS this By-law is in conformity with the Rural Hamilton Official Plan;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That Map No. 192 of Schedule "A" to Zoning By-law No. 05-200 is amended by changing the zoning from the Agriculture (A1) Zone to the Agriculture (A1, 118) Zone, and from the Conservation/Hazard Land-Rural (P7) Zone and Conservation/Hazard Land-Rural (P8) Zone to the Conservation/Hazard Land-Rural (P7, 773) Zone and Conservation/Hazard Land-Rural (P8, 773) Zone, the extent and boundaries of which are shown on Schedule "A" annexed hereto and forming part of this By-law.

That Schedule "C" Special Exceptions is amended by modifying special exception, 118 with the following:

- a) Adding reference to "1640 Trinity Church Road" and "Map 192" to the Property Address and Map Number table as follows:

Property Address	Map Number
1640 Trinity Church Road	192

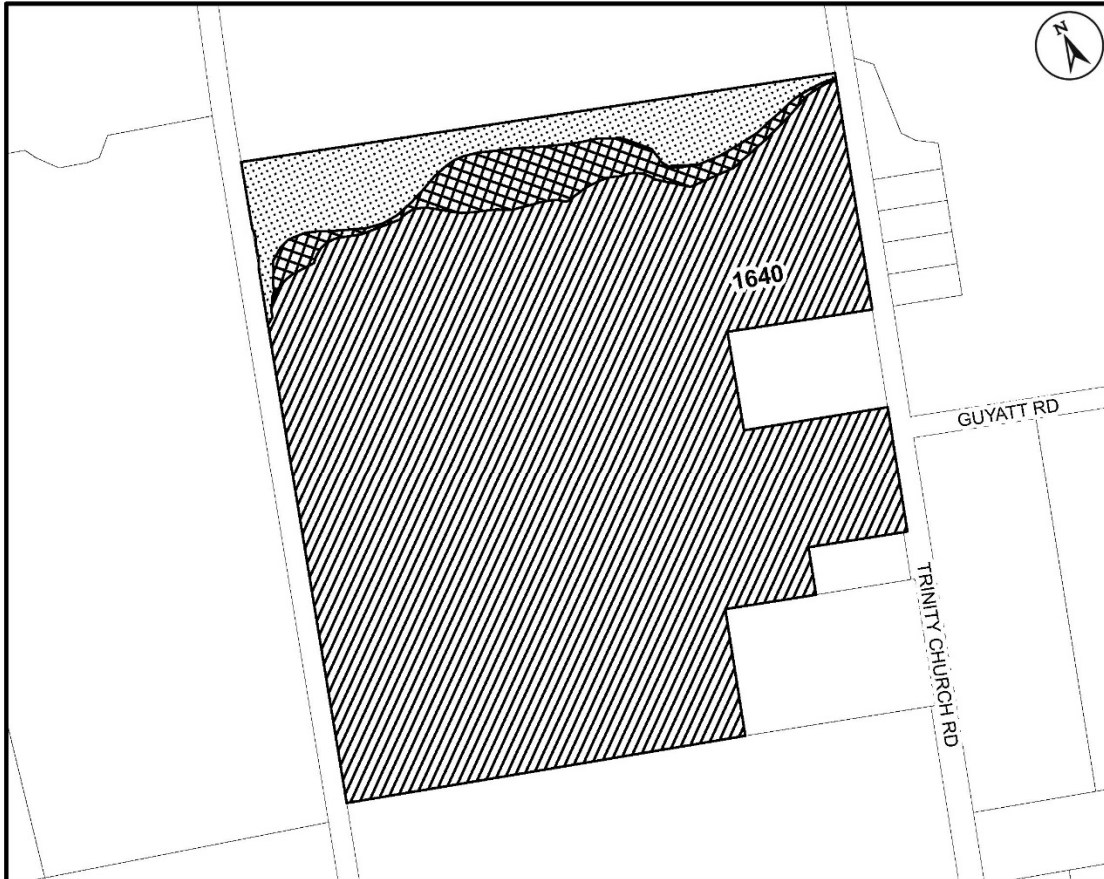
- b) Adding subsection e) as follows:
- “e) The following regulations shall also apply for the property located at 1640 Trinity Church Road:
- i) Notwithstanding Subsection 12.1.3.1 a), the minimum lot area shall be 35.8 hectares.”
2. That Schedule “C” Special Exceptions of By-law No. 05-200 is amended by adding an additional exception, as follows:
- “773. Within the lands zoned Conservation/Hazard Land-Rural (P7, 773) Zone and Conservation/Hazard Land-Rural (P8, 773) Zone on Map No. 192 of Schedule “A” Zoning Maps and described as 1640 Trinity Church Road, the following special provisions shall apply:
- i) Notwithstanding Section 12.1.1, a single detached dwelling and residential care facility shall be prohibited; and,
- ii) Notwithstanding Section 12.1.3.1 a), the minimum lot area shall be 35.8 hectares.
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 this By-law No. 22-114 shall come into force and deemed to come into force in accordance with Subsection 34(21) of the *Planning Act*, either upon the date of passage of the By-law, or as otherwise provided by the said Subsection.

