



CITY COUNCIL MINUTES 18-014

5:00 p.m.

Wednesday, June 27, 2018

Council Chambers

Hamilton City Hall

71 Main Street West

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

**Absent with
Regrets:** Councillor J. Partridge - Personal

Mayor Eisenberger called the meeting to order and recognized that Council is meeting on the traditional territories of the Mississauga and Haudenosaunee nations, and within the lands protected by the “Dish with One Spoon” Wampum Agreement.

The Mayor called upon Seán McQuire, the Pastor of Wentworth Baptist Church, to provide the invocation.

Mayor Eisenberger regrettfully informed members of Council about the passing of a long time City of Hamilton employee, Luciana (Luci) Barichello. Luci was a staff member with 29 years of service in the Corporate Services Department, Financial Planning Administration & Policy Division. The Mayor extended his condolences to Luci’s family.

Mayor Eisenberger invited MPP Elect, Donna Skelly to say a few words.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

1. COMMUNICATIONS

- 5.8 Correspondence from the Region of Halton respecting Capital Upgrades to the City of Hamilton's Central Composting Facility:
- (a) Region of Halton
 - (b) Information Update from the Public Works Department

Recommendation: Be received and referred to the consideration of Central Composting Facility Odour Mitigation Update (Item 10.2)

- 5.9 Correspondence respecting the designation of 679 Main St. East and 85 Holton Avenue South under Part IV of the Ontario Heritage Act.

- (a) Daniel G. Peace, Chair, Board of Trustees, New Vision United Church
- (b) Marie Sharp

Recommendation: Be received and referred to the consideration of Item 8.2

- 5.10 Correspondence respecting the Council Vacancy - Office of Councillor, Ward 7.

Recommendation: Be received and referred to the consideration of Item 8.4

2. NOTICES OF MOTION

- 8.1 Declaring the Office of Councillor, Ward 7, Vacant
- 8.2 To Designate 679 Main Street East and 85 Holton Avenue South, Hamilton (St. Giles United Church) under Part IV of the *Ontario Heritage Act*
- 8.3 Installation of an All-Way Stop Control at the Intersection of Fletcher Road and Pinehill Drive (Ward 11)
- 8.4 Preferred Method of Filling the Vacancy, Office of Councillor, Ward 7
- 8.5 Amendment to the Grants Sub-Committee Report 18-003
- 8.6 NAFTA Resolution

3. PRIVATE & CONFIDENTIAL

- 10.2 Central Composting Facility Odour Mitigation Update (no copy)

Pursuant to Section 8.1, Sub-section (b) and (e) of the City's Procedural By-law 14-300, and Section 239(2), Sub-section (b) and (e) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to personal information about identifiable individuals; and litigation or potential litigation, including matters before administrative tribunals, affecting the City.

4. BY-LAWS AND CONFIRMING BY-LAW

- 173 Respecting Removal of Part Lot Control, Part of Lots 1 to 32, 35, 36, 46 to 58 and 60 to 73, Registered Plan No. 62M-1252
PLC-17-025
Ward:11

- 174 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic Schedule 5 (Stop Control)
Ward: 11
- 175 Respecting Removal of Part Lot Control, Block 158 of Registered Plan of Subdivision No. 62M-1251, municipally known as 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30, 32, 34, 36, 38, 40, 42, 44, 46, 48, 50, 52 and 54 Cittadella Boulevard, Glanbrook
PLC-18-018
Ward: 11
- 176 Respecting Removal of Part Lot Control, Block 159 of Registered Plan of Subdivision No. 62M-1251, municipally known as 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31, 33, 35, 37, 29, 41, 43, 45, 47, 49, 51, 53 and 55 Bethune Avenue, Glanbrook
PLC-18-018
Ward: 11
- 177 Respecting Removal of Part Lot Control, Block 1, Registered Plan of Subdivision 62M-1245, and Part of Block 15, Registered Plan of Subdivision 62M-1226 municipally known as 2, 4, 6, 8 and 10 Near Lane; 1 to 10 Showers Lane; 1, 3, 5, 7 and 9 Know Lane; 1, 3, and 5 to 16 Pringle Lane; 1 to 12 Could Lane; 2, 4 to 8 Bacon Lane; 1, 3, 5, 7, 9, 11, 13, 15, 17 and 19 Hoffman Lane; 1 to 20 Ritchie Lane; 2, 4, 6, 10, 12, 14, 16, 18 and 20 Workman Lane; 3, 5, 7, 9, 11, 13, 15, 17, 21, 23, 25 and 27 Dodman Crescent and 28, 30, 32, 34, 36, 38, 40, 42, 48, 50, 52, 53, 55, 57 and 59 to 63 Farley Lane
PLC-17-030
Ward: 12
- 178 To Impose a Sanitary Sewer Charge Upon Owners of Land Abutting Springbrook Avenue from Stonehenge Drive to Regan Drive, in the City of Hamilton
Ward: 12
- 179 To Impose a Storm Sewer Charge Upon Owners of Land Abutting Springbrook Avenue from Stonehenge Drive to Regan Drive, in the City of Hamilton
Ward: 12
- 180 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic Schedule 5 (Stop Control)
Ward: 13
- 181 To Confirm the Proceedings of City Council

