



## CITY COUNCIL MINUTES 17-015

9:30 a.m.  
Friday, August 18, 2017  
Council Chamber  
Hamilton City Hall  
71 Main Street West

**Present:** Deputy Mayor J. Farr  
Councillors T. Whitehead, D. Skelly, T. Jackson, C. Collins, S. Merulla, M. Green, A. Johnson, M. Pearson, B. Johnson, A. VanderBeek, R. Pasuta, J. Partridge

**Absent with  
Regrets:** Mayor F. Eisenberger, Councillors D. Conley, L. Ferguson – Personal

Deputy Mayor Farr called the meeting to order.

Deputy Mayor Farr informed members of Council about the passing of one of our former employees – Coralee Secore.

Coralee was a sensational staff member of the City, with over 34 years of service. Coralee began her career at the City of Hamilton in 1973 in the Community Services Department, retiring December 2011 and was then rehired in the Roads Department working on the Pan Am Games in 2012, transferring to the Events in Recreation Division working on Hometown Hockey in 2016 and retiring just recently in June 2017.

On behalf of City Council, deepest condolences were offered to Coralee's entire family.

<b>APPROVAL OF THE AGENDA</b>
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The Clerk advised of the following changes to the agenda:

### 1. CHANGES TO THE MOTIONS

- 7.1 Final Development Charge Demolition Credit Extension - *Deferred to a future Council meeting as per the direction approved on this matter at the August 16<sup>th</sup> Audit, Finance and Administration Committee meeting.*

- 7.7 Amendment to Item 3 of the Audit, Finance & Administration Committee Report 17-008 – Grants Sub-Committee Report 17-002, May 11, 2017 (Historic Waterdown Arts & Events, Arts Program – Arts Festival ART B-5) - *Sub-sections (c) and (c)(b)(i), should read “\$5,998,716”.*

## **2. ADDED NOTICES OF MOTION**

- 8.1 Supercrawl (Beer Tent 1) – Special Occasion Permit Liquor Licence
- 8.2 Supercrawl (Beer Tent 2) – Special Occasion Permit Liquor Licence
- 8.3 Conditional Support for the Issuance of a Licence for Grain & Grit Ltd.
- 8.4 Binbrook Little Theatre 2017 and 2018 Production Seasons
- 8.5 Community Grants for Ward 3
- 8.6 Commemorative Designation of the Alleyway Between Gibson and Chestnut and Barton and Cannon

## **3. ADDED BILLS**

- 179 To Amend By-law No. 01-215 Being a By-law to Regulate Traffic  
Schedule 2 (Speed Limits)  
Schedule 3 (Flashing School Zones – Reduced Speed Limit)  
Ward: 11
- 180 To Amend By-law No. 01-215 Being a By-law to Regulate Traffic  
Schedule 5 (Stop Control)  
Ward: 1, 3, 6, 8
- 181 To Amend Zoning By-law No. 87-57 Respecting Lands Located at 21 Fiddler's  
Green Road (Ancaster)  
ZAR-17-011  
Ward: 12
- 182 To Amend By-law No. 3581-86 Respecting Lands Located at 118 Hatt Street  
(Dundas)  
ZAR-16-028  
Ward: 13
- 183 To Amend Zoning By-law No. 05-200 Respecting Lands Located at 1185 and 121  
York Boulevard (Hamilton)  
ZAR-17-003  
Ward: 1
- 184 To Amend Zoning By-law No. 464 Respecting Lands Located at 3079 Binbrook  
Road (Glanbrook)  
ZAC-17-037  
Ward: 11

- 185 To Adopt Official Plan Amendment No. 82 to the Urban Hamilton Official Plan Respecting 440 First Road West (Stoney Creek)  
Ward: 9
- 186 To Amend Zoning By-law No. 3692-92 Respecting Lands located at 440 First Road West (Stoney Creek)  
ZAC-15-059  
Ward: 9
- 187 To Adopt Official Plan Amendment No. 236 to the Hamilton Official Plan Respecting 162 Hess Street North  
Ward: 2
- 188 To Amend Zoning By-law No. 6593, as amended, Respecting Lands Located at 162 Hess Street North  
ZAR-15-22 & OPA-15-11  
Ward: 2
- 189 To Confirm the Proceedings of City Council

#### 4. CHANGE TO THE ORDER OF ITEMS

- 8.6 Commemorative Designation of the Alleyway between Gibson and Chestnut and Barton and Cannon – *to be considered following the approval of the agenda.*

#### (Pearson/Partridge)

That the agenda for the August 18, 2017 meeting of Council be approved, as amended.

**CARRIED**

<b>DECLARATIONS OF INTEREST</b>
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Councillor Pearson declared an interest to Item 6 of the Planning Committee Report 17-013, respecting the Rental Housing Sub-Committee Report 17-003, as she is the owner of rental properties.

Councillor A. VanderBeek declared an interest to Item 3 of the Planning Committee Report 17-013, respecting Report PED16162(a) – Housekeeping Amendment to the Hamilton Adequate Heat By-Law No. 04-091, as she is the owner of a rental properties.

Councillor A. VanderBeek declared an interest to Item 6 of the Planning Committee Report 17-013, respecting the Rental Housing Sub-Committee Report 17-003, as she is the owner rental properties.

Councillor S. Merulla declared an interest to Item 6 of the Planning Committee Report 17-013, respecting the Rental Housing Sub-Committee Report 17-003, as he is the owner of rental properties.

Councillor M. Green declared an interest to Item 6 of the Planning Committee Report 17-013, respecting the Rental Housing Sub-Committee Report 17-003, as he is the owner of rental properties.

<b>APPROVAL OF MINUTES</b>
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**4.1 July 14, 2017****(A. Johnson/B. Johnson)**

That the Minutes of the July 14, 2017 meeting of Council be approved, as presented.

**CARRIED**

<b>COMMUNICATIONS</b>
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**(Collins/Merulla)**That Council Communications 5.1 through 5.11 be approved, ***as amended***, as follows:

- 5.1 Correspondence from David Ayotte, Director, Niagara Escarpment Commission, respecting the Updated Niagara Escarpment Plan.

Recommendation: Be received.

- 5.2 Correspondence from Kevin Powers, Director, Public Affairs, OPG Nuclear, urging that Municipal Councils support OPG's Deep Geologic Repository.

Recommendation: ***Be received.***

- 5.3 Correspondence from the Honourable Amarjeet Sohi, Minister of Infrastructure and Communities, in response to Mayor Eisenberger's letter of April 27, 2017, respecting the Public Transit Infrastructure Fund approved project financing.

Recommendation: Be received.

- 5.4 Correspondence from the Honourable Chris Ballard, Minister of Housing in response to Mayor Eisenberger's letter sharing the City of Hamilton's concerns for additional funding through the Community Homelessness Prevention Initiative (CHPI) to address the need of people experiencing homelessness in Hamilton.

Recommendation: Be received.

- 5.5 Correspondence from John Jensen, President and Chief Executive Officer, Metrolinx in response to Mayor Eisenberger's letter of May 3, 2017, respecting the Hamilton LRT Environmental Project Report (EPR) Addendum.

Recommendation: Be received.

- 5.6 Correspondence from the City of Owen Sound respecting a resolution in support of the Ontario Chamber of Commerce's request that an Economic Impact Analysis be completed on the proposed *Employment Standards Act* reforms, prior to the implementation of the proposed changes to the *Act*.

