



CITY COUNCIL MINUTES 16-005

5:00 p.m.

Wednesday, March 9, 2016

Council Chamber

Hamilton City Hall

71 Main Street West

Present: Mayor F. Eisenberger, Deputy Mayor T. Whitehead
Councillors T. Jackson, , C. Collins, S. Merulla, M. Green, J. Farr,
A. Johnson, D. Conley, B. Johnson, M. Pearson, L. Ferguson, and
A. VanderBeek, R. Pasuta, J. Partridge

Mayor Eisenberger called upon Pastor Bill DeJong of the Blessings Christian Church to provide the invocation.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

1. ADDED COMMUNICATION

- 5.8 Correspondence from Mark Kikot respecting Report LS16002/PED16023 – Section 30 of the *Expropriations Act* – City purchase of Wedge (vacant parcel) on West Side of Fortissimo Drive, Adjacent to 879 and 885 West 5th Street from 1125814 Ontario Limited.

Recommendation: Be received.

- 5.9 Correspondence from Residents of Switzer Crescent, Southbrook Drive and Binbrook Drive respecting the proposed building at 2605 Binbrook Road, East, Glanbrook. (*The list of 27 residents of Switzer Crescent, Southbrook Drive and Binbrook Road opposing the construction of the 3 storey building on the corner of Binbrook Road and Southbrook Drive is available for viewing in the Clerk's Office.*)

Recommendation: Be received and referred to the consideration of Item 4 of Planning Committee Report 16-004.

2. ADDED NOTICE OF MOTION

- 8.1 Extended HSR Bus Service for the Early Morning of Sunday, March 27, 2016
- 8.2 Relocation of Golf Canada Offices to the City of Hamilton, King's Forest Golf Course, and the Potential of Hosting a High Profile Golf Tournament like the Canadian Open at King's Forest Golf Course
- 8.3 First Municipality to Join the Distinguished National Federation of Humane Societies
- 8.4 Comments on Excess Soil Management Policy Framework

3. ADDED BY-LAW

- 070 A By-law to Adopt and Maintain a Procurement Policy for the City of Hamilton

(A. Johnson/Farr)

That the agenda for the March 9, 2016 meeting of Council be approved, as amended.

CARRIED

DECLARATIONS OF INTEREST

None.

APPROVAL OF MINUTES

4.1 Minutes – February 24, 2016

(Collins/Ferguson)

That the Minutes of the February 24, 2016 meeting of Council be approved, as presented.

CARRIED

COMMUNICATIONS

(Collins/Merulla)

That Council Communications 5.1 through 5.9 be approved, **as amended**, as follows:

- 5.1 Correspondence from Kayley Patterson, CURE Foundation Representative, respecting National Denim Day on May 10, 2016, in honour of Mother's Day.

Recommendation: Be received.

- 5.2 Correspondence from Tony De Pasquale, authorized agent for LiUNA Local 827 Lister Property Corporation, respecting a Request for Extension to Expiration of Demolition Credits for 46-52 James Street North, Hamilton.

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

- 5.3 Correspondence from The Honourable Mario Sergio, Minister Responsible for Seniors Affairs, respecting the 2016 Senior of the Year Award.

Recommendation: Be received and referred to the Seniors Advisory Committee **and the Project Manager – Age Friendly City, Community and Emergency Services Department.**

- 5.4 Correspondence from Christy Jacobs respecting the residents concerned about new development on Binbrook Rd at Southbrook Dr.

Recommendation: Be received and referred to the consideration of Item 4 of Planning Committee Report 16-004.

- 5.5 Correspondence from Anthony and Mary Spadafora respecting 2605 Binbrook Road East, Glanbrook.

Recommendation: Be received and referred to the consideration of Item 4 of Planning Committee Report 16-004.

- 5.6 Correspondence from Gabe Crowder, Asset Manager, Pocrnic Realty Advisory Inc., respecting Urban Hamilton Official Plan Amendment 15-020.

Recommendation: Be received and referred to the consideration of Item 2 of Planning Committee Report 16-004.

- 5.7 Correspondence from Dawn Newhook, Clerk, the Township of Minden Hills, respecting support for the Township of Minden Hills' motion regarding a Request for Review of the New OPP Billing Model.

Recommendation: **Be received.**

- 5.8 Correspondence from Mark Kikot respecting Report LS16002/PED16023 – Section 30 of the *Expropriations Act* – City purchase of Wedge (vacant parcel) on West Side of Fortissimo Drive, Adjacent to 879 and 885 West 5th Street from 1125814 Ontario Limited.

Recommendation: Be received **and referred to the Planning Committee when Mr. Kikot is scheduled as a Delegate.**

- 5.9 Correspondence from Residents of Switzer Crescent, Southbrook Drive and Binbrook Drive respecting the proposed building at 2605 Binbrook Road, East, Glanbrook. *(The list of 27 residents of Switzer Crescent, Southbrook Drive and Binbrook Road opposing the construction of the 3 storey building on the corner of Binbrook Road and Southbrook Drive is available for viewing in the Clerk's Office.)*

Recommendation: Be received and referred to the consideration of Item 4 of Planning Committee Report 16-004.

