



CITY COUNCIL MINUTES 25-001

9:30 a.m.

January 22, 2025
Council Chamber (Hybrid)
Hamilton City Hall
71 Main Street West

Present: Mayor A. Horwath
Deputy Mayor M. Tadeson
Councillors B. Clark, C. Cassar, J. Beattie, E. Pauls, M. Francis, T. Hwang,
T. McMeekin, J.P. Danko, C. Kroetsch, T. Jackson, M. Spadafora, N. Nann
(Virtually), A. Wilson and M. Wilson.

Mayor Horwath called the meeting to order at 9:31 a.m. 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

(Kroetsch/Cassar)

That the agenda for the January 22, 2025 meeting of Council be approved, as presented.

CARRIED

DECLARATIONS OF INTEREST

Councillor Kroetsch declared a non-disqualifying to Item 14.5 respecting Encampment Litigation Update (LS20023(e)), considered at February 1, 2023 General Issues Committee meeting (Item 9 of the General Issues Committee Report 23-006 considered at the February 8, 2023, Council meeting), as his views on this matter were well known before this litigation commenced and his relationships to Ashley Wilson and Wade Poziomka (Legal Counsel for the applicants in the encampment litigation) would, in no way, prejudice or influence his decision making or participation in discussions on this matter.

Councillor Kroetsch declared a non-disqualifying interest to Item 14.4 respecting Privileged Solicitor-Client Encampment Litigation (LS20023(f)), considered at March 22, 2023 General Issues Committee meeting (Item 19 of the General Issues Committee Report 23-010 considered at the March 29, 2023, Council meeting), as his views on this matter were well known before this litigation commenced and his relationships to Ashley Wilson and Wade Poziomka (Legal Counsel for the applicants in the encampment litigation) would, in no way, prejudice or influence his decision making or participation in discussions on this matter.

Councillor Kroetsch declared a non-disqualifying interest to Item 11.2 respecting Encampment Litigation Update (LS20023(i)), considered at May 22, 2024 Council meeting, as his views on this matter were well known before this litigation commenced and his relationships to Ashley Wilson and Wade Poziomka (Legal Counsel for the applicants in the encampment litigation) would, in no way, prejudice or influence his decision making or participation in discussions on this matter.

Councillor B. Clark declared a non-disqualifying interest to Minute Item 7.5 of the General Issues Committee Minutes, GIC 25-001 (Agenda Item 7.2) respecting Report HSC25008, concerning the Encampment Response Update - October to December 2024, as he referred Wade Poziomka to a Ward 9 community group experiencing an ongoing environmental issue.

Councillor B. Clark declared a non-disqualifying interest to Minute Item 9.2 of the General Issues Committee Minutes, GIC 25-001 (Agenda Item 7.2) respecting Rescinding of City of Hamilton Encampment Protocol – REVISED, as he referred Wade Poziomka to a Ward 9 community group experiencing an ongoing environmental issue.

Councillor J.P. Danko declared a non-disqualifying interest to the Public Health Sub-Committee Minutes, PHSC 25-001 (Agenda Item 7.5), as his wife is a member of the Sub-Committee.

Councillor M. Spadafora declared a disqualifying interest to Minute Item 8.5 of the General Issues Committee Minutes, GIC 25-001 (Agenda Item 7.2) respecting Report FCS25001, respecting 2025 Tax Supported User Fees (City Wide), as he has an interest in a hockey organization and renting facility ice time.

Councillor M. Spadafora declared a non-disqualifying interest to Agenda Item 9.3 respecting Chedoke Twin Pad Arena Sound Upgrades (Ward 14 Infrastructure Upgrade Via Area Rating Discretionary Account #3302109014), as he has an interest in a hockey organization and rents facility ice time, however, an upgrade to the sound system would not solely benefit a hockey organization.

Mayor A. Horwath declared a disqualifying interest to Minute Item 8.10 of the General Issues Committee Minutes, GIC 25-001 (Agenda Item 7.2) respecting Report FCS25009, respecting Proposed Amendments to the Timelines for the Vacant Unit Tax Program, as she has a property with a vacant unit.

CEREMONIAL ACTIVITIES

4.1 Staff Commendations – Tourism and Culture Team

Marnie Cluckie, City Manager recognized the outstanding contribution of staff across Creative Industries and Cultural Development, Public Art and Placemaking, Tourism and Events, and Heritage Resource Management, all under the leadership of Acting Director of Tourism and Culture, Lisa Abbott, and Acting General Manager Steve Robichaud. The efforts of these teams have truly helped to position Hamilton as a premier tourism destination.

We thank the Tourism and Culture team managers Kim Adrovez, Peter Fortune, and Ryan McHugh for their passion and dedication, which has helped put Hamilton on the map.

In 2024, our Tourism and Culture team received numerous accolades and awards. Festival & Events Ontario named Hamilton the 2024 Municipality of the Year, a testament to our city's success in producing, funding, and promoting festivals and events.

Additionally, the Re-enactment of the Battle of Stoney Creek and Hamilton Winterfest were recognized among the Top 100 Festival & Events by Festival & Events Ontario. The Re-enactment of the Battle of Stoney Creek event drew over 10,600 attendees who participated and learned about history through Indigenous games at the Battlefield Museum and National Historic Site. Hamilton Winterfest brought vibrancy to our city in February, thanks to a collaboration with the City and Cobalt Connects Creativity. It was also a big year for Sports Tourism, with Sport Tourism Canada awarding the 110th Grey Cup Festival with the Canadian Event of the Year. The Grey Cup welcomed over 223,000 attendees and 33,835 visitors, generating an estimated \$20.8 million in visitor spending.

The City of Hamilton is also proud to receive the Partnership & Collaboration Award from the Southern Ontario Tourism Conference for the "Your Summer Playground" Campaign. This successful initiative, which included many local partners and social influencers, highlighted our region's unique offerings and inspired travellers to explore and enjoy vibrant summer activities.

Beyond these major accolades, several initiatives received honourable mentions. The Hamilton Civic Museum's digital project, "Stories of Migration and Belonging" was recognized for Excellence in Community Engagement. Magnolia Hall earned an Honourable Mention in the 2024 Architecture Master Prize Awards for its stunning adaptive reuse of St. Mark's Church. Lastly, the Visitor Experience Centre was named an Innovator of the Year finalist by the Tourism Industry Association of Canada. These achievements are a result of Council's unwavering support and the collective efforts of divisions across the City of Hamilton.

4.2 Staff Commendations – Economic Development Team

Marnie Cluckie, City Manager recognized the outstanding achievements of our Economic Development staff in strengthening Hamilton’s reputation as a leader in economic development and investment.