Recommendation: Be received.

- 5.7 Correspondence from W. Plessl, Executive Director, Hamilton Waterfront Trust (HWT), respecting the HWT Board of Trustees' – Motion increasing the number of appointees by the City of Hamilton from 4 (four) to 5 (five).

Recommendation: Be received and referred to the Governance Review Sub-Committee.

Councillor D. Skelly wished to be recorded as OPPOSED to Item 5.7 above.

- 5.8 Correspondence from Eric Costen, Director General, Cannabis Legalization & Regulation Secretariat, Health Canada, in response to Mayor Eisenberger's letter of December 21, 2016, respecting the Board of Health report "Public Health Approach to Revising the Legal Framework for Cannabis (Marijuana).

Recommendation: Be received.

- 5.9 Correspondence from Dino Bagnariol, Director, Highway Standards Branch, Ministry of Transportation, in response to the Mayor's letter respecting reduced speed limits during storm events on Ontario highways.

Recommendation: Be received.

- 5.10 Correspondence from Sylvia Jones, MPP, Dufferin-Caledon, Deputy Leader of the PC Caucus, requesting support for private member's bill, Bill 141 – Sewage Bypass Reporting Act, 2017.

Recommendation: Be received.

- 5.11 Correspondence from Zach Douglas, President & CEO, McMaster Innovation Park, respecting First Longwood Innovation Trust o/a McMaster Innovation Park (MIP) Development (Demolition) Credits available to Trust re: Longwood Road South, Hamilton, Ontario

Recommendation: Be received and referred to consideration of Item 7.1.

**MOTION, AS AMENDED, CARRIED**

**(Collins/Merulla)**

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

**CARRIED**

<b>SPECIAL GENERAL ISSUES COMMITTEE REPORT 17-016</b>
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- 2. Keeping Hamilton's Light Rail Transit (LRT) Public – Operation and Maintenance of LRT in Hamilton (Item 9.1)**

**(Whitehead/Skelly)**

WHEREAS, the City of Hamilton's public transit service, the Hamilton Street Railway (HSR) has been running transit in Hamilton since 1873;

WHEREAS, the Amalgamated Transit Union (ATU), Local 107, has language in their Collective Agreement with the Hamilton Street Railway (HSR) that their members will operate any new transit in the city of Hamilton;

WHEREAS, transit is an essential public service that should remain under public ownership and operation; and,

WHEREAS, the Metrolinx procurement process for the new Light Rail Transit (LRT) line excludes the HSR from bidding, as it cannot finance, build or design the new LRT;

THEREFORE BE IT RESOLVED:

That staff be directed to advise Metrolinx that the forthcoming operating and maintenance agreement between the City of Hamilton and Metrolinx for Light Rail Transit should include the Hamilton Street Railway as the party responsible to operate and maintain the new Light Rail Transit line, and any other future transit expansion, in the city of Hamilton.

The Motion above CARRIED on the following Standing Recorded Vote:

Yeas:	J. Farr, M. Green, S. Merulla, C. Collins, T. Jackson, D. Skelly, T. Whitehead, M. Pearson, B. Johnson, A. VanderBeek, J. Partridge
Total:	11
Nays:	A. Johnson, R. Pasuta
Total:	2
Absent:	D. Conley, L. Ferguson, F. Eisenberger
Total:	3

**(Whitehead/Skelly)**

That the SIXTEENTH report of the General Issues Committee be adopted, as presented, and the information section received.

**CARRIED**

<b>GENERAL ISSUES COMMITTEE REPORT 17-017</b>
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**(Whitehead/Skelly)**

That the SEVENTEENTH report of the General Issues Committee be adopted, as presented, and the information section received.

**CARRIED**

<b>PLANNING COMMITTEE REPORT 17-013</b>
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**6. Rental Housing Sub-Committee Report 17-003 (Item 5.7)****(Collins/Jackson)**

That the staffing and budget components, respecting sub-section (a) to the Rental Housing Sub-Committee Report 17-003, be referred to the 2018 budget process.

**CARRIED**

Councillors A. Johnson and T. Whitehead wished to be recorded as OPPOSED to the Motion above.

**10. Application for a Zoning By-law Amendment for Lands Located at 3079 Binbrook Road, Glanbrook (PED17142) (Ward 11) (Item 6.3)****(Pearson/B. Johnson)**

That Subsection (a)(i) of Item 10 of Planning Committee Report 17-013 respecting Application for a Zoning By-law Amendment for Lands Located at 3079 Binbrook Road, Glanbrook (PED17142) be amended by adding the following provision to the modified draft By-law:

3. Notwithstanding the provisions contained in this By-law, the “H” symbol applicable to the lands zoned “H-C3-305” shall not apply to a Personal Service Shop having a maximum Commercial Gross Floor Area of no more than 675m<sup>2</sup>.

The amended Item 10 to read as follows:

- (a) That Zoning By-law Amendment Application ZAC-17-037, by 1635054 Ontario Inc., (Owner), for a change in zoning from the Existing Residential “ER” Zone to the General Commercial - Holding “H-C3-305” Zone, Modified, to permit the development of a women’s wellness studio and spa for the lands located at 3079 Binbrook Road as shown on Appendix “A” to Report PED17142 be APPROVED on the following basis:

- (i) That the modified draft By-law, attached as Appendix “A” to Report 17-013, which has been prepared in a form satisfactory to the City Solicitor, ***be amended by adding the following provision:***

3. ***Notwithstanding the provisions contained in this By-law, the “H” symbol applicable to the lands zoned “H-C3-305” shall not apply to a Personal Service Shop having a maximum Commercial Gross Floor Area of no more than 675m<sup>2</sup>.***

and enacted by City Council;

- (ii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2014), conforms to the Growth Plan for the Greater

Golden Horseshoe (2017), and complies with the Urban Hamilton Official Plan; and,

- (iii) That staff be directed and authorized to incorporate Recommendation (a) of Report PED17142 into the future housekeeping amendment to the Commercial and Mixed Use Zones in accordance with the applicable provisions of the *Planning Act*.
- (b) That the public submissions received regarding this matter did not affect the decision; and,
- (c) That pursuant to Section 34(17) of the *Planning Act* no additional notice is required.

**CARRIED**

- 15. Application for a Permit to Injure or Destroy Trees in a Woodland for CON 2 PT LOT 57, PLAN 699 PCL A RP 62R17555, PARTS 1 TO 11 (Municipal Addresses of 820, 828, 870 Scenic Drive and 801 Sanatorium Road) - Refused by the Director of Licensing and By-law Services and appealed by the Applicant (PED17096) (Ward 8) (Deferred from June 20, 2017) (Item 8.1)**

**(Whitehead/Merulla)**

- (a) That Item 15 of the Planning Committee Report 17-003, Report PED17096 - respecting the Application for a Permit to Injure or Destroy Trees in a Woodland for CON 2 PT LOT 57, PLAN 699 PCL A RP 62R17555, PARTS 1 TO 11 (Municipal Addresses of 820, 828, 870 Scenic Drive and 801 Sanatorium Road) - Refused by the Director of Licensing and By-law Services and appealed by the Applicant, be referred to the Development Application process; and,
- (b) That staff be directed to report back to the Planning Committee with a full chronological history, including all communications with staff, respecting Report PED17096 - respecting the Application for a Permit to Injure or Destroy Trees in a Woodland for CON 2 PT LOT 57, PLAN 699 PCL A RP 62R17555, PARTS 1 TO 11 (Municipal Addresses of 820, 828, 870 Scenic Drive and 801 Sanatorium Road) - Refused by the Director of Licensing and By-law Services and appealed by the Applicant, in order to have a full understanding of the matter.