CARRIED

(Whitehead/Jackson)

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

CARRIED

GENERAL ISSUES COMMITTEE (BUDGET) REPORT 16-003
--

- 27. 2016 Tax Supported Preliminary Operating Budget Report (FCS16001) (City Wide) (Item 6.12, formerly Item 5.2)**

(Whitehead/Jackson)

- (a) That Item 27 of the General Issues Committee (Budget) Report 16-003, be amended by deleting Appendix "K" and replacing it with the revised Appendix "K" attached hereto, to reflect the addition of \$1,500 for the newly formed Food Advisory Committee, to be funded from the Legislative Budget; and,
- (b) That sub-section (i) to Item 27 of the General Issues Committee (Budget) Report 16-003, be amended by deleting the amount of "\$4,708,420" and replacing it with the amount of "**\$4,709,920**", to read as follows:

- 27. 2016 Tax Supported Preliminary Operating Budget Report (FCS16001) (City Wide) (6.12, formerly 5.2)**

- (i) Legislative**

That the Legislative Operating Budget (Book 2), Appendix "2-7", page 196, ~~\$4,708,420~~ **\$4,709,920**; inclusive of amendments as per Appendix "K", **as amended**, attached to Report 16-003, be approved;

CARRIED

The **Main Motion, as amended, CARRIED** on the following Standing Recorded Vote:

Yeas: Mayor Eisenberger A. Johnson, J. Farr, M. Green, S. Merulla, C. Collins, T. Jackson, T. Whitehead, D. Conley, M. Pearson, B. Johnson, L. Ferguson, A. VanderBeek, R. Pasuta, J. Partridge

Total: 15

Nays: 0

(Eisenberger/Partridge)

That the THIRD Report of the General Issues Committee (Budget) be adopted, as amended, and the information section received.

CARRIED

PUBLIC WORKS COMMITTEE REPORT 16-003

(Whitehead/Jackson)

That the THIRD Report of the Public Works Committee be adopted as presented, and the information section received.

CARRIED

PLANNING COMMITTEE REPORT 16-004

(B. Johnson/Pearson)

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

CARRIED

GENERAL ISSUES COMMITTEE REPORT 16-007

(Eisenberger/Pasuta)

That the SEVENTH Report of the General Issues Committee meeting be adopted, as presented, and the information section received.

CARRIED

AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 16-004
--

7. 2015 Remuneration and Expenses as Required under Section 284 of the *Municipal Act* (FCS16026) (City Wide) (Item 5.6)

(Collins/Partridge)

That the Remuneration Report for Councillor C. Collins, contained in Appendices A to B to FCS Report 16026, be referred to staff for a Report back to the Audit, Finance and Administration Committee.

CARRIED

(A. Johnson/Farr)

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

CARRIED

EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 16-003

(Green/Farr)

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

CARRIED

(Whitehead/Jackson)

That the Committee of the Whole Rise and Report.

CARRIED

MOTIONS

7.1 Wentworth Adult Mixed Slo-Pitch League June Tournament – Special Occasion Permit Liquor Licence

(Jackson/Whitehead)

WHEREAS, Hamilton City Council has received Notice (attached hereto as Appendix “A”) from Mr. Joe Seroski on behalf of the Wentworth Adult Mixed Slo-Pitch League, that they wish to obtain approval for a Special Occasion Permit Liquor Licence to sell alcohol on June 24, 2016 between the hours of 5:00 p.m. and 11:00 p.m.; June 25, 2016 between the hours of 11:00 a.m. and 11:00 p.m. and June 26, 2016 between the hours of 11:00 a.m. and 7:00 p.m. at Turner Field located at 344 Rymal Road East, Hamilton, Ontario, during the Wentworth Adult Mixed Slo-Pitch League June Tournament taking place in Hamilton, Ontario;

WHEREAS, the Alcohol and Gaming Commission of Ontario requires that if a permit holder is not a registered charity or non-profit organization, that a resolution of the Council is required to designate the event as one of municipal significance; and

WHEREAS, the City of Hamilton does not have an objection to the Liquor Licence Serving Time Extension for the following establishment;

THEREFORE BE IT RESOLVED:

- (a) That the City of Hamilton hereby deems the Wentworth Adult Mixed Slo-Pitch League June Tournament, being held in the City of Hamilton, Ontario on June 24, 25 and 26, 2016, as municipally significant; and,

- (b) That the following applicant be provided a copy of this resolution for inclusion with their application to the Alcohol and Gaming Commission of Ontario:
 - (i) Wentworth Adult Mixed Slo-Pitch League c/o Mr. Joe Seroski, Hamilton, Ontario.

