



**CITY COUNCIL
MINUTES 12-019**

5:00 p.m.

Wednesday, October 10, 2012

Council Chambers

Hamilton City Hall

71 Main Street West

Present: Mayor R. Bratina

Councillors C. Collins, B. Clark, S. Duvall, J. Farr, L. Ferguson, T. Jackson, B. Johnson, B. McHattie, S. Merulla, B. Morelli, J. Partridge, R. Pasuta, R. Powers, and T. Whitehead

Absent with regrets: Councillor M. Pearson, vacation

Mayor Bratina called the meeting to order and called upon Pastor Robin Ellis of Wentworth Baptist Church, to lead Council in prayer.

APPROVAL OF THE AGENDA

The Clerk advised there are no changes to the agenda:

(Ferguson/Partridge)

That the agenda for the October 10, 2012 meeting of Council be approved, as presented.

CARRIED

DECLARATIONS OF INTEREST

None.

CEREMONIAL ACTIVITIES/ANNOUNCEMENTS

3.1 United Way 2013 Campaign Kick-Off

The Mayor invited to the podium Len Lifchus, CEO of the United Way, and Nick Bontis, Hamilton Campaign Cabinet Chair for the United Way to announce the United Way 2013 Campaign Kick-off.

3.2 2012 Olympic/Paralympic Games - Athlete Recognition

The Mayor invited to the podium Joel Dembe and Summer Mortimer, two star Paralympians who have returned from the recently held 2012 Paralympic Games in London. He provided background information regarding the two athletes and presented them with a certificate and gifts from the City of Hamilton.

APPROVAL OF MINUTES

4.1 September 26, 2012

(Collins/Duvall)

That the Minutes of the September 26, 2012, meeting of Council be approved, as presented.

CARRIED

COMMUNICATIONS

(McHattie/Morelli)

That Council Communications 5.1 through 5.8 be approved, as amended, as follows:

- 5.1 Correspondence from Ken Phillips, CAO/Secretary-Treasurer, Conservation Halton, respecting Conservation Halton 2013 Budget

Recommendation: Be received and a copy of Item 1 of General Issues Committee Report 12-024(a) be provided to Council's representative on the Conservation Halton Board to be presented to the Board for information.

- 5.2 Excerpt from House of Commons Debates (Hansard) – Statement by Chris Charlton, M.P., Hamilton Mountain, respecting pollution at Hamilton International/John C. Munro Airport

Recommendation: Be received.

- 5.3 Correspondence from Tony D'Amario, P.Eng., CAO/Secretary-Treasurer, Niagara Peninsula Conservation Authority, respecting 2011 Financial Statements

Recommendation: Be received.

- 5.4 Resolution from the City of Mississauga respecting “Banning the Sale of Cats and Dogs in Pet Stores”

Recommendation: Be received.

- 5.5 Resolution from Clearview Township respecting the Walker Industries Quarry Expansion – Clearview Township

Recommendation: Be received.

- 5.6 Request for Proclamation of Forensic Nurses Week 2012 – November 12 to 16, 2012

Recommendation: Be received.

- 5.7 Correspondence from the Ministry of the Environment respecting Application for Approval of Waste Disposal Sites Amending Rennie Street Waste Transfer/Processing Facility

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

- 5.8 Correspondence from QPA Solar Inc. requesting support for Individual Ground-Mount Solar PV Systems

Recommendation: Be received and referred to Planning staff for consideration.

CARRIED

(Partridge/Pasuta)

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

CARRIED

GENERAL ISSUES COMMITTEE REPORT 12-026

(Bratina/Partridge)

That the TWENTY-SIXTH Report of the General Issues Committee be adopted, and the information section received.

CARRIED

GENERAL ISSUES COMMITTEE REPORT 12-027

(Bratina/Partridge)

That the TWENTY-SEVENTH Report of the General Issues Committee be adopted, and the information section received.

CARRIED

GENERAL ISSUES COMMITTEE REPORT 12-024(a)

(Bratina/Partridge)

That Report 12-024(a) of the General Issues Committee be adopted, and the information section received.

CARRIED

PLANNING COMMITTEE REPORT 12-015

Item 3 Application for an Amendment to the Township of Glanbrook Zoning By-law No. 464 for the Lands Located at 6363 White Church Road (Glanbrook) (PED12177) (Ward 11) (Item 6.3)

(Johnson/Clark)

That Item 3 of Planning Committee Report 12-015 respecting Application for an Amendment to the Township of Glanbrook Zoning By-law No. 464 for the Lands Located at 6363 White Church Road (Glanbrook) be amended by adding subsection (d) as follows:

- (d) That staff be directed to review the process to ensure that there was no duplication of costs for the applicant and to consider reimbursement if warranted.

**Amendment CARRIED
Main Motion as amended CARRIED**

(Farr/Johnson)

That the FIFTHTEENTH Report of the Planning Committee be adopted, as amended and the information section received.

CARRIED

GENERAL ISSUES COMMITTEE REPORT 12-028

Item 11 Hamilton Future Fund Report 12-002 – September 20, 2012 (Item 8.8)

- (a) **Good Shepherd Centre's Request for a Loan from the City of Hamilton (FCS12035) (Ward 1) (Referred by the General Issues Committee –July 9, 2012)**

Item 11(a) CARRIED on the following votes:

Yeas: Bratina, Collins, Farr, Duvall, Jackson, Johnson, Merulla, Morelli, Ferguson, Partridge, Pasuta, McHattie, Powers and Whitehead
Total: 14
Nays: Clark
Total: 1
Absent: Pearson
Total: 1

(Bratina/Partridge)

That the TWENTY-EIGHTH Report of the General Issues Committee be adopted, and the information section received.