**CARRIED**

Councillors M. Green, A. Johnson and B. Johnson wished to be recorded as OPPOSED to the referral Motion above.



19. **Appeal to the Ontario Municipal Board (OMB) on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the Urban Hamilton Official Plan, City of Stoney Creek Zoning By-law No. 3692-92, and Revisions to Draft Plan of Subdivision 25T-200908, for Lands Located at 198 First Road West and 165 Upper Centennial Parkway (Stoney Creek) (LS17025/PED17025(a)) (Ward 9) (Item 12.1)**

**(Pearson/A. Johnson)**

That the recommendation of Item 19 of Planning Committee Report 17-013 respecting Appeal to the Ontario Municipal Board (OMB) on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the Urban Hamilton Official Plan, City of Stoney Creek Zoning By-law No. 3692-92, and Revisions to Draft Plan of Subdivision 25T-200908, for Lands Located at 198 First Road West and 165 Upper Centennial Parkway (Stoney Creek) (LS17025/PED17025(a)) be deleted in its entirety and the following be inserted therein:

~~That the recommendations of Report LS17025/PED17025(a) respecting "Appeal to the Ontario Municipal Board (OMB) on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the Urban Hamilton Official Plan, City of Stoney Creek Zoning By-law No. 3692-92, and Revisions to Draft Plan of Subdivision 25T-200908, for Lands Located at 198 First Road West and 165 Upper Centennial Parkway (Stoney Creek)" be approved and the recommendations and the report remain private and confidential and restricted from public disclosure.~~

- a) That Legal staff be instructed to recommend the approval of Urban Hamilton Official Plan Amendment Application UHOPA-14-012, by Penta Properties Inc. (c/o Angelo Paletta), Owner, to amend the West Mountain (Heritage Green) Secondary Plan to allow for the redesignation of lands from "Institutional – Elementary School", "Utility", "Low Density Residential 2b", and "Low Density Residential 3" to "Low Density Residential 3c", "Low Density Residential 2b", and "Utility" to permit the development of 55 single detached dwellings, 24 semidetached dwellings and 292 street townhouse units, for the lands known as 198 First Road West and 165 Upper Centennial Parkway (Stoney Creek), as shown on Appendix "A" to Report LS17025/PED17025(a), to the Ontario Municipal Board on the following basis:
- (i) That the draft Official Plan Amendment, attached as Appendix "B" to Report LS17025/PED17025(a), which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council; and,
  - (ii) That the proposed amendment is consistent with the Provincial Policy Statement (2014) and conforms to the Growth Plan for the Greater Golden Horseshoe (2017).
- (b) That Legal staff be instructed to recommend the approval of Zoning By-law Amendment Application ZAC-14-027, by Penta Properties Inc. (c/o Angelo Paletta), Owner, for changes in zoning from the Community Shopping Centre (Holding) "SC2-5 (H)" Zone, Modified, the Neighbourhood Development "ND" Zone, and the Multiple Residential "RM4" Zone in Zoning By-law No. 3692-92,

and the Conservation / Hazard (P5) Zone and Neighbourhood Institutional (I1) Zone in Zoning By-law No. 05-200, to the Single Residential “R4” Zone, the Single Residential (Holding) “R4-34 (H)” Zone, Modified, the Residential “R5-10” Zone, Modified, the Multiple Residential “RM2-23” Zone, Modified, the “Multiple Residential (Holding) “RM2-23 (H)” Zone, Modified, and the Multiple Residential (Holding) “RM3-60 (H)” Zone, Modified in Zoning By-law No. 3692-92, and the Conservation / Hazard Land (P5) Zone in Zoning By-law No. 05-200, for lands located at 198 First Road West and 165 Upper Centennial Parkway (Stoney Creek), as shown on Appendix “A” to Report LS17025/PED17025(a), to the Ontario Municipal Board on the following basis:

- (i) That the draft By-laws, attached as Appendix “C” and Appendix “D” to Report LS17025/PED17025(a), which have been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
  - (ii) That the proposed changes in zoning are consistent with the Provincial Policy Statement (PPS) and conform to the Growth Plan for the Greater Golden Horseshoe (2017); and,
  - (iii) That the proposed changes in zoning will comply with the Urban Hamilton Official Plan upon finalization of Urban Hamilton Official Plan Amendment No. \_\_\_\_.
- (c) That Legal staff be instructed to recommend approval of Draft Plan of Subdivision Application 25T-200908R by Penta Properties Inc. (c/o Angelo Paletta), Owner, for a revision to a Draft Plan of Subdivision known as “Felker, Phases 2 & 3”, on lands known as 198 First Road West and 165 Upper Centennial Parkway (Stoney Creek), as shown on Appendix “A” to the Ontario Municipal Board, subject to the following conditions:
- (i) That this approval apply to the Revised Draft Plan of Subdivision, 25T-200908R, prepared by Metropolitan Consulting and certified by Anita Simic, O.L.S., dated, June 16, 2014, consisting of two Blocks for 55 single detached dwellings (Blocks C & DD), one Block for 24 semidetached dwellings (Block EE), and 16 blocks for 292 street townhouse units (Blocks B, E, N, P – U, X – Z, AA, FF – HH), one Block for a Storm Water Management Pond (Block A), four new streets (Streets G, H, I and K), and three Blocks for future residential uses /streets (Blocks II – KK) subject to the owner entering into a standard Form Subdivision Agreement, as approved by the Ontario Municipal Board, and with Special Conditions attached as Appendix “F” to Report LS17025/PED17025(a);
  - (ii) Acknowledgement by the City of Hamilton of its responsibility for cost-sharing with respect to this development shall be in accordance with the City’s Financial Policies and will be determined at the time of development; and,

- (iii) That payment of Cash-in-Lieu of Parkland will be required, pursuant to Section 42 of the *Planning Act*, and will be calculated in accordance with the City's Parkland Dedication By-law, and shall be based on the value of the lands on the day prior to the issuance of the first building permit;

all in accordance with the Financial Policies for Development and the City's Parkland Dedication By-law, as approved by Council.

- (d) That the Urban Hamilton Official Plan Amendment, Zoning By-law Amendment and Draft Plan of Subdivision Conditions may be amended as required, to the satisfaction of the Director of Planning and Chief Planner and City Solicitor.