CARRIED

7.2 Wentworth Adult Mixed Slo-Pitch League Play-Offs – Special Occasion Permit Liquor Licence

(Jackson/Whitehead)

WHEREAS, Hamilton City Council has received Notice (attached hereto as Appendix “A”) from Mr. Joe Seroski on behalf of the Wentworth Adult Mixed Slo-Pitch League, that they wish to obtain approval for a Special Occasion Permit Liquor Licence to sell alcohol on August 26, 2016 between the hours of 5:00 p.m. and 11:00 p.m.; August 27, 2016 between the hours of 11:00 a.m. and 11:00 p.m. and August 28, 2016 between the hours of 11:00 a.m. and 7:00 p.m. at Turner Field located at 344 Rymal Road East, Hamilton, Ontario, during the Wentworth Adult Mixed Slo-Pitch League Play-Offs taking place in Hamilton, Ontario;

WHEREAS, the Alcohol and Gaming Commission of Ontario requires that if a permit holder is not a registered charity or non-profit organization, that a resolution of the Council is required to designate the event as one of municipal significance; and

WHEREAS, the City of Hamilton does not have an objection to the Liquor Licence Serving Time Extension for the following establishment;

THEREFORE BE IT RESOLVED:

- (a) That the City of Hamilton hereby deems the Wentworth Adult Mixed Slo-Pitch League Play-Offs, being held in the City of Hamilton, Ontario on August 26, 27 and 28, 2016, as municipally significant; and,
- (b) That the following applicant be provided a copy of this resolution for inclusion with their application to the Alcohol and Gaming Commission of Ontario:
 - (i) Wentworth Adult Mixed Slo-Pitch League c/o Mr. Joe Seroski, Hamilton, Ontario.

CARRIED

7.3 Land Development Task Force

(Eisenberger/Jackson)

WHEREAS the City of Hamilton's Strategic Plan supports the development and implementation of neighbourhood and City wide strategies that will improve the health and well-being of residents;

WHEREAS the City of Hamilton owns over 2,000 properties representing over 25,000 acres, and the City's Portfolio Management Strategy sets out a framework for how the City's real estate interests can be maximized to support and/or deliver key City priorities;

WHEREAS the City of Hamilton has interests in real property that could be leveraged for broader community-building initiatives to achieve priorities for the City;

WHEREAS the City of Hamilton owns vacant and underutilized properties which may present opportunities for value maximization through strategic repurposing, consolidation, or disposition;

WHEREAS the City of Hamilton has to consider strategic land acquisitions to support LRT implementation;

WHEREAS significant needs have been identified regarding the availability of affordable housing, and the current condition of the City Housing Hamilton inventory;

WHEREAS the West Harbour development requires comprehensive consideration of the neighbourhood and City requirements;

WHEREAS the City of Hamilton currently leases over 350,000 s.f. of office space to accommodate employees of the City, 85% of which will expire within the next 5 years;

WHEREAS the City of Hamilton and its agencies have a number of dispersed facilities with common functions that may present opportunities for more efficient program delivery;

WHEREAS the City of Hamilton has established vitally important partnerships among anchor public agencies and not-for-profit sector organizations, whereby combining our common property interests may present opportunities to deliver greater collective impact and benefit for the public;

WHEREAS a strategic and focused portfolio review, and identification and development of priority opportunities may positively impact the City's tax base and/or revenue position;

WHEREAS the City of Hamilton is committed to “the Growth Plan that encourages intensification and transit-supportive, mixed use development to make better use of existing, underutilized infrastructure”⁽¹⁾; and,

WHEREAS the operation and management of City properties and the implementation of major City initiatives are currently undertaken by a number of different divisions across the City.

THEREFORE BE IT RESOLVED:

- (a) That the City Manager be directed to establish the Terms of Reference for a focused team comprised of subject matter experts, to identify strategic opportunities and to achieve realizable outcomes related to the City’s real estate interests;
- (b) That the City Manager be directed to report back to the General Issues Committee with an enabling framework that includes but is not limited to models such as 1) an internal staff team, 2) an agency or 3) a Land Development Corporation;
- (c) That the proposed work plan narrow the focus to a priority list that enables realistic and measurable completion targets for the initial 3 years that include, but are not limited to, vacant and underutilized properties which may present opportunities for value maximization, and tax revenues, through strategic repurposing, consolidation, or disposition; and,
- (d) That the Council approved nodes and corridors master plan provide the primary focus of the 3-year work plan to be presented for Council consideration on or before April 30, 2016.