CARRIED

AUDIT, FINANCE AND ADMINISTRATION COMMITTEE 12-008

Item 6 Wentworth Condominium Corporation #38 Water/Wastewater Billing Issue (FCS12056) (Ward 5) (Item 8.1)

(Johnson/Clark)

That Item 6 of Audit Finance and Administration Committee Report 12-008 respecting Wentworth Condominium Corporation #38 Water/Wastewater Billing Issue be deleted in its entirety and replaced with the following therein:

That staff be directed to provide a 50% credit adjustment to Wentworth Condominium Corporation (WCC) #38 for the \$48,935.93 combined water/wastewater billing experienced by Wentworth Condominium Corporation (WCC) #38 in August 2011.

**Amendment CARRIED
Main Motion as amended CARRIED**

Item 18 Governance Review Sub-Committee Report 12-003 (Item 8.11)

(a) Office Staffing for Ward Councillors 7 and 8 (Item 4.1)

(Clark/Jackson)

That subsection (iii) of Item 18 (a) of Audit Finance and Administration Committee Report 12-008 respecting office staffing for Ward Councillors 7 and 8 be amended by deleting it in its entirety and replacing with the following therein:

- (iii) That staff be directed to explore the ways and means to fund .5 FTE for Wards 1-6 and 9-15 and report back to the 2013 Budget Process.

**Amendment CARRIED
Main Motion as amended CARRIED**

(Johnson/Clark)

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

CARRIED

EMERGENCY AND COMMUNITY SERVICES COMMITTEE 12-008

(Partridge/Pasuta)

That the EIGHTH Report of the Emergency and Community Services Committee be adopted, and the information section received.

CARRIED

(Partridge/Pasuta)

That the Committee of the Whole Rise and Report.

CARRIED

MOTIONS

None

NOTICES OF MOTION

None

STATEMENT BY MEMBERS

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

PRIVATE AND CONFIDENTIAL

10.1 Closed Session Minutes –September 26, 2012

(Powers/Johnson)

- (a) That the Closed Session Minutes of the September 26, 2012 meeting of Council be approved, as presented;
- (b) That the Closed Session Minutes of the September 26, 2012 meeting of Council, remain confidential and restricted from public disclosure.

CARRIED

BY-LAWS

(McHattie/Morelli)

That Bills No. 217 to 232 attached hereto, be passed, that the Corporate Seal be affixed thereto, and that the By-laws be numbered and signed by the Mayor and the City Clerk and read as follows:

Bill No.

- 217** To Amend By-law No. 01-218, as amended, To Regulate On-Street Parking:
Schedule: 6 – Time Limit Parking
Schedule 8 – No Parking Zones
Schedule 10 – Alternate Side Parking
Schedule 12 – Permit Parking Zones
Schedule 13 – No Stopping Zones
Schedule 14 – Wheelchair Loading Zones
Schedule 16 – Taxi Zones
Schedule 20 – School Bus Loading Zones
- 218** To Amend By-law No. 01-215, To Regulate Traffic:
Schedule 13 – Designated Traffic Lanes
- 219** To Amend By-law No. 07-170, A By-law To License and Regulate Various Businesses
- 220** To Amend By-law No. 12-031, A By-law for Responsible Animal Ownership
- 221** To Incorporate City Land Designated at Block 'C' on Plan 62M-206 into Sylvester Street
- 222** To Incorporate City Land Designated as Blocks 'B' and 'E' on Plan 62M-206 into Highridge Avenue
- 223** To Incorporate City Land Designated as Block 125 on Plan 62M-1128 into Hitching Post Ridge
- 224** To Incorporate City Land Designated as Block 'A' on Plan 62M-206 into Capri Crescent
- 225** To Incorporate City Land Designated as Block 126 on Plan 62M-1128 into Country Fair Way
- 226** Respecting Removal of Part Lot Control, Part of Block 107 of Registered Plan No. 62M-1050, "Summit Park – Phase 2, 10, 12 and 14 Blue Mountain Drive, Glanbrook
- 227** Respecting Removal of Part Lot Control, Lots 1, 2, 5-9, 12 and 13, Plan 62M-1172 159, 161, 167, 169, 171, 173, 175, 181 and 183 Penny Lane
- 228** Respecting Removal of Part Lot Control, Lots 48, 49, 52-54, 57, 58, 77, 78, 81-83, 85 and 86, Plan 62M-1172
27, 29, 35, 37, 39, 43, 45 Trafalgar Drive and 160, 162, 168, 170, 172, 178, 180 Penny Lane
- 229** Respecting Removal of Part Lot Control, Lots 59-61, 64-71 and 74-76, Plan 62M-1172
3, 5, 7, 9, 15, 17, 19 Trafalgar Drive and 136, 138, 140, 142, 148, 150, 152 Penny Lane
- 230** To Amend Zoning By-law No. 6593 (Hamilton), Respecting Lands Located at 780 Upper Paradise Road, Hamilton
- 231** To Amend Zoning By-law No. 464 (Glanbrook), Respecting Lands Located at 6363 White Church Road

Bill No.

232 To Confirm the Proceedings of City Council

CARRIED

(Powers/Pasuta)

That, there being no further business, the City Council meeting be adjourned at 6:40 p.m.

CARRIED

Respectfully submitted,

Mayor B. Bratina

R. Caterini, B. Comm., AMCT
City Clerk
Office of the City Clerk