**CARRIED**

**20. Appeal to the Ontario Municipal Board (OMB) on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the Urban Hamilton Official Plan, City of Stoney Creek Zoning By-law No. 3692-92, and Revisions to Draft Plan of Subdivision 25T-201503, for Lands Located at 165 Upper Centennial Parkway (Stoney Creek) (LS17024/PED17026(a)) (Ward 9) (Item 12.2)**

**(Pearson/A. Johnson)**

That the recommendation of Item 20 of Planning Committee Report 17-013 respecting Appeal to the Ontario Municipal Board (OMB) on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the Urban Hamilton Official Plan, City of Stoney Creek Zoning By-law No. 3692-92, and Revisions to Draft Plan of Subdivision 25T-201503, for Lands Located at 165 Upper Centennial Parkway (Stoney Creek) (LS17024/PED17026(a)) be deleted in its entirety and the following be inserted therein:

~~That the recommendations of Report LS17024/PED17026(a) respecting "Appeal to the Ontario Municipal Board (OMB) on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the Urban Hamilton Official Plan, City of Stoney Creek Zoning By-law No. 3692-92, and Revisions to Draft Plan of Subdivision 25T-201503, for Lands Located at 165 Upper Centennial Parkway (Stoney Creek)" be approved and the recommendations and the report remain private and confidential until approved by Council.~~

- (a) That Legal staff be instructed to oppose the appeal by Upper Centennial Developments Ltd. (UCD) to the Ontario Municipal Board of its application to amend the Urban Hamilton Official Plan (UHOP) for lands located at 165 Upper Centennial Parkway (Stoney Creek) and that Legal staff be authorized to retain such outside professional(s) for said purpose and charge the costs to the Tax Stabilization Reserve 110046;
- (b) That Legal staff be instructed to oppose the appeal by Upper Centennial Developments Ltd. (UCD) to the Ontario Municipal Board of its application to amend the City of Stoney Creek Zoning By-law No. 3692-92 for lands located at 165 Upper Centennial Parkway (Stoney Creek) and that Legal staff be authorized to retain such outside professional(s) for said purpose and charge the costs to the Tax Stabilization Reserve 110046;

- (c) That Legal staff be instructed to oppose the appeal by Upper Centennial Developments Ltd. (UCD) to the Ontario Municipal Board (OMB) of its application for approval of a Draft Plan of Subdivision for lands located at 165 Upper Centennial Parkway (Stoney Creek) and that Legal staff be authorized to retain such outside professional(s) for said purpose and charge the costs to the Tax Stabilization Reserve 110046;
- (d) That the Ontario Municipal Board (OMB) be advised that the reasons for Council's opposition to Upper Centennial Developments Ltd. (UCD) applications: to amend the Urban Hamilton Official Plan (UHOP), to amend the City of Stoney Creek Zoning By-law No. 3692-92; and for approval of a Draft Plan of Subdivision 25T-201503(R) for lands located at 165 Upper Centennial Parkway (Stoney Creek) include but are not limited to the following:
  - (1) the applications do not comply with the Urban Hamilton Official Plan and West Mountain Area (Heritage Green) Secondary Plan;
  - (2) the application for Draft Plan of Subdivision does not have regard to the matters provided for in Section 51(24) of the *Planning Act*;
  - (3) the applications provide for backlotting along Upper Centennial Developments (UCD) which does not comply with the Urban Hamilton Official Plan;
  - (4) appropriate setbacks for structures such as retaining walls in order to facilitate servicing and road stabilization have not been provided;
  - (5) the applications do not provide for: appropriate grading transition and access and servicing connections to permit the orderly development of the future residential lands to the north of the subject lands;
  - (6) the Draft Plan of Subdivision does not provide appropriate access to the proposed commercial lands on Block "B" of the Draft Plan of Subdivision;
  - (7) the Draft Plan of Subdivision does not provide for an appropriate interface between development on Block "A" and Upper Centennial Parkway;
  - (8) the road pattern in the proposed Draft Plan of Subdivision has not been demonstrated to be appropriate and may not result in a suitably functional road network; and,
  - (9) the applications may result in an unacceptable reduction in commercially designated and zoned lands;
- (e) That Legal staff be instructed to take the position before the Ontario Municipal Board that the conditions of Draft Plan approval attached as Appendix "B" to Report LS17024/PED17026(a) are the appropriate conditions of Draft Plan of

approval to be applied by the Ontario Municipal Board if it approves Upper Centennial Developments Ltd. (UCD) application for Draft Plan of Subdivision for the lands located at 165 Upper Centennial Parkway (Stoney Creek); and that these conditions can be amended, if required, to the satisfaction of the Director of Planning, Chief Planner and City Solicitor;

- (f) That Legal staff be instructed to take the position before the Ontario Municipal Board that if it approves the Zoning By-law Amendment application ZAC-15-015 by Upper Centennial Developments Ltd. (UCD) for the lands located at 165 Upper Centennial Parkway (Stoney Creek) it should contain the Holding Provisions attached as Appendix "C" to Report PED17026(a)/LS17024; and,
- (g) That Report PED17026(a)/LS17024 be released to the public.

**CARRIED**

**(Pearson/A. Johnson)**

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

**CARRIED**

**(Collins/Merulla)**

That Section 5.6(2) of the City's Procedural By-law 14-300, which provides that a minimum of 48 hours shall pass before a Standing Committee Report is presented to Council, be waived in order to consider the Audit, Finance and Administration Committee Report 17-011, dated Wednesday, August 16, 2017; Emergency & Community Services Committee Report 17-008, dated Wednesday, August 16, 2017; Public Works Committee Report 17-010, dated Thursday, August 17, 2017; and, the Board of Health Report 17-007, dated Thursday, August 17, 2017.

**CARRIED**

<b>AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 17-011</b>
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**(Skelly/Whitehead)**

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

**CARRIED**

<b>EMERGENCY &amp; COMMUNITY SERVICES COMMITTEE REPORT 17-008</b>
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**(A. Johnson/Green)**

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

**CARRIED**

**PUBLIC WORKS COMMITTEE REPORT 17-008**

**6. Sidewalks for the Winona Road and Fifty Road Overpasses (PW17060) (Ward 11) (Item 5.8)**

**(B. Johnson/Merulla)**

That Item 6 of the Public Works Committee Report 17-008, respecting Report PW17060 - Sidewalks for the Winona Road and Fifty Road Overpasses, be referred to a future Public Works Committee meeting, to allow the Ward Councillor additional time to review the matter.

**CARRIED**

**10. Sulphur Springs Well (Ward 12) (Item 9.1)**

Councillors A. Johnson and M. Green wished to be recorded as OPPOSED to Item 10 above.

**(VanderBeek/Jackson)**

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

**CARRIED**

**BOARD OF HEALTH REPORT 17-007**

**(Whitehead/Skelly)**

That the SEVENTH Report of the Board of Health be adopted, as presented, and the information section received.

**CARRIED**

**(Collins/Merulla)**

That the Committee of the Whole Rise and Report.

**CARRIED**

**MOTIONS**

**7.2 National Touch Football Championships – Special Occasion Permit Liquor Licence**

**(Jackson/Skelly)**

WHEREAS, Hamilton City Council has received Notice (attached hereto as Appendix “A”) from Steve Morrell on behalf of Touch Football Ontario that they wish to obtain approval for a Special Occasion Permit Liquor Licence to sell alcohol on October 7, 2017 between the hours of 11:00 a.m. and 7:00 p.m. October 8, 2017 between the hours of 1:00 p.m. and 6:00 p.m. October 9, 2017 between the hours of 1:00 p.m. and 5:00 p.m. at Mohawk Sports Complex, 685 Upper Kenilworth Avenue (a.k.a. 1100 Mohawk Road East), Hamilton, Ontario during the National Touch Football Championships 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 National Touch Football Championships, being held in the City of Hamilton, Ontario on October 7, 8 and 9, 2017, 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) Touch Football Ontario c/o Steve Morrell, Ajax, Ontario.