PASSED this 11th day of May, 2022

F. Eisenberger
Mayor

A. Holland
City Clerk

ZAA-22-010



<p>This is Schedule "A" to By-law No. 22-</p> <p>Passed the day of, 2022</p>	<p>-----</p> <p style="text-align: center;">Mayor</p> <p>-----</p> <p style="text-align: center;">Clerk</p>
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<h2 style="margin: 0;">Schedule "A"</h2> <p style="margin: 5px 0;">Map forming Part of By-law No. 22-_____</p> <p style="margin: 5px 0;">to Amend By-law No. 05-200 Map 192</p>		<p>Subject Property</p> <p>1640 Trinity Church Road</p> <ul style="list-style-type: none"> <li style="margin-bottom: 10px;"> Block 1 – Change in Zoning from Agriculture (A1) Zone to Agriculture (A1, 118) Zone <li style="margin-bottom: 10px;"> Block 2 – Change in Zoning from Conservation/ Hazard Land-Rural (P7) Zone to Conservation/ Hazard Land-Rural (P7, 773) Zone Block 3 - Change in Zoning from Conservation/ Hazard Land-Rural (P8) Zone to Conservation/ Hazard Land-Rural (P8, 773) Zone
<p>Scale: N.T.S</p>	<p>File Name/Number: ZAA-22-010</p>	
<p>Date: March 29, 2022</p>	<p>Planner/Technician: CT/VS</p>	
<p>PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT</p>		

Authority: Item 31, Economic Development and
Planning Committee Report: 06-005
CM: April 12, 2006
Ward: 13

Bill No. 115

**CITY OF HAMILTON
BY-LAW NO. 22-**

**To Amend Zoning By-law No. 3581-86
Respecting Lands Located at 71 Main Street and 10 Baldwin Street, Dundas**

WHEREAS the *City of Hamilton Act, 1999*, Statutes of Ontario, 1999 Chap.14, Sch. 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 area 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 of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

AND WHEREAS Zoning By-law No. 3581-86 (Dundas) was enacted on the 22nd day of May, 1986, and approved by the Ontario Municipal Board on the 10th day of May, 1988;

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;

AND WHEREAS this By-law is in conformity with the Urban Hamilton Official Plan, approved by the Ontario Municipal Board on August 16, 2013.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That Schedule "A" appended to and forming part of By-law No. 3581-86 (Dundas) as amended by By-law No. 15-299, is hereby further amended by changing the zoning from the Holding - Medium to High Density Multiple Dwelling Zone (H-RM3/S-129) and Holding - Medium to High Density Multiple Dwelling Zone (H-RM3/S-130) to the Medium to High Density Multiple Dwelling Zone (RM3/S-129) and Medium to High Density Multiple Dwelling Zone (RM3/S-130) on the lands the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