The City of Hamilton has once again been named one of Canada’s Top 20 Investment Locations by *Site Selection Magazine*. This recognition underscores our City’s strategic location, skilled workforce, and thriving innovation ecosystem—standing as a testament to the hard work and dedication of our Economic Development team under the leadership of Norm Schleeahan.

The Economic Development division has received the prestigious 2024 PlanON Award from the Ontario Professional Planners Institute. This award recognizes the success of Hamilton’s Environmental Remediation and Site Enhancement Community Improvement Plan, a program expertly led by Phil Caldwell, whose unwavering commitment to our commercial districts and small businesses continues to drive positive change in our community.

Ms. Cluckie extended congratulations to Judy Lam, who was named Brownfielder of the Year by the Canadian Brownfields Network at the 25th Annual Brownie Awards. Judy’s decade of service in revitalizing brownfield sites across Hamilton has been instrumental in transforming our landscape and unlocking new opportunities for growth and development.

The City of Hamilton has also been recognized by the International Economic Development Council (IEDC) with four prestigious awards, including two gold awards for excellence in marketing—one for Economic Development Week and another for our targeted business retention and attraction efforts in the agri-food and beverage manufacturing sector. Two bronze awards also recognized the success of our 2023 Newcomer Day event and the Global Startups Bootcamp program, which continues to foster entrepreneurship and innovation on an international scale.

These accolades not only reflect the talent and dedication of our Economic Development team but also demonstrate Hamilton’s ongoing commitment to economic growth, sustainability, and inclusivity.

APPROVAL OF MINUTES OF PREVIOUS MEETING
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5. December 11, 2024 (Item 5.1) and December 11, 2024 – Special (Item 5.2)

(McMeekin/Francis)

That the Minutes of the December 11, 2024 meetings of Council be approved, as presented.

CARRIED

ITEMS FOR INFORMATION**6.1 City of Hamilton Integrity Commissioner's Report Regarding Citation: Kroetsch, Cameron re Encampment Litigation Debate Participation - DGB-HamiltonICI-2024-14 dated January 3, 2025 and Addendum Report (Item 6.1 (a))****(Tadeson/Beattie)**

- (a) That the City of Hamilton Integrity Commissioner's Report Regarding Citation: Kroetsch, Cameron re Encampment Litigation Debate Participation - DGB-HamiltonICI-2024-14 dated January 3, 2025, be received; and
- (b) That the City of Hamilton Integrity Commissioner's Addendum Report Regarding Citation: Kroetsch, Cameron re Encampment Litigation Debate Participation - DGB-HamiltonICI-2024-14 dated January 3, 2025, be received.

CARRIED**COMMITTEE RECOMMENDATIONS****7.1 PC 25-001
Planning Committee minutes of the meeting held on January 14, 2025****(Hwang/Tadeson)**

That PC 25-001, being the minutes of the Planning Committee meeting held on Tuesday, January 14, 2025, be received and the recommendations contained therein be approved.

The recommendations contained in Minute Item 10.1, were voted on separately, as follows:

10.1 Feasibility on the Adoption and Enforcement of a By-law to Prohibit Protests at Places of Worship and Their Facilities

WHEREAS, section 10 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended provides that a Municipality may pass by-laws respecting: economic, social and environmental well-being of the Municipality; health, safety and well-being of persons; and the protection of persons and property;

WHEREAS, the Canadian Charter of Rights and Freedoms protects religious expression;

WHEREAS, places of worship provide a safe space for people to come together to express their religious beliefs;

WHEREAS, acts of violence and intimidation at or near places of worship create can cause people to be hesitant to exercise their rights due to fear and/or lack of safety;

WHEREAS, the City of Hamilton's Community Safety and Well-Being Plan aims to create the community conditions where everyone is safe and has a sense of belonging;

WHEREAS, the City of Hamilton is a place where diversity and inclusivity are embraced and celebrated;

WHEREAS, the City of Hamilton respects the right to peaceful protest as a fundamental freedom afforded to all individuals. However, it also recognizes that any acts of violence, threats of violence or vandalism in the course of a protest are not protected by the Canadian Charter of Rights and Freedoms;

THEREFORE, BE IT RESOLVED:

That staff be directed to prepare a report for Planning Committee's consideration no later than Q1 2025, on the feasibility of the City of Hamilton adopting and enforcing a by-law to prohibit protests at Places of Worship and their facilities— all while balancing the fundamental importance of freedom of expression and freedom of assembly, with the safety and well-being of community members accessing these places of worship and their facilities.

Result: Motion on Minute Item 10.1 of PC 25-001, CARRIED, by a vote of 15 to 1, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NO - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Result: Motion on the balance of PC 25-001, CARRIED, by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath

- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

7.2 GIC 25-001

General Issues Committee minutes of the meeting held on January 15, 2025

(Tadeson/Beattie)

- (a) That GIC 25-001, being the minutes of the General Issues Committee meeting held on Wednesday, January 15, 2025, be received and the recommendations contained therein, be approved, **as amended** by adding the following prior to Item 8. ITEMS FOR INFORMATION (Continued):

The Committee during Closed Session moved a motion to extend the meeting.

- (b) That the Correspondence from the following individuals respecting a Municipal Land Transfer Tax, which is in reference to Item 7.4 of the General Issues Committee minutes of January 15, 2025, Revenue Sources to Fund Council Priorities and Ongoing Operating and Capital Works (City Wide) (FCS24022(a)) (Item 7.2 (a)), be received:

- | | |
|----------------------------------|---------------------------|
| (a) Annalisa Jani | (v) Rocco Rao |
| (b) Michael Berger | (w) Stephen Hicks |
| (c) Carolyn Zaffuto | (x) Raymond Pelletier |
| (d) Steven Hill | (y) Michael Di Genova |
| (e) Peter D'Antonio | (z) Stephanie Huffman |
| (f) The D'Antonio Family | (aa) Rachel VanDuzer |
| (g) Cindy Cloutier | (ab) Henry DePellegrin |
| (h) Natalie Rendall | (ac) Andrew McCutchen |
| (i) Ashley Blais | (ad) Tara Todorovic |
| (j) Griff Jones | (ae) Sarah Donnelly |
| (k) Rose Cipriani | (af) Bradley G. Ellis |
| (l) Andrea Iavarone | (ag) Beverly Nyman |
| (m) Ian Newhouse | (ah) Danielle Connelly |
| (n) Soledad Cristina Mejia Gomez | (ai) Andrea Harley-Maddox |
| (o) Tashi Baburi | (aj) Karolina Zanon |
| (p) Lisa Prine | (ak) Ana Jedryk |
| (q) Artur Palej | (al) Nina & Andrew Morton |
| (r) Joanne Chiarelli | (am) Dan Macdonald |
| (s) John Roumanis | (an) Sandi Macdonald |
| (t) Krystal Pfau | (ao) Sandi Macdonald |
| (u) Erin Bowie | (ap) Mary-Anne Hooper |