(1) Downtown and Community Renewal Community Improvement Plan, February 2014 Consolidation pg. 10 of 32

CARRIED

7.4 Rental Arrangement with United Boxing Promotions

(Whitehead/Conley)

- (a) That Council directs staff to negotiate an appropriate rental arrangement with United Boxing Promotions to allow a night of professional boxing, sanctioned under the authority of the Ontario Athletic Commission, to take place at the Dave Andreychuk Mountain Arena; and
- (b) That staff be directed to review the existing policy and bring back a recommendation regarding the use of city run facilities for athletic competitions of a professional and/or amateur combat sport nature under the sanction of the appropriate provincial and/or national governing bodies.

CARRIED

7.5 Reaffirming Council's Position on the Hamilton Police Services Board Governance

(Merulla/Collins)

WHEREAS under the *Police Services Act*, the City of Hamilton is mandated to provide for adequate and effective police services;

WHEREAS the standards for Police operations and Police behaviour are established by the Province, and there are legislative protections ensuring oversight by the Province and recourse to Ontario Civilian Police Commission;

WHEREAS the Police Services budget constitutes a significant component of the City's annual operating budget, for which the public holds Hamilton City Council accountable;

WHEREAS following the model used for public health and emergency services (fire and ambulance), Hamilton City Council believes that the governance of the Police Service Hamilton should align to more accurately reflect this accountability;

WHEREAS under the current statutory regime, the Hamilton Police Service is governed by a 7-member Police Services Board comprised 3 members of Council, one Council-appointed citizen, and 3 Provincially-appointed citizens;

WHEREAS Council believes that a change in the governance of the Police Service is fair, appropriate, accountable and transparent;

WHEREAS Council accepts and supports the key principles for Police Service governance; namely accountability and independence; in particular, accountability, financially, and operationally to the citizens served, and independence in the carrying out of law enforcement;

WHEREAS Council supports a model where the Hamilton Police Service is governed directly by Council, as is the case with a number of Cities in Canada such as Quebec City, Quebec; Fredericton, New Brunswick; and, Charlottetown, Prince Edward Island;

WHEREAS Council could, alternatively, support a model where the Police Services Board is comprised exclusively of members of Council (like the Hamilton Board of Health) or, alternatively, some combination of Councillors and citizens appointed by City Council, as is the case with several Cities in Canada such as with the Edmonton, Alberta Police Commission (9 Commissioners, all appointed by City Council; a combination of Councillors and citizens); the Regina, Saskatchewan Board of Police Commissioners (5 Commissioners all appointed by City Council; a combination of Councillors and citizens); and, the St. John, New Brunswick Board of Police Commissioners (7 Commissioners; 6 appointed by Council and a combination of Councillors and citizens and 1 by the Province, a citizen);

WHEREAS governance directly by Council or by a Police Services Board comprised of members of Council and/or citizens appointed by Council must, according to law, abide by and not interfere with the principle of independence for the Police Service in terms of law enforcement;

WHEREAS in terms of accountability, both financially and operationally, a Police Service should be prepared to answer to Council and to the community in that there are protections for the Police Service beyond a municipal council; namely to the Province and its Ontario Police Services Commission such that any direct governance by City Council or indirect governance by a Police Services Board comprised of members of Council and/or citizens appointed by Council would itself still have oversight from the Province;

WHEREAS the amalgamation of the municipalities in the former Region of Hamilton-Wentworth into one City of Hamilton was in part recognition of the maturity and commitment to responsibility that an amalgamated City would have through its City Council; and

WHEREAS the Province should respect that maturity and sense of responsibility, and allow City Council to provide governance to the Police Service directly through Council or by way of a Police Services Board made up entirely of Council-appointed citizens, or a combination thereof, with such governance to be pursuant to the principles of accountability and independence and pursuant to any provincial regulations regarding the financing and operation of a Police Service.

THEREFORE, BE IT RESOLVED:

That Council reaffirm their previous request:

- (a) That Council reaffirm their previous request that the Province be requested to amend the *Municipal Act* and/or the *Police Services Act*, and/or enact special legislation to either:
 - (i) Enable the Hamilton Police Services Board to be governed directly by Hamilton City Council, or
 - (ii) Enable the Hamilton Police Services Board to be appointed by Council and comprised entirely of members of Council, or a combination of members of Council and citizens, as Council may determine.
- (b) That a copy of this resolution be forwarded to the Hamilton Police Chief and the Hamilton Police Services Board, assuring them that City Council will continue to respect and strongly support the Police Service under any form of governance, including abiding by the key principle of independence in law enforcement.

- (c) That a copy of this resolution be forwarded to the Premier, The Honourable Kathleen Wynne, and the Minister of Community Safety and Correctional Services, the Honourable Yasir Naqvi for consideration.
- (d) That a copy of this resolution be forwarded to the Leader of the Opposition, Patrick Brown, the Leader of the NDP, Andrea Horwath, all Hamilton area M.P.P.s, and the Association of Municipalities of Ontario (AMO) seeking their endorsement.