(Pasuta/Pearson)

That the agenda for the June 27, 2018 meeting of Council be approved, as amended.

CARRIED

DECLARATIONS OF INTEREST

Mayor F. Eisenberger declared an interest in Item 7 of the Planning Committee Report 18-010, respecting Report PED18120 – Proposed Changes to the Official Plans and Zoning By-law 05-200 – Medical Marihuana Growing and Harvesting Facilities, Aquaponics and Greenhouses, as his family has an interest in a legal marijuana grow operation.

Councillor L. Ferguson declared an interest in Item 9 of the Planning Committee Report 18-010, respecting Report PED18082 – Financial Incentives for Taxi Operators to Provide Accessible Taxicab Trips, as his family has an interest in the taxi industry.

CEREMONIAL ACTIVITIES

3.1 Business Appreciation Awards (Wards 9 to 15 and the Mayor's Office)

The following 2018 Business Appreciation Awards (for Wards 9 through 15 and the Mayor's Office) were presented:

- Ward 9 Brian Tire & Auto Centre Ltd.
 FirstOntario Credit Union
- Ward 10 Barbara Caffee
 Shoppers Drug Mart (John Nardini Drugs Limited)
- Ward 11 Kinderseeds
 TERRA Greenhouses
- Ward 12 The Ancaster Agricultural Society
 Kari's of Ancaster
- Ward 13 Jax Sweet Shoppe Inc.
 Watsons Engraving and Signage Inc.
- Ward 14 The Cookhouse Bistro
 Settlers Supplies
- Ward 15 Dutch Mill Country Market

VIZIYA Corp.

Mayor's Office KPMG

SUEZ Water Technologies & Solutions

3.2 Settimio Salvatore, Vice Mayor, Brittoli, Italy

Mayor Eisenberger introduced Settimio Salvatore, Vice Mayor of Brittoli, Italy, who is visiting relatives in the City of Hamilton.

The small village of Brittoli, in the province of Pescara in the Abruzzo region of Italy, stands on a hill, 779 m above sea level, between the valleys of the river Nora and the Cigno torrent.

Settimio Salvatore was elected Deputy Mayor in June 2017 and previously served as town councillor. He is a programming engineer, and has spent 35 years with the state Police, achieving the rank of Senior Inspector and ultimately Police Commissioner.

3.3 James Cimba, Recipient of the Lincoln Alexander Award for Community Service

Mayor Eisenberger congratulated James Cimba for being awarded the Lincoln Alexander Award for Community Service.

Jim Cimba was called to the bar in 1981 and received the award from the Law Society of Ontario at a ceremony in Toronto on May 23, 2018.

The Lincoln Alexander Award was established in 2002 to honour the late Hamilton lawyer and first black Canadian MP, and is handed out to an Ontario lawyer demonstrating a long-standing interest and commitment to the public and to the pursuit of community service.

James Cimba has participated in the Hamilton Pro Bono Project for many years, and over the course of 35 years, it's estimated that his volunteer contributions work out to more than 18,000 hours.

APPROVAL OF MINUTES OF PREVIOUS MEETING
--

4.1 June 13, 2018

(Merulla/A. Johnson)

That the Minutes of the June 13, 2018 meeting of Council be approved, as presented.