(aq)	Michael and Jenn Richter, Double E Properties	(co)	Terry Rogers
(ar)	Melissa Stone	(cp)	Lisa Thompson
(as)	DD Crowley	(cq)	Katie Shaw
(at)	Jonah Santa-Barbara	(cr)	Jay Feth
(au)	JC Horvath	(cs)	Stacey Adamson
(av)	Kayla Zavarella	(ct)	Arald Tudoran
(aw)	Darlene Whitman	(cu)	Jessica Salas
(ax)	Alanna Gotziaman	(cv)	Mirjana Stanic
(ay)	Laura Gray	(cw)	Samantha Bendo
(az)	Maryann Hassani	(cx)	Anthony Godlewski
(ba)	Gbenga Bosede	(cy)	Lisa Bezemer
(bb)	Jodie Erwin	(cz)	Umar Altaf
(bc)	Mitali Thakore	(da)	Katie Richard
(bd)	Alina Radu	(db)	Chris Eyles
(be)	Coleen Bush	(dc)	Rob Kasowski
(bf)	Nikola Bucalo	(dd)	Kevin Ras
(bg)	Chris Dorsman	(de)	Tyler Russell
(bh)	Jennifer Jones	(df)	Kim Osborne
(bi)	Ashleigh Eardley	(dg)	Jessica Claus
(bj)	Noelly Rey	(dh)	Laurie Knudsen
(bk)	Alanna C. Stephen, Escarpment Law Group	(di)	Brittany Arsenault
(bl)	Paula Candido Ward	(dj)	Jim Ali
(bm)	John Brunton	(dk)	Olivia Rapson
(bn)	Marta Swiecki	(dl)	Katerina Wagner
(bo)	Ranjit Samra	(dm)	Colleen Joseph
(bp)	Deby Morrison	(dn)	Rajeev Cherian
(bq)	Erin Kittle	(do)	Alaina Evans
(br)	Rico Sacchini	(dp)	Cheryl Ledamun
(bs)	Sean Morrison	(dq)	Gary Heron
(bt)	Jason Pichette	(dr)	Priscilla Ankamah
(bu)	Debbie Parr	(ds)	Alok Chadha
(bv)	Lydia Lemus	(dt)	Justin Podmoroff
(bw)	Shannon Sullivan	(du)	Chrissy Walker
(bx)	Hannah Reinink	(dv)	Daniela Bordac
(by)	Natalie Stoltz	(dw)	Lisa Sandhar
(bz)	Guy D'Alesio	(dx)	Shawn Addison
(ca)	Charlie Robson	(dy)	Parteek Purba
(cb)	Bryden Tait	(dz)	Diana Faria Tragianis
(cc)	Chris and Les Sohar	(ea)	Jonathan Hutton
(cd)	Jonathan Veruyn	(eb)	Adam Landucci
(ce)	Kim MacLean	(ec)	Julie Sergi
(cf)	Charles Wah	(ed)	Michelle Dingwall
(cg)	Jason Scozzari	(ee)	Marnie Crompton
(ch)	Mike Chiarelli	(ef)	Samantha Lefebvre
(ci)	Phil Botting	(eg)	Brian Martinson
(cj)	Brittany Asquith	(eh)	Selma Brisebois
(ck)	Spencer D'Ippolito	(ei)	Jeannie Crawford
(cl)	Josh Perez	(ej)	Kimberly Hall
(cm)	Neil Quinto	(ek)	Kirby Reschny
(cn)	Adrian Hiscox	(el)	Fredene Plouffe
		(em)	Krista Hann

(en)	Justin Woolcott	(gl)	Barry Miller
(eo)	Stacey Birett	(gm)	Parth Jani
(ep)	Nardine Shehadeh	(gn)	Matthew Duffy
(eq)	Brad MaGarrey	(go)	Diane Price
(er)	Ian Birnie	(gp)	Olga Tavares
(es)	Monika Panz	(gq)	Olurotimi Bola
(et)	Trista and Billy Pozeg	(gr)	Jackie McGowan
(eu)	Kimberley Leone	(gs)	Phoebe Okereke
(ev)	Laurie Faber	(gt)	Jignesh Dave
(ew)	Kellen Miseferi	(gu)	Jap Arora
(ex)	Erin Pitt	(gv)	Vendy Volak
(ey)	Tina (Christine) Bellavia	(gw)	Kristina Kritikos
(ez)	Niusha Ghazban	(gx)	Nikroo Faragheh
(fa)	Janet Fahmi	(gy)	Mark Vidovich
(fb)	Annette G. Myers	(gz)	Mark Douglas
(fc)	Harry Singh	(ha)	Patricia Hawke
(fd)	Justin Little	(hb)	Jules Morris
(fe)	Bob Hommersen	(hc)	Michael Brejnik
(ff)	Linda Olds	(hd)	Derek Doyle
(fg)	Andy Krbavac	(he)	Craig Knapman
(fh)	Dipon Debnath	(hf)	Cassandra Allen
(fi)	Annabelle Hannis	(hg)	Meltem Koseleci
(fj)	Luke Deboer	(hh)	Colleen Readhead
(fk)	Carol Di Stefano	(hi)	Kim McGinley
(fl)	Angelo Di Stefano	(hj)	Nicole Dolphin
(fm)	Gerald and Valerie Righton	(hk)	Tracey Fraser
(fn)	Peter Giannou	(hl)	Rui Pereira
(fo)	Negar Hosseini	(hm)	Olivia & Justin Couto
(fp)	Margaret Yong Ping	(hn)	Julie Brown
(fq)	Thanu Vinay	(ho)	Wieslawa Baran
(fr)	Melanie Cunningham	(hp)	Natalie Malda
(fs)	Rachel Bellavia	(hq)	Kelley Bartlett
(ft)	Zac Willms	(hr)	Hassan Jamil
(fu)	Archana Pimpale	(hs)	Brittany Arsenaault
(fv)	Danielle Araiche	(ht)	Cody Spencer
(fw)	Deanna Brennan	(hu)	Joseph Sequeira
(fx)	Chris Pennycook	(hv)	Lynn Vandenbroek
(fy)	Alyssa Walker	(hw)	Lauren Richardson
(fz)	Glenn MacLaren	(hx)	Peter Bartrem
(ga)	Douglas Hazlett	(hy)	Lois Watson
(gb)	Michelle Madley	(hz)	Joel Christie
(gc)	Joey Crouse	(ia)	Bernadette Knowles
(gd)	Amir Ahmadi	(ib)	Ankit Khanna
(ge)	Lori Ellis	(ic)	Brandon Garth
(gf)	Eileen Parker	(id)	Philip Anthony Kuca
(gg)	Tiffany Funke	(ie)	Jim Carter
(gh)	Alex Manore	(if)	Ron Lewyckyj
(gi)	Mahbuba Attayi	(ig)	Michael McDonald
(gj)	Yuriy Nesvit	(ih)	Doreen Ssenbuluya
(gk)	Kp Singh	(ii)	M & F Cummins