**CARRIED**

**7.3 Feasibility of Renaming Rosedale Park to the Margaret Koropatnicki Softball Complex at Rosedale Park**

**(Collins/Farr)**

WHEREAS, the meeting of the Facility Naming Sub-Committee did not achieve quorum on July 20, 2017, where the following motion directing staff to investigate the feasibility of renaming Rosedale Park to the Margaret Koropatnicki Softball Complex at Rosedale Park was to be considered; and,

WHEREAS, staff are prepared at this time to begin the process for investigating the feasibility of renaming Rosedale Park to the Margaret Koropatnicki Softball Complex at Rosedale Park.

THEREFORE BE IT RESOLVED:

That the staff be directed to investigate the feasibility of renaming Rosedale Park to the Margaret Koropatnicki Softball Complex at Rosedale Park, in honour of her service to the Rosedale community, and report to the Facility Naming Sub-Committee.

**CARRIED**

**7.4 Renaming of Alliance Church, 605 Highway No. 8, Stoney Creek to the Saltfleet Community Centre**

**(Pearson/Partridge)**

WHEREAS, the meeting of the Facility Naming Sub-Committee did not achieve quorum on July 20, 2017, where the report respecting the Renaming of Alliance Church, 605 Highway No. 8, Stoney Creek to the Saltfleet Community Centre, was to be considered; and

WHEREAS, the location of Alliance Church is located in the former Township of Saltfleet, the proposed name, "Saltfleet Community Centre" meets the City of Hamilton Property and Building Naming Policy.

THEREFORE BE IT RESOLVED:

That the request to rename the building known as "Alliance Church" (informally known as Hamilton Community Centre), 605 Highway No. 8, Stoney Creek, to the "Saltfleet Community Centre", be approved as this request meets the guidelines set out in the City of Hamilton Municipal Property and Building Naming Policy.

**CARRIED**

**7.5 Relocation of Ottawa Street YWCA Senior Citizen Programs to Sir Winston Churchill Recreation Centre**

**(Merulla/Green)**

WHEREAS, the YWCA has provided senior citizen programming since 1975 in partnership with the City of Hamilton;

WHEREAS, the current Operating Agreement between the City of Hamilton and the YWCA identifies that the senior citizen programs operate at YWCA facilities located at 75 MacNab Street and 52 Ottawa Street North; and,

WHEREAS, due to operational changes at the facility located at 52 Ottawa Street North the senior citizen programs have been relocated to the Sir Winston Churchill Recreation Centre.

THEREFORE BE IT RESOLVED:

- (a) That staff be directed to prepare an amending agreement with the YWCA to reflect the change of location for senior citizen programming to the Sir Winston Churchill Recreation Centre at 1715 Main Street East, Hamilton; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute all necessary agreements, respecting Relocation of the Ottawa Street YWCA Senior Citizen Programs to Sir Winston Churchill Recreation Centre, in a form satisfactory to the City Solicitor and content acceptable to the General Manager of Community and Emergency Services.

**CARRIED**

**7.6 Amendment to sub-section (b)(i) of Item 3 of the Audit, Finance and Administration Committee Report 17-008 – Grants Sub-Committee Report 17-002 (Ancaster Heritage Days CHH A-49)**

**(Pearson/B. Johnson)**

**3. Grants Sub-Committee Report 17-002, May 11, 2017 (Added Item 8.1)**

- (a) That Appendix "A" to sub-section (b)(i) of Item 3 of the Audit, Finance & Administration Committee Report 17-008, which was approved by Council on May 24, 2017, be further amended by:



- (i) deleting the words “Ancaster Christmas Tree Lighting” under the Program Name heading for CCH A-49, and replacing them with the words “**A Christmas Village**”;
  - (ii) increasing the 2017 City Enrichment Fund grant for the Ancaster Heritage Days – A Christmas Village by \$1,995; from \$0 to \$1,995, to be funded from the City Enrichment Fund Reserve (112230);
- (b) That sub-section (b)(i) of Item 3 of the Audit, Finance & Administration Committee Report 17-008, which was approved by Council on May 24, 2017, be further amended by:
- (ii) Deleting the dollar amount of “\$5,974,721” and replacing it with the dollar amount of “**\$5,976,716**”, to read as follows:

**(b) 2017 City Enrichment Funding Recommendations (GRA17003) (City Wide) (Item 5.1)**

- (i) That, the 2017 City Enrichment Fund recommended funding allocations, in the amount of **\$5,976,716** (as outlined in the attached Appendix “A” to Report 17-008, as **further** amended, be approved;

**CARRIED**

**7.7 Amendment to Item 3 of the Audit, Finance & Administration Committee Report 17-008 – Grants Sub-Committee Report 17-002, May 11, 2017 (Historic Waterdown Arts & Events, Arts Program – Arts Festival ART B-5) (Amended)**

**(Partridge/Pearson)**

That Item 7.7, as amended, being a Motion respecting Amendment to Item 3 of the Audit, Finance & Administration Committee Report 17-008 – Grants Sub-Committee Report 17-002, May 11, 2017 (Historic Waterdown Arts & Events, Arts Program – Arts Festival ART B-5), be referred to the Grants Sub-Committee for consideration.

**CARRIED**

**7.8 Craftadian Made in Hamilton – Special Occasion Permit Liquor Licence**

**(Pearson/A. Johnson)**

WHEREAS, Hamilton City Council has received Notice (attached hereto as Appendix “A”) from Jacqueline Hunter on behalf of Craftadian that they wish to obtain approval for a Special Occasion Permit Liquor Licence to sell alcohol on August 26, 2017 between the hours of 11:00 a.m. and 4:00 p.m. at McMaster Innovation Park, 175 Longwood Road South, Hamilton, Ontario during the Craftadian Made in Hamilton 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 Craftadian Made in Hamilton, being held in the City of Hamilton, Ontario on August 26, 2017, 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) Craftadian c/o Jacqueline Hunter, Ancaster, Ontario.

**CARRIED**

**7.9 Amendment to Item 6 (c) (iii) of the Audit, Finance and Administration Report 17-005 – Performance Audit Report 2016-03 – Use of External Consultants (AUD17008) (City Wide)**

**(Skelly/Whitehead)**

That sub-section (c)(iii) to Item 6 of the Audit, Finance and Administration Report 17-005, respecting Report AUD17008 - Performance Audit Report 2016-03 – Use of External Consultants, which was approved by Council on April 12, 2016, be amended by deleting the words “at the department level. With the exception of consulting costs to cover staffing resource limitations, General Manager approval should be obtained for use of the consulting budget;” and replacing them with “**to Dept. ID’s and the usage of these budgets occurs within the approved levels of delegated authority (a standard business best practice).**” to read as follows:

**6. Performance Audit Report 2016-03 – Use of External Consultants (AUD17008) (City Wide) (Item 8.1)**

- (c) the implementation of the following recommendations will improve the accuracy of the City’s financials and assist management in making informed business decisions:
  - (iii) That Budgets assigns consulting budgets ~~at the department level. With the exception of consulting costs to cover staffing resource limitations, General Manager approval should be obtained for use of the consulting budget;~~ **to Dept. ID’s and the usage of these budgets occurs within the approved levels of delegated authority (a standard business best practice).**

**CARRIED**

**7.10 Municipal Property & Building Naming Application – Naming of Ancaster Community Center Field “Z” to the Melissa Tancredi Field**

**(Pearson/Partridge)**

WHEREAS, the meeting of the Facility Naming Sub-Committee did not achieve quorum on July 20, 2017, where the following Municipal Property & Building Naming Application was to be considered; and

WHEREAS, staff are prepared at this time to begin the process for investigating the feasibility of renaming Ancaster Community Center Field “Z” to the Melissa Tancredi Field.