The Motion was **CARRIED** on the following Standing Recorded Vote:

Yeas: A. Johnson, J. Farr, M. Green, S. Merulla, C. Collins, T. Jackson, T. Whitehead, D. Conley, M. Pearson, B. Johnson, A. VanderBeek, R. Pasuta, J. Partridge

Total: 13

Nays: Mayor Eisenberger, L. Ferguson

Total: 2

7.6 A Bank for Everyone – Support Postal Banking

(Green/Whitehead)

WHEREAS we need a “public” review of Canada Post to discuss the future and our options for building a successful 21st century post office with the ability to meet the needs of Canadians and create new revenue streams, such as postal banking;

WHEREAS there is an urgent need for this service because thousands of rural towns and villages do not have a bank and nearly two million Canadians desperately need alternatives to payday lenders;

WHEREAS postal banking helps keep post offices viable and financial services accessible in many parts of the world; and

WHEREAS postal banking has the support of hundreds of municipalities and close to two-thirds of Canadians (Stratcom poll, 2013).

THEREFORE BE IT RESOLVED

- (a) That the City of Hamilton supports the addition of postal banking at Canada Post, with a mandate to promote financial inclusion; and
- (b) That the Mayor, on behalf of the City of Hamilton, call on the Federal Government's review of Canada Post to recommend the addition of financial and banking services at Canada Post, or at a minimum, a task force to determine how to deliver new financial and banking services through our postal service .

(Collins/Partridge)

That Item 7.6 respecting A Bank for Everyone – Support Postal Banking, be referred to the General Manager of Finance and Corporate Services and the City Solicitor for a report to the General Issues Committee with further details about Postal Banking.

CARRIED

7.7 Establishment of Mayor’s Advisory Committee on Newcomer Resettlement

(Eisenberger/Whitehead)

WHEREAS Canada has received its 25,000th Syrian Refugee as of March 1, 2016;

WHEREAS Hamilton has received 992 Government Assisted Refugees between December 10, 2015 and March 1, 2016;

WHEREAS Ontario has received 2016 Privately Sponsored Refugees as of February 10, 2016;

WHEREAS Hamilton has a number of community organizations and individuals involved in privately sponsored refugees;

WHEREAS there is no single agency responsible for the coordination of the resettlement of both Government Assisted Refugees and Privately Sponsored Refugees; and

WHEREAS Hamilton has a long history of welcoming newcomers and being a place of refuge for those fleeing war, persecution and other tragic circumstances.

THEREFORE BE IT RESOLVED:

- (a) That staff be directed to work with community partners to develop the Terms of Reference for the Mayor’s Advisory Committee on Newcomer Resettlement; and
- (b) That staff report back to the Emergency and Community Services Committee in April 2016.

CARRIED

7.8 “Freedom of the City” – 31 Service Battalion of the City of Hamilton

(Eisenberger/Whitehead)

WHEREAS the granting of the “Freedom of the City” has been a long time tradition in the City of Hamilton dating back to the mid 1970’s;

WHEREAS “Freedom of the City” is an ancient honour granted to martial organizations, allowing them the privilege to march into the city with drums beating, colours flying, and bayonets fixed. It is a symbol of trust and reward in return for dedicated duty.

WHEREAS the 31 Service Battalion proudly serves Canada by training citizens with a companies in Hamilton, London and Windsor;

WHEREAS the 31 Service Battalion is a unit from the Canadian Forces 31 Canadian Brigade Group, a unique element of the Canadian Forces, whose task is to augment Canada's military by providing Combat Service Support soldiers.

WHEREAS Hamiltonians have volunteered their service to their country in combat service support over the decades in domestic operations and deployed throughout the world on both United Nations (UN) and North Atlantic Treaty Organization (NATO) missions.

THEREFORE BE IT RESOLVED:

- (a) That the "Freedom of the City" be conferred upon the officers and members of the 31 Service Battalion of the City of Hamilton; and,
- (b) That a copy of this resolution be forwarded to the Hamilton Veterans Committee.

CARRIED

7.9 Extended HSR Bus Service for the Early Morning of Sunday, March 27, 2016

(Farr/Pasuta)

WHEREAS, the City's agent, Spectra Venue Management (formerly Global Spectrum), has secured 5 Garth Brooks performances that will attract over 80,000 people to First Ontario Centre over a 4 day period from March 24 through to March 27, 2016;

WHEREAS, approximately 2/3 of the patrons will be non-residents of the City of Hamilton, spending significant amounts of money at city hotels, restaurants, bars, and retail shops;

WHEREAS, the second show on Saturday, March 26, 2016 will vacate after regular bus schedules end;

WHEREAS, on this same evening, downtown parking lots will be full with visitors attending both the earlier performance as well as the later performance;

WHEREAS, the City of Hamilton wants to promote safe and convenient transportation for visitors and residents to and from downtown events; and,

WHEREAS, Spectra Venue Management is arranging to partially alleviate vehicular traffic coming downtown for the Saturday night performance, by coordinating with HSR to establish dedicated shuttle buses from 3 strategic hubs to bring patrons downtown and back to their cars, at no cost to the City of Hamilton;