(ij)	Denise Davis-Lawson	(kh)	Paul Wheeler
(ik)	Justin Brown	(ki)	Ellen Boyce
(il)	Alex Mustatea	(kj)	Amy Shugar
(im)	Haroon Makhdoomi	(kk)	S.A. Hache
(in)	Vito Pirri	(kl)	Fatima Contenta
(io)	Mike Filipe	(km)	Diana Siebenaler
(ip)	Katherine Howlett	(kn)	Gaye Males
(iq)	J. Katarzyna	(ko)	Brent Savp
(ir)	Fady Rassam	(kp)	Nathan Olsen
(is)	David and Heather Bosma	(kq)	Cindy Mayor
(it)	Donald Lee Plouffe	(kr)	Demis Rasho
(iu)	Gunjan Chadha	(ks)	Bill Derry
(iv)	Elaine Warren	(kt)	Emma Hetherington
(iw)	Michael Andrew	(ku)	Brianne Taylor
(ix)	Doug Folsetter	(kv)	Stewart Gilmour
(iy)	Tobias Smulders	(kw)	Ron Hunter
(iz)	Gary Vandervelde	(kx)	Amey Hanna
(ja)	Nicole Vadervelde	(ky)	Kevin Andrew
(jb)	Robin Colville	(kz)	Paul Bellavia
(jc)	Ryan Manalo	(la)	Colin Gainham
(jd)	Shenti/Sylvia Bao	(lb)	Annette Sciarra
(je)	Peter Doma	(lc)	Christine Le
(jf)	Sharon Caesar	(ld)	Jacob Poirier
(jg)	Honor Hughes	(le)	Nancy Lutz
(jh)	Melissa Curtis	(lf)	Trishia Acorda
(ji)	Raji Purewal	(lg)	Luigi Nunno
(jj)	Kit Ward	(lh)	Alexis Hapers
(jk)	Ron Contenta	(li)	Stefanie Di Francesco
(jl)	Joanne Kennedy	(lj)	Adam French
(jm)	Heather O'Sullivan	(lk)	Jolene Mosca
(jn)	Isabel Zulian	(ll)	Kim Smiley Wiley
(jo)	Oxana Polyakova	(lm)	Mohammad Ali Hekmatian
(jp)	Jim Duffy	(ln)	Heather Buchanan Curren
(jq)	Nikki Hopwood	(lo)	Ken Mackenzie
(jr)	David Balsdon	(lp)	Melissa Vass Scott
(js)	Vicky Urban	(lq)	Karen Grover
(jt)	Nicole Theroux	(lr)	Allan & Marianne Hoffmann
(ju)	Melissa Rogal	(ls)	Mohammad Saleem Khan
(jv)	Douglas VanDuzer	(lt)	Greg Dunnett, President & CEO, Hamilton Chamber of Commerce
(jw)	Gerry Chopik		
(jx)	Hassan Rasul	(lu)	Dwayne Patrie
(jy)	Sara Rahimi	(lv)	Raf Iwanski
(jz)	Gargi Mukherjee	(lw)	Craig Hamilton
(ka)	Self El-Sahly	(lx)	Pauline Oliver
(kb)	Ike Anselm Okereke	(ly)	Albert Venditti
(kc)	Jo Anna Garcia	(lz)	Cheryl Vlajkov
(kd)	Jackie Corcoran	(ma)	Michael Brierley
(ke)	Marge Woodworth	(mb)	Lori Bolton
(kf)	Cindy Zupanovic	(mc)	Karen VanDuzer
(kg)	Michael Swick	(md)	Wendy Brunner

(me)	Paul Langdon	(mz)	Maureen Gilleece
(mf)	Brian Sunley	(na)	Paola D'Alesio
(mg)	Chris Egan	(nb)	Nancy Lundy
(mh)	Ken Adams	(nc)	Lisa Hamilton
(mi)	Sharmila Dave	(nd)	Paul Busnello
(mj)	Nicholas Marques	(ne)	Nelson Escada
(mk)	Donna Gill	(nf)	Amanda Smith
(ml)	Kyle Stewart	(ng)	Kaitlin Juraschka
(mm)	Colleen Adams	(nh)	Aldo Berlingieri
(mn)	Judy Sykora, Daniella Sigman, Vlasta Bukovsky	(ni)	Laur-Ann Camus
(mo)	Kristin LaCroix	(nj)	Sharon Brennan
(mp)	Lauren Heinken	(nk)	Jacquilyn German
(mq)	Catherine Sennett	(nl)	Moe Hamzehian
(mr)	Loredana and Anthony Nearchou	(nm)	Jason Reid
(ms)	Gillian Ferber	(nn)	Susan Taylor
(mt)	Amanda Gibbons	(no)	Timur Belir
(mu)	Nirav Patel	(np)	Sue Kelly
(mv)	Paul Martindale	(nq)	Anthony Valeri
(mw)	Bonnie Wheeler	(nr)	Maria Torres
(mx)	Phillip Maciel	(ns)	Craig Knapman
(my)	Dana Gain	(nt)	Sue Ramsay, General Manager, Hamilton-Halton Construction Association

- (c) That the Correspondence from Mark Krawczynski respecting the use of Sam Manson Park, which is in reference to Item 9.1 of the General Issues Committee Minutes of January 15, 2025, the Adherence to the Encampment Protocol as Revised and Approved by Council June 2024 (Item 7.2 (b)), be received.

Mayor Horwath relinquished the Chair to Deputy Mayor Tadeson during the consideration of Item 8.10.