THEREFORE BE IT RESOLVED:

That the staff be directed to investigate the feasibility of renaming the Ancaster Community Center Field “Z” to the Melissa Tancredi Field, with a report back to the Facility Naming Sub-Committee.

**CARRIED**

**7.11 Ancaster Avalanche Junior Hockey Team Blueline Club Home Pre/Regular Season Games and Home Playoff Games – Special Occasion Permit Liquor Licence**

**(Pearson/A. Johnson)**

WHEREAS, Hamilton City Council has received Notice (attached hereto as Appendix “A”) from Ryan Kuwabara on behalf of Ancaster Avalanche Junior Hockey Team that they wish to obtain approval for a Special Occasion Permit Liquor Licence to sell alcohol on August 26, 2017 between the hours of 2:00 p.m. and 9:30 p.m.; August 27, 2017 between the hours of 2:00 p.m. and 9:30 p.m.; September 1, 2017 between the hours of 6:30 p.m. and 9:00 p.m. and on September 16, 2017 to May 12, 2018 inclusive between the hours of 7:00 p.m. and 9:30 p.m. at the Morgan Firestone Arena, 385 Jerseyville Road West, Ancaster, Ontario during the Ancaster Avalanche Junior Hockey Team Blueline Club Home Pre/Regular Season Games and Home Playoff Games 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 Ancaster Avalanche Junior Hockey Team Blueline Club Home Pre/Regular Season Games and Home Playoff Games, being held in the City of Hamilton, Ontario on August 26, 27, September 1, and September 16, 2017 to May 12, 2018 inclusive 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) Ancaster Avalanche Junior Hockey Team c/o Ryan Kuwabara, Hamilton, Ontario.

**CARRIED**

**7.12 Supercrawl (Beer Tent 1) – Special Occasion Permit Liquor Licence (Item 8.1)**

**(Green/Merulla)**

WHEREAS, Hamilton City Council has received Notice (attached hereto as Appendix “A”) from Tim Potocic on behalf of Supercrawl Productions that they wish to obtain approval for a Special Occasion Permit Liquor Licence to sell alcohol on September 8, 2017 between the hours of 6:00 p.m. and Midnight; September 9, 2017 between the hours of Noon and 1:00 a.m.; September 10, 2017 between the hours of Noon and 8:00 p.m. at James Street North and Murray Street, Hamilton, Ontario during Supercrawl (Beer Tent 1) 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 Supercrawl (Beer Tent 1), being held in the City of Hamilton, Ontario on September 8, 9 and 10, 2017, 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) Supercrawl Productions c/o Tim Potocic, Hamilton, Ontario.

**CARRIED**

**7.13 Supercrawl (Beer Tent 2) – Special Occasion Permit Liquor Licence (Item 8.2)**

**(Green/Merulla)**

WHEREAS, Hamilton City Council has received Notice (attached hereto as Appendix “A”) from Tim Potocic on behalf of Supercrawl Productions that they wish to obtain approval for a Special Occasion Permit Liquor Licence to sell alcohol on September 8, 2017 between the hours of 6:00 p.m. and Midnight; September 9, 2017 between the hours of Noon and 1:00 a.m.; September 10, 2017 between the hours of Noon and 8:00 p.m. at James Street North and King William Street, Hamilton, Ontario during Supercrawl (Beer Tent 2) 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 Supercrawl (Beer Tent 2), being held in the City of Hamilton, Ontario on September 8, 9 and 10, 2017, 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) Supercrawl Productions c/o Tim Potocic, Hamilton, Ontario.

**CARRIED**

**7.14 Conditional Support for the Issuance of a Licence for Grain & Grit Ltd. (Item 8.3)**

**(A. Johnson/Green)**

Whereas Grain & Grit Ltd. is expected become operational October 1, 2017 at 11 Ewen Road, Hamilton.

WHEREAS, in addition to brewing, the business model has a significant retail and tourism component.

WHEREAS, the AGCO requires written notice from the Council of the Municipality within which the applicant's manufacturing site is located confirming that it has passed a resolution in support of the issuance of the license.

THEREFORE BE IT RESOLVED:

That, following the issuance of a Building Permit as well as any applicable *Planning Act* and related approvals from the City of Hamilton, the Council of the City of Hamilton confirms their support for the issuance of AGCO license for Grain & Grit Ltd. located at 11 Ewen Road, Hamilton.

**CARRIED**

**7.15 Binbrook Little Theatre 2017 and 2018 Production Seasons (Item 8.4)**

**(B. Johnson/A. Johnson)**

WHEREAS, the Binbrook Little Theatre was established in 1963 and has a long standing history of providing live theatre in the community of Binbrook;

WHEREAS, the Binbrook Little Theatre continues to be a volunteer driven, not for profit community theatre and located within the Binbrook Memorial Hall;

WHEREAS, the Binbrook Little Theatre rents the Binbrook Memorial Hall second floor from September to May to produce 3 to 4 shows each season, including a summer children's theatre camp;

WHEREAS, the Binbrook Little Theatre pays to the City of Hamilton approximately \$7,100 dollars of rental each year;

WHEREAS, the theatre group has been displaced from the Binbrook Memorial Hall due to a City of Hamilton Canada 150 renovation project for the next two seasons;

WHEREAS, the cost to the City to temporarily relocate this group was in excess of \$20,000; and

WHEREAS, the closure of the hall to complete the renovations has cause an economic hardship for the theatre group as an estimated loss of revenue for the two seasons is \$ 17,000;

THEREFORE BE IT RESOLVED:

- (a) That the City of Hamilton, Recreation Division waive the 2017 and 2018, two production seasons worth of rental fees of approximately \$14,200 to compensate the Binbrook Little Theatre for their economic loss during the closure of the Binbrook Memorial Hall for the completion of the Canada 150 renovation project; and,
- (b) That this fee waiver in the amount of \$14,200 be funded from the Tax Stabilization Reserve Account # 110046 as follows: the first year from September 2017 to September 2018 in the amount of \$7,100 and a second year from September 2018 to September 2019 in the amount of \$7,100.

**CARRIED**

#### **7.16 Community Grants for Ward 3 (Item 8.5)**

**(Green/A. Johnson)**

WHEREAS, cell tower revenues from Ward 3 of \$92,616.81 are available in project 3301609603 to provide financial support to community led projects and initiatives that benefit Ward 3;

THEREFORE BE IT RESOLVED:

That the funding for the following programs and initiatives, to be financed from the Cell Tower Revenues Project 3301609603, be approved:

- (a) That \$710.00 be provided to the North Central Neighbourhood Association to assist with Fun Day at the Park for residents in the North Central Community;
- (b) That \$2,500.00 be provided to Students in Response to the Truth and Reconciliation Commission to support Indigenous Student learning and knowledge;

- (c) That \$140.00 be provided to Neighbour to Neighbour to match funds raised by Brad Jackson and Hamilton Parks North Workers;
- (d) That \$1,000 be provided to St. Matthew's House to support and enhance their infant playground located in Ward 3; and,
- (e) That \$1,000 be provided to the McMaster N7 Youth Movement Council.