THEREFORE BE IT RESOLVED:

- (a) That the extension of regular bus service by 1 hour on Sunday, March 27, 2016 from 1:30 a.m. to 2:30 a.m. to further accommodate patrons who require regular HSR service upon exiting the second performance that begins late on the evening of Saturday March 26, 2016, should HSR staff be agreeable to working the extra hour, be approved; and,
- (b) That the estimated cost of \$8,000 to extend regular bus service by 1 hour on Sunday, March 27, 2016 from 1:30 a.m. to 2:30 a.m., to be funded from the Tax Stabilization Reserve Account #110046, be approved.

CARRIED**7.10 Relocation of Golf Canada Offices to the City of Hamilton, King's Forest Golf Course, and the Potential of Hosting a High Profile Golf Tournament like the Canadian Open at King's Forest Golf Course****(Merulla/Collins)**

WHEREAS, Glen Abbey Golf Course in Oakville is preparing to close operations and sell-off lands for development purposes within a 5 year window,

WHEREAS, in 2012, King's Forest Golf Course hosted the Qualifying round for the Canadian Open;

WHEREAS, in recent years, King's Forest Golf Course was ranked number one municipal golf course in the country, and ranked in the Top 59 Public Golf Courses in Canada;

WHEREAS, the City of Hamilton was home to and supported the Canadian Open, played at Hamilton Golf & Country Club in 2003, 2006 and 2012; and,

WHEREAS, if the City of Hamilton were to be the host community to a premier event such as the Canadian Open, the event would:

- Increase tourism visitation;
- Showcase the vibrancy of the City of Hamilton's Tourism; and,
- Enhance staff and community engagement and boost civic pride;

THEREFORE BE IT RESOLVED:

- (a) That staff be directed to retain an outside agent, at an upper limit of \$50,000 to be funded from the Facility Capital Maintenance (Account #3541541550), to work on behalf of the City of Hamilton in order to pursue/investigate all the information and requirements needed in hosting the Canadian Open;

- (b) That staff be directed to contact Golf Canada to determine if there would be any interest for relocating their offices to King's Forest Golf Course in Hamilton; and,
- (c) That staff be directed to report to the Public Works Committee with the findings of the Outside Agent with respect to hosting a golf tournament like the Canadian Open and the potential relocation of Golf Canada's offices at Kings Forest Golf Course.

CARRIED

7.11 First Municipality to Join the Distinguished National Federation of Humane Societies

(A. Johnson/Farr)

WHEREAS the women and men of Hamilton Animal Services do a great job caring for our animals;

WHEREAS the Canadian Federation of Humane Societies (CFHS) brings together our country's shelters, Humane Societies, and chapters of the Society for the Prevention of Cruelty to Animals (SPCA), for purposes of animal services policy development and research, advocacy for animal welfare, professional development for animal services workers, and sharing of best practices across shelters and service providers;

WHEREAS the CFHS has just created a non-voting associate membership category, associated with a \$200 annual membership fee; and

WHEREAS the City of Hamilton directly provides its own animal services, and is therefore subject to the subtle legal and professional obligations that go along with that work.

THEREFORE BE IT RESOLVED:

That the City of Hamilton become the first municipality to join the distinguished National Federation of Humane Societies, in the associate membership category, so as to provide even better animal services and explore best practices in our municipal animal welfare work.

CARRIED

7.12 Comments on Excess Soil Management Policy Framework

(Pasuta/Jackson)

WHEREAS the Ministry of the Environment and Climate Change (MOECC) is requesting comments on its Excess Soil Management Policy Framework, with all comments received prior to March 26, 2016 being considered as part of the decision-making process by the MOECC;

THEREFORE BE IT RESOLVED:

- (a) That the City of Hamilton supports the implementation of the Excess Soil Management Policy Framework and in particular:
1. Shifting more responsibility onto the generator of excess soil (the source site) through a new provincially regulated approval process that includes requiring the source site to prepare and implement an excess soil management plan, certified by a Qualified Person and integrating these excess soil management plans into existing land use planning and development approval processes.
 2. Furthering policy alignment and consistent application across the province including supporting effective partnerships between Conservation Authorities and Municipalities.
- (b) That the Clerk forward this resolution for MOECC consideration to:
- Atif Durrani
Senior Policy Advisor
Ministry of the Environment and Climate Change
Integrated Environmental Policy Division
Land and Water Policy Branch
135 St. Clair Avenue West, Floor 6
Toronto Ontario M4V 1P5
- (c) That a copy of this resolution be forwarded to the Hamilton Conservation Authority; and the Association of Municipalities of Ontario.