Due to a declared conflict, the recommendations contained in Minute Item 8.10, were voted separately as follows:

**8.10 FCS25009
Proposed Amendments to the Timelines for the Vacant Unit Tax Program
(City Wide)**

That Report FCS25009, dated January 15, 2025, respecting Proposed amendments to the timelines for the Vacant Unit Tax program (City Wide), be received, and the following recommendations be approved:

- (a) That staff be directed to revise the timelines for the Vacant Unit Tax program, with a new start date of February 10, 2025, and an extended submission deadline of April 30, 2025; and,
- (b) That staff be directed to waive the penalty for late declarations made after April 30, 2025 for the 2024 self-declaration year only.

Result: Motion on Minute Item 8.10 of GIC 25-001, CARRIED, by a vote of 12 to 3, as follows:

YES - Ward 10 Councillor Jeff Beattie

YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
NO - Ward 5 Councillor Matt Francis
CONFLICT - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
NO - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
NO - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Mayor Horwath assumed the Chair.

Minute Item 9.2, was voted on separately, as follows:

9.2 Rescinding of City of Hamilton Encampment Protocol - REVISED

WHEREAS, Justice James Ramsay, Ontario Superior Court Judge, issued a ruling on December 23, 2024 dismissing the claim of fourteen applicants that the City of Hamilton's bylaw preventing encampments in City parks was a violation of the applicants' Canadian Charter of Human Rights and Freedoms;

WHEREAS, in his ruling, Justice Ramsay wrote:

"I was reminded by counsel for the applicant that while the legislature represents the will of the people, the court holds the moral compass that is often the only protection for the most vulnerable. I observe that the most vulnerable includes not only the homeless but also the elderly person and the child who want to use a sidewalk or a city park without tiptoeing through used needles and human feces."

"The life, liberty, and security of the applicants are not put at risk by enforcement of the by-law. They are put at risk by homelessness. Encampments contribute to this risk. They are lawless, dangerous, and unsanitary."

"Encampments are a symptom, not a solution. The City is trying to find a solution to homelessness in consultation with numerous others. It has attempted to address the problem with the old protocol, the encampment process and the new protocol. It has limited resources and a duty to its housed constituency. I think I am well advised to leave them to it without interference. Micro-management by judges will not be productive."

THEREFORE, BE IT RESOLVED:

- (a) That the City of Hamilton Encampment Protocol be rescinded as of March 6, 2025;
- (b) That the General Managers of Healthy and Safe Communities, Planning & Economic Development, and Public Works, report back at the February 26, 2025 GIC meeting with the necessary resources and staffing needed to transition from the current Encampment Protocol to the City of Hamilton Parks Bylaw;
- (c) That Housing Services staff be directed to continue working with local social agencies to find shelter space for those living in encampments; and
- (d) That Municipal Law Enforcement (MLE) and Parks staff be directed to dismantle all encampments as well as clean and restore parks to the inviting, safe, and green recreational spaces they once were, to be enjoyed by City of Hamilton taxpayers and their families.

Result: Motion on Minute Item 9.2 of GIC 25-001, CARRIED, by a vote of 14 to 2, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NO - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
NO - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

The recommendations contained in Minute Item 8.9, were voted on separately, as follows:

**8.9 CM24004(a)
Cyber Incident Impact Update (City Wide)**

That Report CM24004(a), dated January 15, 2025, respecting Cyber Incident Impact Update (City Wide), be received, and the following recommendations be approved:

- (a) That the following be referred to the Mayor for consideration as part of the Multi-Year Tax Budget:
 - (i) The inclusion of project capital costs identified in Appendix "A" and Confidential Appendix "B" to Report CM24004(a) as "Recovery," totalling \$3.48M, in the 2025 Tax Budget;
 - (ii) The inclusion of project capital costs identified in Appendix "A" and Confidential Appendix "B" to Report CM24004(a) as "In Progress but Impacted," totalling \$7.83M, in the 2025 Tax Budget;
 - (iii) The inclusion of capital project costs identified in Appendix "A" and Confidential Appendix "B" to Report CM24004(a) as "Planned but Now Accelerated," totalling \$26.13M, in the 2025 Tax Budget;
 - (iv) The inclusion of capital project costs identified in Appendix "A" and Confidential Appendix "B" to Report CM24004(a) as "Approaching End of Life and Unplanned," totalling \$14.66M, in the 2025 Tax Budget;
 - (v) The inclusion of estimated additional operating costs for 2025 of approximately \$276.910 as outlined in Confidential Appendix "C" to Report CM24004(a), in the 2025 Tax Budget, funded through a combination of staff gapping savings, capital financing savings, or corporate year-end surplus;
 - (vi) The incorporation of estimated additional operating costs of approximately \$12.72M, as outlined in Confidential Appendix "C" to Report CM24004(a), into the 2026 to 2027 Multi-Year forecast and the appropriate Tax Budget;
 - (vii) The incorporation of the requested change in staff complement of 20.25 temporary Full Time Equivalent (FTE) positions for 2025, in accordance with the "Budgeted Complement Control Policy," as outlined in Appendix "D" to Report CM24004(a), utilizing existing staff vacancies within the organization;

- (viii) The referral of the requested change in staff complement of 16.75 FTEs for 2026, 10.75 FTEs in 2027, in accordance with the “Budgeted Complement Control Policy,” as outlined in Appendix “D” to Report CM24004(a), to the appropriate Tax and Rate budget; and
- (b) That the City Manager be authorized and directed to assume the authority under the “Budgeted Complement Control Policy,” to offset the additional FTEs outlined in Appendix “D” to Report CM24004(a) through the reallocation of existing FTEs within the organization.
- (c) That Confidential Appendices “B” and “C” to Report CM24004(a), Cyber Incident Impact Update (City Wide), be received and remain confidential.

Result: Motion on Minute Item 8.9 of GIC 25-001, CARRIED, by a vote of 14 to 1, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
NO - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
NOT PRESENT - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

The recommendations contained in Minute Item 11.3, were voted on separately, as follows:

**11.3 CM24004(b)
Cyber Incident Impact Update (City Wide)**

That Report CM24004(b), dated January 15, 2025, respecting Cyber Incident Impact Update (City Wide), be received, and the following recommendations be approved:

- (a) That the direction provided to staff in closed session respecting Report CM24004(b), Cyber Incident Impact Update, be approved and remain confidential; and

- (b) That Report CM24004(b), Cyber Incident Impact Update, be deferred to a future General Issues Committee meeting.

Result: Motion on Minute Item 11.3 of GIC 25-001, CARRIED, by a vote of 14 to 1, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
NO - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
NOT PRESENT - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Due to a declared conflict, the recommendations contained in Minute Item 8.5, were voted separately as follows:

**8.5 FCS25001
2025 Tax Supported User Fees (City Wide)**

That Report FCS25001, dated January 15, 2025, respecting 2025 Tax Supported User Fees, be received, and the following recommendations be approved:

- (a) That the 2025 User Fees contained in REVISED Appendix "A" to Report FCS25001, "2025 Tax Supported User Fees", be approved and implemented; and
- (b) That the City Solicitor be authorized and directed to prepare all necessary by laws for Council approval for the purposes of establishing the user fees contained in REVISED Appendix "A" to Report FCS25001.