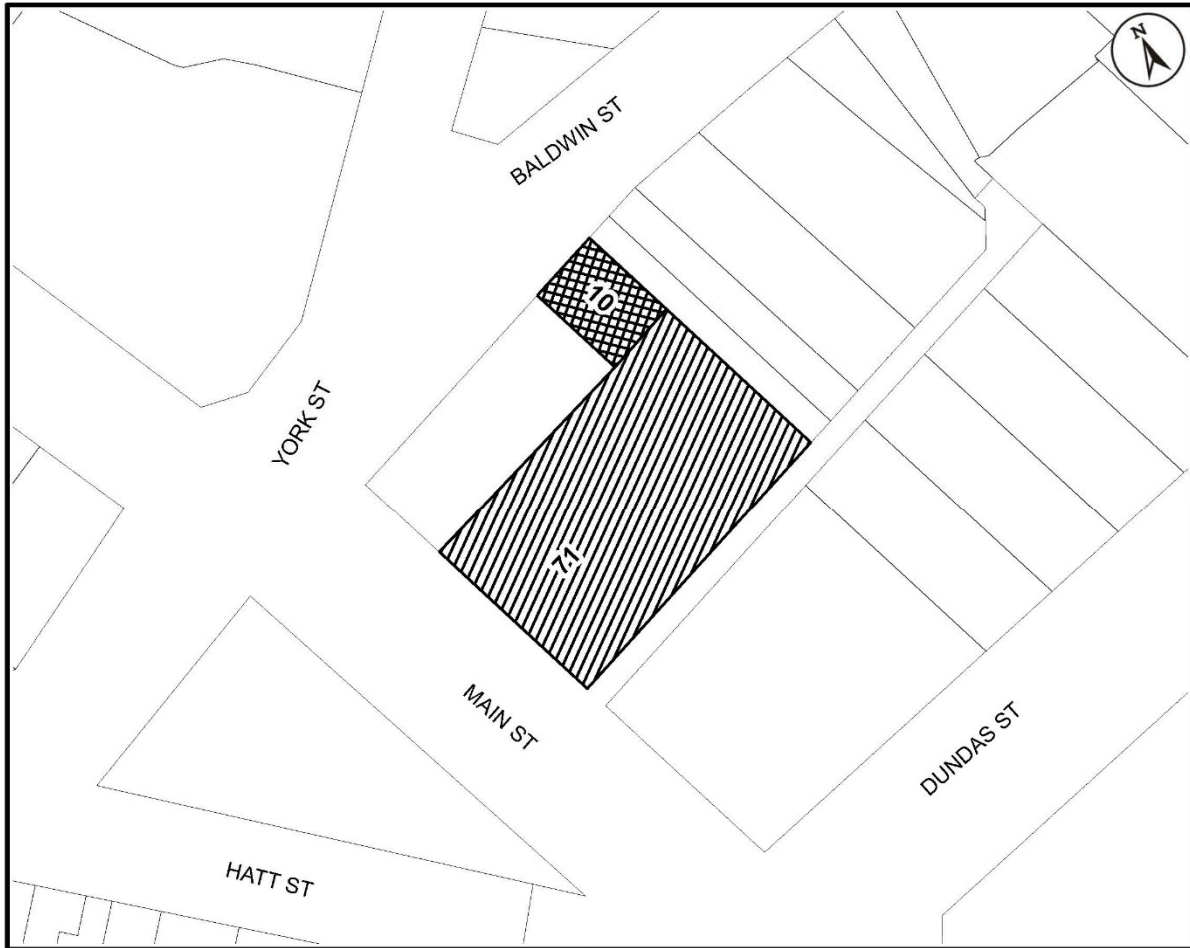
2. That no building or structure shall be erected, altered, extended, or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the Medium to High Density Multiple Dwelling Zone (RM3/S-129) and Medium to High Density Multiple Dwelling Zone (RM3/S-130) provisions applicable to the lands shown on the hereto annexed Schedule "A".
3. 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 11th day of May, 2022.

F. Eisenberger
Mayor

A. Holland
City Clerk

ZAH-21-037



This is Schedule "A" to By-law No. 22- Passed the day of, 2022	----- <p style="text-align: center;">Mayor</p> ----- <p style="text-align: center;">Clerk</p>
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<h2 style="margin: 0;">Schedule "A"</h2> <p style="margin: 10px 0 0 0;">Map forming Part of By-law No. 22-_____</p> <p style="margin: 0 0 0 0;">to Amend By-law No. 3581-86</p>	<p>Subject Property 71 Main Street and 10 Baldwin Street</p> <p> Block 1 - Holding – Medium to High Density Multiple Dwelling Zone (H-RM3/S-129) to Medium to High Density Multiple Dwelling Zone (RM3/S-129)</p> <p> Block 2 - Holding Medium to High Density Multiple Dwelling Zone (H-RM3/S-130) to Medium to High Density Multiple Dwelling Zone (RM3/S-130)</p>
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Scale: N.T.S	File Name/Number: ZAH-21-037	
Date: May 2, 2022	Planner/Technician: MK/AL	
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT		

CITY OF HAMILTON

BY-LAW NO. 22-

To Confirm the Proceedings of City Council at its meeting held on May 11, 2022.

**THE COUNCIL OF THE
CITY OF HAMILTON
ENACTS AS FOLLOWS:**

1. The Action of City Council at its meeting held on the 11th day of May 2022, in respect of each recommendation contained in

Board of Health Report 22-005 – May 2, 2022,
Public Works Committee Report 22-007 – May 2, 2022,
Planning Committee Report 22-007 – May 3, 2022
General Issues Committee Report 22-009 – May 4, 2022,
and
Emergency & Community Services Committee Report 22-007 – May 5, 2022

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 11th day of May, 2022.

F. Eisenberger
Mayor

A. Holland
City Clerk