CARRIED

NOTICES OF MOTION

Councillor Farr introduced the following Notice of Motion:

8.1 Extended HSR Bus Service for the Early Morning of Sunday, March 27, 2016

WHEREAS, the City's agent, Spectra Venue Management (formerly Global Spectrum), has secured 5 Garth Brooks performances that will attract over 80,000 people to First Ontario Centre over a 4 day period from March 24 through to March 27, 2016;

WHEREAS, approximately 2/3 of the patrons will be non-residents of the City of Hamilton, spending significant amounts of money at city hotels, restaurants, bars, and retail shops;

WHEREAS, the second show on Saturday, March 26, 2016 will vacate after regular bus schedules end;

WHEREAS, on this same evening, downtown parking lots will be full with visitors attending both the earlier performance as well as the later performance;

WHEREAS, the City of Hamilton wants to promote safe and convenient transportation for visitors and residents to and from downtown events; and,

WHEREAS, Spectra Venue Management is arranging to partially alleviate vehicular traffic coming downtown for the Saturday night performance, by coordinating with HSR to establish dedicated shuttle buses from 3 strategic hubs to bring patrons downtown and back to their cars, at no cost to the City of Hamilton;

THEREFORE BE IT RESOLVED:

- (a) That the extension of regular bus service by 1 hour on Sunday, March 27, 2016 from 1:30 a.m. to 2:30 a.m. to further accommodate patrons who require regular HSR service upon exiting the second performance that begins late on the evening of Saturday March 26, 2016, should HSR staff be agreeable to working the extra hour, be approved; and,
- (b) That the estimated cost of \$8,000 to extend regular bus service by 1 hour on Sunday, March 27, 2016 from 1:30 a.m. to 2:30 a.m., to be funded from the Tax Stabilization Reserve Account #110046, be approved.

(Farr/Pasuta)

That the Rules of Order be waived to allow for the introduction of a motion respecting Extended HSR Bus Service for the Early Morning of Sunday, March 27, 2016.

CARRIED

For disposition of this matter, refer to Item 7.9.

Councillor Merulla introduced the following Notice of Motion:

8.2 Relocation of Golf Canada Offices to the City of Hamilton, King's Forest Golf Course, and the Potential of Hosting a High Profile Golf Tournament like the Canadian Open at King's Forest Golf Course

WHEREAS, Glen Abbey Golf Course in Oakville is preparing to close operations and sell-off lands for development purposes within a 5 year window,

WHEREAS, in 2012, King's Forest Golf Course hosted the Qualifying round for the Canadian Open;

WHEREAS, in recent years, King's Forest Golf Course was ranked number one municipal golf course in the country, and ranked in the Top 59 Public Golf Courses in Canada;

WHEREAS, the City of Hamilton was home to and supported the Canadian Open, played at Hamilton Golf & Country Club in 2003, 2006 and 2012; and,

WHEREAS, if the City of Hamilton were to be the host community to a premier event such as the Canadian Open, the event would:

- Increase tourism visitation;
- Showcase the vibrancy of the City of Hamilton's Tourism; and,
- Enhance staff and community engagement and boost civic pride;

THEREFORE BE IT RESOLVED:

- (a) That staff be directed to retain an outside agent, at an upper limit of \$50,000 to be funded from the Facility Capital Maintenance (Account #3541541550), to work on behalf of the City of Hamilton in order to pursue/investigate all the information and requirements needed in hosting the Canadian Open;
- (b) That staff be directed to contact Golf Canada to determine if there would be any interest for relocating their offices to King's Forest Golf Course in Hamilton; and,
- (c) That staff be directed to report to the Public Works Committee with the findings of the Outside Agent with respect to hosting a golf tournament like the Canadian Open and the potential relocation of Golf Canada's offices at Kings Forest Golf Course.

(Merulla/Collins)

That the Rules of Order be waived to allow for the introduction of a motion respecting Relocation of Golf Canada Offices to the City of Hamilton, King's Forest Golf Course, and the Potential of Hosting a High Profile Golf Tournament like the Canadian Open at King's Forest Golf Course.

CARRIED

For disposition of this matter, refer to Item 7.10.

Councillor A. Johnson introduced the following Notice of Motion:

8.3 First Municipality to Join the Distinguished National Federation of Humane Societies

WHEREAS the women and men of Hamilton Animal Services do a great job caring for our animals;

WHEREAS the Canadian Federation of Humane Societies (CFHS) brings together our country's shelters, Humane Societies, and chapters of the Society for the Prevention of Cruelty to Animals (SPCA), for purposes of animal services policy development and research, advocacy for animal welfare, professional

development for animal services workers, and sharing of best practices across shelters and service providers;

WHEREAS the CFHS has just created a non-voting associate membership category, associated with a \$200 annual membership fee; and

WHEREAS the City of Hamilton directly provides its own animal services, and is therefore subject to the subtle legal and professional obligations that go along with that work.