**CARRIED**

**7.17 Commemorative Designation of the Alleyway Between Gibson and Chestnut and Barton and Cannon (Item 8.6)**

**(Green/Merulla)**

WHEREAS, Grace Campbell was a tireless advocate who worked to reclaim safe community spaces and has immeasurably worked to improve the quality of life for her community;

THEREFORE BE IT RESOLVED:

That the alley between Gibson and Chestnut and Barton Street East and Cannon Street East have a commemorative designation as "Grace Campbell Lane".

**CARRIED**

**7.18 Naming of a Community Room in the Bernie Morelli Recreation Centre in Memory of Former City of Hamilton Employee Coralee Secore (Item 8.7)**

**(Merulla/Collins)**

WHEREAS, Coralee Secore was a dedicated, long-time City of Hamilton employee with a career spanning more than 38 years with the City, including 11 years with the Recreation Division;

WHEREAS, Coralee then led Hamilton's participation in the 2015 PanAm Games and was the driving force behind the highly successful execution of Hamilton's PanAm experience;

WHEREAS, Coralee was then further instrumental in coordinating Hamilton's successful two-day Rogers Hometown Hockey event held at Pier 8 in April 2017;

WHEREAS, Coralee was an effective relationship-builder, delivered excellent customer service and was a highly respected colleague and member of this community;

WHEREAS, Coralee was the quintessential civil servant, did her job incredibly well and cared deeply about this city and its people; and,

WHEREAS, Coralee Secore and Bernie Morelli had a long-time, mutually respectful working relationship and friendship;

THEREFORE BE IT RESOLVED:

That a community room in the Bernie Morelli Recreation Centre be named in Coralee Secore's honour.

The Motion above CARRIED unanimously, with all those present, on the following Standing Recorded Vote:

Yeas: J. Farr, T. Whitehead, D. Skelly, T. Jackson, C. Collins, S. Merulla, M. Green, A. Johnson, M. Pearson, B. Johnson, A. VanderBeek, R. Pasuta, J. Partridge  
Total: 13  
Absent: D. Conley, L. Ferguson, M. Eisenberger  
Total: 3

**7.19 Hamilton Waterfront Trust – Financial Statements 2012 – 2016 (Item 8.8)**

**(Skelly/B. Johnson)**

That the Hamilton Waterfront Trust be requested to attend before the General Issues Committee to provide their financial statements for 2012 to 2016.

**CARRIED**

**7.20 Integrity Commissioner – Legal Opinion respecting the Municipal Conflict of Interest Act and the City of Hamilton's Conflict of Interest (Item 8.9)**

**(Green/A. Johnson)**

That the Integrity Commissioner report back to Council with a legal opinion on the Municipal Conflict of Interest Act and the City of Hamilton's Conflict of Interest, as it relates to Councillors who own rental properties ***as well as those have tenants*** in the City of Hamilton in relation to the Rental Housing Licensing Sub-Committee matters.

**MOTION, AS AMENDED, CARRIED**

**7.21 Licensing Division Resources as it relates to the Licensing of Rental Properties (Item 8.10)**

**(Whitehead/Skelly)**

WHEREAS, Council referred the staffing and budget component of Item 6 of the Planning Committee Report 17-013, respecting sub-section (a) to the Rental Housing Sub-Committee Report 17-003, to the 2018 budget process; leaving the Licensing Division without the resources it requires to continue to licence rental properties;

THEREFORE BE IT RESOLVED:

That staff be directed to report to the Planning Committee as to whether or not the Licensing Division is able to continue to licence rental properties without the resources requested.

**CARRIED**



<b>NOTICES OF MOTION</b>
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**8.1 Supercrawl (Beer Tent 1) – Special Occasion Permit Liquor Licence**

Councillor M. Green introduced a Notice of Motion respecting the Supercrawl (Beer Tent 1) – Special Occasion Permit Liquor Licence.

**(Green/A. Johnson)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Supercrawl (Beer Tent 1) – Special Occasion Permit Liquor Licence.

**CARRIED**

For disposition of this matter, please refer to Item 7.12.

**8.2 Supercrawl (Beer Tent 2) – Special Occasion Permit Liquor Licence**

Councillor M. Green introduced a Notice of Motion respecting the Supercrawl (Beer Tent 2) – Special Occasion Permit Liquor Licence.

**(Green/Merulla)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Supercrawl (Beer Tent 2) – Special Occasion Permit Liquor Licence.

**CARRIED**

For disposition of this matter, please refer to Item 7.13.

**8.3 Conditional Support for the Issuance of a Licence for Grain & Grit Ltd.**

Councillor A. Johnson introduced a Notice of Motion respecting Conditional Support for the Issuance of a Licence for Grain & Grit Ltd.

**(A. Johnson/Green)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Conditional Support for the Issuance of a Licence for Grain & Grit Ltd.

**CARRIED**

For disposition of this matter, please refer to Item 7.14.

**8.4 Binbrook Little Theatre 2017 and 2018 Production Seasons**

Councillor B. Johnson introduced a Notice of Motion respecting the Binbrook Little Theatre 2017 and 2018 Production Seasons.

**(B. Johnson/VanderBeek)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Binbrook Little Theatre 2017 and 2018 Production Seasons.

**CARRIED**

For disposition of this matter, please refer to Item 7.15.

**8.5 Community Grants for Ward 3**

Councillor M. Green introduced a Notice of Motion respecting Community Grants for Ward 3.

**(Green/A. Johnson)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting Community Grants for Ward 3.

**CARRIED**

For disposition of this matter, please refer to Item 7.16.

**8.6 Commemorative Designation of the Alleyway between Gibson and Chestnut and Barton and Cannon**

Councillor S. Merulla introduced a Notice of Motion respecting the Commemorative Designation of the Alleyway between Gibson and Chestnut and Barton and Cannon.

**(Merulla/Whitehead)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Commemorative Designation of the Alleyway Between Gibson and Chestnut and Barton and Cannon.

**CARRIED**

For disposition of this matter, please refer to Item 7.17.

**8.7 Naming of a Community Room in the Bernie Morelli Recreation Centre in Memory of Former City of Hamilton Employee Coralee Secore**

Councillor S. Merulla introduced a Notice of Motion respecting the Naming of a Community Room in the Bernie Morelli Recreation Centre in Memory of Former City of Hamilton Employee Coralee Secore.

**(Merulla/Green)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Naming of a Community Room in the Bernie Morelli Recreation Centre in Memory of Former City of Hamilton Employee Coralee Secore.

**CARRIED**

For disposition of this matter, please refer to Item 7.18.

**8.8 Hamilton Waterfront Trust – Financial Statements 2012 to 2016**

Councillor D. Skelly introduced a Notice of Motion respecting the Hamilton Waterfront Trust – Financial Statements 2012 to 2016.

**(Skelly/Whitehead)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Hamilton Waterfront Trust – Financial Statements 2012 to 2016.

**CARRIED**

For disposition of the matter above, please refer to Item 7.19.

**8.9 Integrity Commissioner – Legal Opinion respecting the *Municipal Conflict of Interest Act* and the City of Hamilton’s Conflict of Interest**

Councillor M. Green introduced a Notice of Motion respecting the a legal opinion from the Integrity Commissioner respecting the *Municipal Conflict of Interest Act* and the City of Hamilton’s Conflict of Interest.