Result: Motion on Minute Item 8.5 of GIC 25-001, CARRIED, by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath

YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
CONFLICT - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Result: Motion on the balance of GIC 25-001, CARRIED, as amended, by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

**7.3 AFAC 25-001
Audit, Finance and Administration Committee minutes of the meeting held on
January 16, 2025**

(Spadafora/Beattie)

That AFAC 25-001, being the minutes of the Audit, Finance and Administration Committee meeting held on Thursday, January 16, 2025, be received and the recommendations contained therein, be approved.

Result: Motion on AFAC 25-001, CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson

YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Tadeson/Beattie)

That Section 5.8(3) of the City's Procedural By-law 21-021, as amended, which provides that a minimum of 2 days shall pass before the Minutes of a Standing Committee, the Selection Committee, or other Committee that reports directly to Council is presented to Council to provide adequate opportunity for review, be suspended in order to consider the minutes of the General Issues Committee (Operating and Capital Budget) meeting held on Monday, January 20, 2025.

Result: Motion CARRIED by a 2/3rds vote of 15 to 1, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
NO - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.4 GIC-B 25-001

General Issues Committee (Operating and Capital Budget) minutes of the meeting held on January 20, 2025

(M. Wilson/Clark)

- (a) That GIC-B 25-001, being the minutes of the General Issues Committee (Operating and Capital Budget) meeting held on Monday, January 20, 2025, be received and the recommendations contained therein, be approved.
- (b) That the Written Delegation from Vicky Papuga, Rights-of-Way Pollinator Habitat Coordinator, Terrestrial Wildlife, Canadian Wildlife Federation respecting the 2025 Budget, be received.

Result: Motion on GIC-B 25-001, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

(Tadeson/Beattie)

That Council move into Board of Health for consideration of the Public Health Sub-Committee minutes.

CARRIED

BOARD OF HEALTH

7.5 PHSC 25-001

Public Health Sub-Committee minutes of the meeting held on January 13, 2025

(Kroetsch/A. Wilson)

That PHSC 25-001, being the minutes of the Public Health Sub-Committee meeting held on Monday, January 13, 2025, be received and the recommendations contained therein be approved.

(Danko/Pauls)

That Minute Item 9.1 respecting an Amendment to the Public Health Sub-Committee's Terms of Reference be referred to the Governance Review Sub-Committee for consideration:

9.1 Amendment to the Public Health Sub-Committee's Terms of Reference

WHEREAS, the Public Health Sub-Committee was established by Council on January 24, 2024;

WHEREAS, the Public Health Sub-Committee Terms of Reference was amended by Council on November 13, 2024, to provide details for the Chair and Vice-Chair of the Public Health Sub-Committee; and

WHEREAS, the Public Health Sub-Committee was established to implement a structural change to governance that recognized health and health equity expertise and to include members from health professions with practice knowledge within public health governance.

THEREFORE, BE IT RESOLVED:

That the Public Health Sub-Committee's Terms of Reference be **amended** to read as follows:

The Chair of the Public Health Sub-Committee shall be a member of City Council, **a community representative or the education representative.**

Result: Motion on the referral of Minute Item 9.1 of PHSC 25-001, CARRIED by a vote of 15 to 1, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
NO - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Clark/M. Wilson)

That Minute Item 9.2 respecting the Feasibility of Implementing Wastewater Surveillance, be **amended** as follows:

- (a)** That staff be directed to report back to the Public Health Sub-Committee by Q3 2025 with a report outlining the feasibility of implementing a local wastewater surveillance program, including respiratory viruses (influenza, SARS-CoV-2, RSV), mpox and H5N1; and
- (b)** ***That the report back to the Public Health Sub-Committee include the financial costs (including staffing costs) to implement a local wastewater surveillance program, including respiratory viruses (influenza, SARS-CoV-2, RSV), mpox and H5N1.***

Result: Amendment to Minute Item 9.2 of PHSC 25-001, CARRIED by a vote of 15 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Ward 3 Councillor Nrinder Nann
- NOT PRESENT - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

Result: Motion on the balance of PHSC 25-001, as amended, CARRIED by a vote of 15 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Ward 3 Councillor Nrinder Nann
- NOT PRESENT - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

(Tadeson/Beattie)

That Board of Health rise as Council to report and confirm the actions taken in Board of Health.

CARRIED

ITEMS FOR CONSIDERATION

There were no Items for Consideration.

MOTIONS

9.1 Inflation Rate for 2026

That the Mayor be requested to use her authority to instruct staff to submit to GIC Budget Committee how they will operate with an inflation rate (2.5%) increase for 2026.

Councillor Clark requested that his motion respecting Inflation Rate for 2026 be withdrawn and placed on the February 12, 2025 Council Agenda.

9.2 Amendment to Item 4 of the Audit, Finance and Administration Committee Report 21-022, respecting Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds, which was approved by Council on December 15, 2021**(Hwang/Tadeson)**

WHEREAS, Council approved the initial road projects selected by the Ward 4 Councillor for the Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds (CCBF) on December 15, 2021;

WHEREAS, it is now necessary to amend the road projects selected by the Ward 4 Councillor to include resurfacing and concrete repairs on Harmony Avenue, from Britannia Avenue to Barton Street East, and from Barton Street East to Dunbar Avenue in Ward 4; and

WHEREAS, the remaining Ward 4 CCBF funds will be utilized to address road surface deficiencies by resurfacing to improve rideability, public safety, preservation of the road asset from further deterioration, reduce ongoing maintenance costs, and to overall improve the level of service.

THEREFORE, BE IT RESOLVED:

That Item 4 of the Audit, Finance and Administration Committee Report 21-022, respecting Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds, be **amended**, as follows:

4. Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds (PW21073) (City Wide) (Item 10.1)

- (a) That the Canada Community Building Fund investment of \$30 M be allocated to the list of projects in Appendix "B", **as amended by adding resurfacing and concrete repairs on Harmony Avenue from Britannia Avenue to Barton Street East and from Barton Street East to Dunbar Avenue, in Ward 4**, to Audit, Finance & Administration Committee Report 21-022;

- (b) That three Public Works temporary full-time equivalents be hired for up to 24 months at an estimated cost of \$850,000 and funded from Unallocated Capital Levy Reserve 108020 to deliver the Canada Community-Building Fund projects; and
- (c) That the Procurement Policy 4.9 Consulting and Professional Services requirements be waived to allow for the direct award of Roster Assignments above the \$150,000 threshold for consultancy work pertaining to the Canada Community-Building Fund projects.