THEREFORE BE IT RESOLVED:

That the City of Hamilton become the first municipality to join the distinguished National Federation of Humane Societies, in the associate membership category, so as to provide even better animal services and explore best practices in our municipal animal welfare work.

(Johnson/Farr)

That the Rules of Order be waived to allow for the introduction of a motion respecting being the First Municipality to Join the Distinguished National Federation of Humane Societies.

CARRIED

For disposition of this matter, refer to Item 7.11.

Councillor Pasuta introduced the following Notice of Motion:

8.4 Comments on Excess Soil Management Policy Framework

WHEREAS the Ministry of the Environment and Climate Change (MOECC) is requesting comments on its Excess Soil Management Policy Framework, with all comments received prior to March 26, 2016 being considered as part of the decision-making process by the MOECC;

THEREFORE BE IT RESOLVED:

(a) That the City of Hamilton supports the implementation of the Excess Soil Management Policy Framework and in particular:

1. Shifting more responsibility onto the generator of excess soil (the source site) through a new provincially regulated approval process that includes requiring the source site to prepare and implement an excess soil management plan, certified by a Qualified Person and integrating these excess soil management plans into existing land use planning and development approval processes.

2. Furthering policy alignment and consistent application across the province including supporting effective partnerships between Conservation Authorities and Municipalities.

(b) That the Clerk forward this resolution for MOECC consideration to:

Atif Durrani
Senior Policy Advisor
Ministry of the Environment and Climate Change
Integrated Environmental Policy Division
Land and Water Policy Branch
135 St. Clair Avenue West, Floor 6
Toronto Ontario M4V 1P5

(Pasuta/Jackson)

That the Rules of Order be waived to allow for the introduction of a motion respecting Comments on Excess Soil Management Policy Framework.

For disposition of this matter, refer to Item 7.12.

STATEMENT BY MEMBERS

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

PRIVATE & CONFIDENTIAL

(Collins/Whitehead)

That the Closed Session minutes of the February 10, 2016 Council meeting be approved, as presented.

CARRIED

BY-LAWS

(Collins/Merulla)

That the Bill List be amended by adding the following Bill and renumbering the balance:

070 A By-law to Adopt and Maintain a Procurement Policy for the City of Hamilton

CARRIED

(Collins/Merulla)

That Bills No. 16-059 to No. 16-070, as amended, be passed and that the Corporate Seal be affixed thereto, and that the By-laws be numbered and signed by the Mayor and the City Clerk to read as follows:

By-law No.

- 16-059** To Amend By-law No. 01-215 Being a By-law to Regulate Traffic
Schedule 4 (Yield Sign Locations)
Schedule 5 (Stop Control)
- 16-060** 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 14 (Wheelchair Loading Zones)
- 16-061** To Authorize the Execution of a Contribution Agreement between the City of Hamilton and Her Majesty the Queen in right of Canada as represented by the Minister responsible for the Federal Economic Development Agency for Southern Ontario to Receive Funding Under the Canada 150 Community Infrastructure Program
- 16-062** A By-law to Amend the Water and Wastewater/Storm Fees and Charges By-law No. 15-284
- 16-063** To Amend By-law No. 06-147, Being a By-law to Authorize the City to Enter into Extension Agreements
- 16-064** Respecting Removal of Part Lot Control, Block 99 of Registered Plan 62M-1149, "Fairgrounds East – Phase 2" and Block 178 of Registered Plan 62M-1214, "Fairgrounds West" Respecting Removal of Part Lot Control, Block 99 of Registered Plan 62M-1149, "Fairgrounds East – Phase 2" and Block 178 of Registered Plan 62M-1214, "Fairgrounds West"
PLC-15-032
- 16-065** To Adopt Official Plan Amendment No. 42 to the Urban Hamilton Official Plan Respecting 1001, 1009, and 1035 Garner Road East (Ancaster)
- 16-066** To Amend Zoning By-law No. 87-57 (Ancaster) Respecting Lands located at 1001, 1009, and 1035 Garner Road East (Ancaster)
ZAC-15-003
- 16-067** To Adopt Official Plan Amendment No. 50 to the Urban Hamilton Official Plan Respecting 961-969, 975, and 989 Garner Road East (Ancaster)
- 16-068** To Amend Zoning By-law No. 87-57 (Ancaster) Respecting Lands located at 961, 969, 976, and 989 Garner Road East (Ancaster)
ZAC-15-006

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- 16-069** To Amend Zoning By-law No. 87-57 (Ancaster) Respecting Lands Located at 311 Hamilton Drive (Ancaster)
ZAR-15-043
- 16-070** A By-law to Adopt and Maintain a Procurement Policy for the City of Hamilton
- 16-071** To Confirm the Proceedings of City Council

CARRIED

(Green/Farr)

That, there being no further business, the City Council meeting be adjourned at 8:16 p.m.

CARRIED

Respectfully submitted,

Mayor Fred Eisenberger

Rose Caterini
City Clerk