**(Green/A. Johnson)**

That the Rules of Order be waived to allow for the introduction of as motion respecting a legal opinion from the Integrity Commissioner respecting the *Municipal Conflict of Interest Act* and the City of Hamilton’s Conflict of Interest.

**CARRIED**

**(A. Johnson/Green)**

That the Motion respecting a legal opinion from the Integrity Commissioner respecting the *Municipal Conflict of Interest Act* and the City of Hamilton’s Conflict of Interest, be amended by adding the words “**as well as those have tenants**”, to read as follows:

That the Integrity Commissioner report back to Council with a legal opinion on the Municipal Conflict of Interest Act and the City of Hamilton’s Conflict of Interest, as it relates to Councillors who own rental properties **as well as those have tenants** in the City of Hamilton in relation to the Rental Housing Licensing Sub-Committee matters.

**CARRIED**

For disposition of this matter, please refer to Item 7.20.

**8.10 Licensing Division Resources as it relates to the Licensing of Rental Properties**

Councillor Whitehead introduced a Notice of Motion respecting Licensing Division Resources as it relates to the Licensing of Rental Properties.

**(Whitehead/Skelly)**

That the Rules of Order be waived to allow for the introduction of a motion respecting Licensing Division Resources as it relates to the Licensing of Rental Properties.

**CARRIED**

For disposition of this matter, please refer to Item 7.21.

<b>STATEMENT BY MEMBERS</b>
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Members of Council used this opportunity to discuss matters of general interest.

<b>BY-LAWS</b>
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**(Collins/Merulla)**

That Bills No. 17-161 to No. 17-189 be passed and that the Corporate Seal be affixed thereto, and that the By-laws, be renumbered, be signed by the Mayor and the City Clerk to read as follows:

**By-Law No.**

- |            |   |
|------------|---|
| <b>161</b> | To Repeal By-law No. 04-183 To Appoint a Tax Collector, and to Amend By-law No. 13-016 To Appoint a Treasurer and Deputy Treasurers<br>Ward: City Wide  |
| <b>162</b> | To Repeal By-law No. 05-313, a By-law to Establish a Municipal Heritage Committee and to Provide for the Appointment of Members Thereto<br>Ward: City Wide  |
| <b>163</b> | To Incorporate City Land Designated as Reserve Block 102 on Plan 62M-1172 into Bradbury Road<br>Ward: 9   |
| <b>164</b> | To Incorporate City Land Designated as Block 338 on Plan 62M-1158 into Callon Drive<br>Ward: 12   |
| <b>165</b> | To Incorporate City Land Designated as Block 334 on Plan 62M-1158 into Grandell Drive<br>Ward: 12   |
| <b>166</b> | To Incorporate City Land Designated as Parcel C and Parcel D on RP-992 into Harmony Drive<br>Ward: 12   |
| <b>167</b> | To Incorporate City Land Designated as Reserve Block 149 on Plan 62M-1219 into Lormont Boulevard<br>Ward: 9   |
| <b>168</b> | To Incorporate City Land Designated as Block 333 on Plan 62M-1158 into Morrison Drive<br>Ward: 12   |
| <b>169</b> | To Incorporate City Land Designated as Block 337 on Plan 62M-1158 into Raymond Road<br>Ward: 12   |
| <b>170</b> | To Incorporate City Land Designated as Blocks 335 and 336 on Plan 62M-1158 into Robertson Road<br>Ward: 12  |
| <b>171</b> | To Incorporate City Land Designated as Part 2 on Plan 62R-20541 into Twenty Road East<br>Ward: 11   |
| <b>172</b> | To Impose a Sanitary Sewer Charge Upon Owners of Land Abutting Windermere Road, East and West of Shippee Avenue and on Shippee Avenue from Windermere Road to approximately 115 metres southerly, in the City of Hamilton<br>Ward: 11 |

- 173**      Respecting Removal of Part Lot Control, Lots 1-9, 11-19, 23-29, 30-32, 34-37, 40-59 and Blocks 64, 65, 67, 68, 70 and 72, Registered Plan No. 62M-1232  
PLC-16-035  
Ward: 9
- 174**      Respecting Removal of Part Lot Control, Lots 1-6, 9-16, 20, 21, 24-20, 42, 47-58 and Blocks 59, 70, 72-75, 77, 78, 92, 95, Registered Plan No. 62M-1234  
PLC-17-001  
Ward: 9
- 175**      To Amend Zoning By-law No. 3692-92, Respecting Lands Located at 420 First Road West (Stoney Creek)  
ZAH-15-041  
Ward: 9
- 176**      To Amend Zoning By-law No. 6593 Respecting Lands Located at 1670 Garth Street  
ZAH-17-038  
Ward: 8
- 177**      To Amend Zoning By-law No. 6593 Respecting Lands Located at 848 Upper Wentworth Street (Hamilton)  
ZAH-17-039  
Ward: 7
- 178**      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 (Full Time Alternate Side Parking)  
Schedule 10 (Alternate Side Parking April to November)  
Schedule 12 (Permit Parking Zones)  
Schedule 13 (No Stopping Zones)  
Schedule 14 (Wheelchair Loading Zones)  
Schedule 15 (Commercial Vehicle Loading Zones)  
Wards: 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13
- 179**      To Amend By-law No. 01-215 Being a By-law to Regulate Traffic  
Schedule 2 (Speed Limits)  
Schedule 3 (Flashing School Zones – Reduced Speed Limit)  
Ward: 11
- 180**      To Amend By-law No. 01-215 Being a By-law to Regulate Traffic  
Schedule 5 (Stop Control)  
Ward: 1, 3, 6, 8
- 181**      To Amend Zoning By-law No. 87-57 Respecting Lands Located at 21 Fiddler's Green Road (Ancaster)  
ZAR-17-011  
Ward: 12
- 182**      To Amend By-law No. 3581-86 Respecting Lands Located at 118 Hatt Street (Dundas)  
ZAR-16-028  
Ward: 13

- 183** To Amend Zoning By-law No. 05-200 Respecting Lands Located at 1185 and 1210 York Boulevard (Hamilton)  
ZAR-17-003  
Ward: 1
- 184** To Amend Zoning By-law No. 464 Respecting Lands Located at 3079 Binbrook Road (Glanbrook)  
ZAC-17-037  
Ward: 11
- 185** To Adopt Official Plan Amendment No. 82 to the Urban Hamilton Official Plan Respecting 440 First Road West (Stoney Creek)  
Ward: 9
- 186** To Amend Zoning By-law No. 3692-92 Respecting Lands located at 440 First Road West (Stoney Creek)  
ZAC-15-059  
Ward: 9
- 187** To Adopt Official Plan Amendment No. 236 to the Hamilton Official Plan Respecting 162 Hess Street North  
Ward: 2
- 188** To Amend Zoning By-law No. 6593, as amended, Respecting Lands Located at 162 Hess Street North  
ZAR-15-22 & OPA-15-11  
Ward: 2
- 189** To Confirm the Proceedings of City Council

**CARRIED**

**(Merulla/Pearson)**

That, there being no further business, City Council be adjourned at 12:59 p.m.

**CARRIED**

Respectfully submitted,

Deputy Mayor, Jason Farr

Rose Caterini  
City Clerk