(M. Wilson/Jackson)

That Councillor M. Wilson be permitted to speak to this item a second time.

CARRIED

Result: Motion on Item 9.2, CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

9.3 Chedoke Twin Pad Arena Sound Upgrades (Ward 14 Infrastructure Upgrade Via Area Rating Discretionary Account #3302109014)

(Spadafora/Danko)

WHEREAS, Chedoke Twin Pad Arena, built and opened in 1992, is a City owned recreation complex including two ice rinks and meeting rooms;

WHEREAS, Chedoke Twin Pad Arena is home to a variety of teams including Ancaster Girls Hockey, Chedoke Minor Hockey, the Hamilton Ball Hockey Association, the Hamilton Bengals, the Hamilton Huskies, the Hamilton Ice Cats, the Hamilton Sledge Hammers, Hamilton Speed Skating, and the Hamilton Steel;

WHEREAS, Chedoke Twin Pad Arena also provides a venue for various public programming including lacrosse tournaments and championships as well as public skates;

WHEREAS, Chedoke Twin Pad Arena is highly used with an average of 150 skaters every Sunday and 20 to 25 competitive games per week;

WHEREAS, with the exception of three speakers in the Red Rink – only one of which is functional -- the sound system is the original sound system installed in 1992, and at 43 years old, has well surpassed its end of life;

WHEREAS, the quality of the sound system has significantly deteriorated to the point where individuals cannot properly hear spoken remarks or music and has resulted in complaints from the public

THEREFORE, BE IT RESOLVED:

That the Chedoke Twin Pad Arena sound system be replaced with an upset limit of \$10,000.00 from the Ward 14 Area Rating Discretionary Account (#3302109014).

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

9.4 Amendment to Item 1 of Public Works Committee Report 22-013, respecting the Proposed Permanent Closure and Sale of Portion of Public Unassumed Alleyway Abutting 154 Lottridge Street, 798 Barton Street East, and 800 Barton Street East, Hamilton (Ward 3)

(Nann/Hwang)

WHEREAS, on September 14, 2022, Council approved Item 1 of the Public Works Committee Report 22-013, which authorized a 3-part sale of a Public Unassumed Alleyway to abutting landowners, being 798 Barton Street East (Part A), 154 Lottridge Street (Part B), and 800 Barton Street East (Part C);

WHEREAS, on November 25, 2024, the owner of 798 Barton Street East removed their interest in Part A shown on Appendix "A" to Public Works Committee Report 22-013;

WHEREAS, the owner of 154 Lottridge Street expressed an interest in also acquiring Part A on Appendix "A" to Public Works Committee Report 22-013; and

WHEREAS, staff are supportive of the sale of Part A to the owner of 154 Lottridge Street.

THEREFORE, BE IT RESOLVED:

- (a) That Item 1 of the Public Works Committee Report 22-013, respecting the Proposed Permanent Closure and Sale of Portion of Public Unassumed Alleyway Abutting 154 Lottridge Street, 798 Barton Street East, and 800 Barton Street East, Hamilton (Ward 3) (PW22074), be **amended**, as follows:

1. Proposed Permanent Closure and Sale of Portion of Public Unassumed Alleyway Abutting 154 Lottridge Street, ~~798 Barton Street East~~, and 800 Barton Street East, Hamilton (Ward 3) (PW22074) (Item 9.1)

That the application of the owners of 154 Lottridge Street, ~~798 Barton Street East~~, and 800 Barton Street East, Hamilton, to permanently close and purchase a portion of the unassumed alleyway abutting 154 Lottridge Street, ~~798 Barton Street East~~, and 800 Barton Street East, Hamilton ("Subject Lands"), **as shown on Revised Appendix "A" and Revised Appendix "B" attached hereto, amending the Parts and Purchasers of the Subject Lands**, be approved, subject to the following conditions:

- (i) That the applicant makes an application to the Ontario Superior Court of Justice, under Section 88 of the Registry Act, for an order to permanently close the Subject Lands, if required by the City, subject to:
- (1) The General Manager of Public Works, or designate, signing the appropriate documentation to obtain any required court order; and
 - (2) The documentation regarding any required application to the Ontario Superior Court of Justice being prepared by the applicant, to the satisfaction of the City Solicitor;
- (ii) That the applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor, to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section;

- (iii) That, subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved:
 - (1) The City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the alleyway, for enactment by Council;
 - (2) That the City Solicitor be authorized to amend and waive such terms as they consider reasonable to give effect to this authorization and direction;
- (iv) 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 to the owners of 154 Lottridge Street, ~~798 Barton Street East~~, and 800 Barton Street East, Hamilton, as described in Report PW22074, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
- (v) The City Solicitor be authorized to complete the transfer of the Subject Lands to the owners of 154 Lottridge Street, ~~798 Barton Street East~~, and 800 Barton Street East, Hamilton pursuant to an Agreement of Purchase and Sale or Offer to Purchase as negotiated by the Real Estate Section of the Planning and Economic Development Department;
- (vi) The City Solicitor be authorized and directed to register a certified copy of the by-laws permanently closing and selling the alleyway in the proper land registry office; and
- (vii) The Public Works Department publish any required notice of the City's intention to pass the by-laws and/or permanently sell the closed alleyway pursuant to City of Hamilton Sale of Land Policy By-law 14-204.

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

NOT PRESENT - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin

YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

NOTICES OF MOTION

10.1 A Review of the Barton Tiffany Shelter Purchase

(Danko/Spadafora)

That the Rules of Order be suspended to allow for the introduction of a motion respecting a Review of the Barton Tiffany Shelter Purchase.

Result: Motion CARRIED by a 2/3rds vote of 15 to 1, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
NO - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Danko/Horwath)

WHEREAS, in September 2025 Hamilton City Council approved the provision of Temporary Outdoor Shelters prioritizing (but not limited to) couples and individuals with pets, at an approximate cost of \$7M (\$3.9M in annual operating and \$2.8M in one-time capital costs);

WHEREAS, Hamilton City Council approved a one-time, in year cost of up to \$2.8M to be funded from the Housing Sustainability and Investment Roadmap Reserve, beginning October 1, 2024, for the development of a temporary outdoor shelter site through the execution of a single source policy, including the supply and installation of structures sufficient to provide shelter for up to 80 individuals;

WHEREAS, Hamilton City Council approved that the General Manager of the Healthy and Safe Communities Department or their designate be directed and authorized, on behalf of the City of Hamilton to negotiate, enter into, execute and administer any and all contracts, agreements and other documents necessary to implement recommendations, on terms and conditions satisfactory to the General Manager of the Healthy and Safe Communities Department or their designate and in a form satisfactory to the City Solicitor; and

WHEREAS, the single source purchase of the Barton Tiffany shelter structures has generated significant public interest in the source of the units, terms of the purchase agreement, cost of the units, identity of the manufacturer and selection of the successful vendor versus other viable local suppliers.

THEREFORE, BE IT RESOLVED:

- (a) That Healthy and Safe Communities and Procurement staff report to next scheduled Procurement Sub-Committee with the following:
 - (i) A review of the details of the Barton Tiffany structure provider and outdoor shelter operator single-source contracts including compliance with City purchasing policy and contract terms; and
 - (ii) A financial evaluation of the single source Barton Tiffany structure provider contract versus the units delivered and assembled on site in terms of value for money.

The following friendly amendment was accepted by the Mayor and the mover and seconder of the Motion.

That the Motion be **amended** to read as follows:

THEREFORE, BE IT RESOLVED:

- (a) That Healthy and Safe Communities and Procurement staff report to the **next scheduled Procurement Sub-Committee General Issues Committee in March 2025** with the following:
 - (i) A review of the details of the Barton Tiffany structure provider and outdoor shelter operator single-source contracts including compliance with City purchasing policy and contract terms; and
 - (ii) A financial evaluation of the single source Barton Tiffany structure provider contract versus the units delivered and assembled on site in terms of value for money.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark

- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

STATEMENTS BY MEMBERS

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

PRIVATE AND CONFIDENTIAL

Council determined that discussion of Items 12.1, 12.2, 12.3 and 12.4 was not required in Closed Session; therefore, the matters were addressed in Open Session, as follows:

12.1 Closed Session Minutes – December 11, 2024

(A. Wilson/Cassar)

That the Closed Session Minutes dated December 11, 2024 be approved, as presented, and remain confidential.

CARRIED

(Hwang/Tadeson)

That the following Committee Closed Session minutes, be approved, as presented and remain confidential:

12.2 PC 25-001

Closed Session Minutes – Planning Committee meeting held on Tuesday, January 14, 2025

12.3 GIC 25-001

Closed Session Minutes – General Issues Committee meeting held on Wednesday, January 15, 2025

12.4 AFAC 25-001

Closed Session Minutes – Audit, Finance and Administration Committee meeting held on Thursday, January 16, 2025

CARRIED

(A. Wilson/Tadeson)

That Council move into Closed Session at 12:39 p.m. to discuss Item 12.5 respecting the Appeal to the Ontario Land Tribunal (OLT-22-004759) for Official Plan Amendment (UHOPA-21-014) and Zoning By-law Amendment Applications (ZAC-21-031) for Lands Located at 405 James Street North (Ward 2) (LS23012(e)), pursuant to Section 9.3, 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 or a 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 City or a local board.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 14 Councillor Mike Spadafora
YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Council reconvened in Open Session at 1:49 p.m.

12.5 Appeal to the Ontario Land Tribunal (OLT-22-004759) for Official Plan Amendment (UHOPA-21-014) and Zoning By-law Amendment Applications (ZAC-21-031) for Lands Located at 405 James Street North (Ward 2) (LS23012(e))**(Kroetsch/Nann)**

- (a) That Report LS23012(e) respecting the Appeal to the Ontario Land Tribunal (OLT-22-004759) for Official Plan Amendment (UHOPA-21-014) and Zoning By-law Amendment Applications (ZAC-21-031) for Lands Located at 405 James Street North (Ward 2), be received;
- (b) That the directions to staff in closed session, be approved; and

- (c) That Report LS23012(e) respecting the Appeal to the Ontario Land Tribunal (OLT-22-004759) for Official Plan Amendment (UHOPA-21-014) and Zoning By-law Amendment Applications (ZAC-21-031) for Lands Located at 405 James Street North (Ward 2) remain confidential.

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

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

BY-LAWS

(Tadeson/A. Wilson)

That Bills No. 25-003 to No. 25-015 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:

- 003 Respecting Removal of Part Lot Control, Block 5, Registered Plan 62M-1290, Municipally Known as 254, 256, 258, 260, 262, 264, 266, 268, 270, 272, 274, 276, 278, 280, 282, and 284 Tanglewood Drive, Glanbrook
PLC-22-008
Ward: 11
- 004 To Designate Property Located at 265 Mill Street South, Flamborough, City of Hamilton as Property of Cultural Heritage Value
Ward: 15
- 005 To Designate Property Located at 24 Blake Street, City of Hamilton, as Property of Cultural Heritage Value
Ward: 3
- 006 To Designate Property Located at 311 Wilson Street East, Ancaster, City of Hamilton as Property of Cultural Heritage Value
Ward: 12

- 007 To Designate Property Located at 134 Cannon Street East, City of Hamilton as Property of Cultural Heritage Value
Ward: 2
- 008 To Amend By-law No. 15-058, A By-law Respecting Building Permits and Related Matters
Ward: City Wide
- 009 A By-law to Deem a Part of A Subdivision Not To Be Registered, Block 187, Block 188, and Block 189 of Registered Plan 62M-987
Ward: 10
- 010 To Adopt Official Plan Amendment No. 253 to the City of Hamilton Official Plan Respecting Rental Housing Protection Policies
Ward: 2
- 011 To Adopt Official Plan Amendment No. 215 to the Urban Hamilton Official Plan Respecting Rental Housing Protection Policies
Ward: City Wide
- 012 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 9 (Alternate Side Parking Zones)
Schedule 12 (Permit Parking Zones)
Schedule 13 (No Stopping Zones)
Schedule 20 (School Bus Loading Zones)
Ward: 1, 3, 4, 10, 13, 15
- 013 To Establish City of Hamilton Land Described as Parts 1 and 2 on Plan 62R-12038 as a Public Highway to form part of Carlson Street
Ward: 9
- 014 Being a By-law to Amend By-law No. 22-158, "City of Hamilton Community Benefits Charges By-law, 2022", To Revise Definitions and Policy Regarding Calculation of Community Benefits Charges
Ward: City Wide
- 015 To Confirm the Proceedings of City Council

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

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang

- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Deputy Mayor - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

ADJOURNMENT

There being no further business, the City Council meeting was adjourned at 1:52 p.m.

Respectfully submitted,

Matthew Trennum
City Clerk
Office of the City Clerk

Mayor Andrea Horwath