CARRIED

4.2 June 21, 2018 - Special

(Pasuta/VanderBeek)

That the Minutes of the June 21, 2018 Special meeting of Council be approved, as presented.

CARRIED

COMMUNICATIONS

(B. Johnson/Conley)

That Council Communications 5.1 to 5.10 be approved, *as amended*, as follows:

- 5.1 Correspondence from John-Paul Danko respecting the Vacant Ward 7 Council Seat Appointment.

Recommendation: Be received.

- 5.2 Correspondence from Yolanda vdWeerd respecting Hamilton Traffic Feedback.

Recommendation: Be received and referred to the General Manager of Public Works for appropriate action.

- 5.3 Correspondence from Laura Pettigrew, General Counsel, Ombudsman Ontario respecting the Ombudsman Investigation into a complaint respecting the Election Compliance Audit Committee.

Recommendation: Be received.

- 5.4 Correspondence from Laura Pettigrew, General Counsel, Ombudsman Ontario respecting the Ombudsman Investigation into a complaint respecting the Property Standards Committee.

Recommendation: Be received.

- 5.5 Correspondence respecting Proposed Changes to the Official Plans and Zoning By-law No. 05-200 - Medical Marihuana Growing and Harvesting Facilities, Aquaponics and Greenhouses (PED18120)

- (a) Hermann and Christa Koepp
- (b) Karl and Isolde Koepp

Recommendation: Be received *and referred to the July 10, 2018 Planning Committee Meeting.*

- 5.6 Correspondence from S.J. Creer respecting the *Proposed Changes to the Official Plans and Zoning By-law No. 05-200 - Medical Marihuana Growing and Harvesting Facilities, Aquaponics and Greenhouses (PED18120).*

Recommendation: Be received **and referred to the July 10, 2018 Planning Committee Meeting.**

- 5.7 Correspondence from PJ Mercanti, CEO, Carmen's Group respecting the Future Management of Hamilton's Downtown Entertainment Venues.

Recommendation: **Be referred to the General Issues Committee when the item is being considered.**

- 5.8 Correspondence from the Region of Halton respecting Capital Upgrades to the City of Hamilton's Central Composting Facility:

- (a) Region of Halton
- (b) Information Update from the Public Works Department

Recommendation: Be received and referred to the consideration of Central Composting Facility Odour Mitigation Update (Item 10.2)

- 5.9 Correspondence respecting the designation of 679 Main St. East and 85 Holton Avenue South under Part IV of the Ontario Heritage Act.

- (a) Daniel G. Peace, Chair, Board of Trustees, New Vision United Church
- (b) Marie Sharp

Recommendation: Be received and referred to the consideration of Item 8.2

- 5.10 Correspondence respecting the Council Vacancy - Office of Councillor, Ward 7.

Recommendation: Be received and referred to the consideration of Item 8.4

CARRIED

(Conley/B. Johnson)

That Council move into Committee of the Whole to consider the Committee Reports.

CARRIED

PUBLIC WORKS COMMITTEE REPORT 18-009

(Ferguson/B. Johnson)

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

CARRIED

PLANNING COMMITTEE REPORT 18-010

- 7. **Proposed Changes to the Official Plans and Zoning By-law No. 05-200 – Medical Marihuana Growing and Harvesting Facilities, Aquaponics and Greenhouses (PED18120) (City Wide) (CI-18-D) (Item 6.6)**

Councillors Pasuta, B. Johnson, and VanderBeek wished to be recorded as OPPOSED to the above item.

9. Financial Incentives for Taxi Operators to Provide Accessible Taxicab Trips (PED18082) (City Wide) (Outstanding Business List Item) (Item 8.2)

Councillor Green wished to be recorded as OPPOSED to the above item.

(A. Johnson/Farr)

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

CARRIED

AUDIT, FINANCE & ADMINISTRATION COMMITTEE REPORT 18-009
--

(VanderBeek/Ferguson)

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

CARRIED

HEALTHY & SAFE COMMUNITIES COMMITTEE REPORT 18-007

(Merulla/Collins)

That the SEVENTH Report of the Healthy & Safe Communities Committee be adopted, as presented, and the information section received.

CARRIED

MOTIONS

7.1 Opposition to Buy American Policies and the Tariffs Recently Imposed by the Trump Administration

Councillor Collins requested that the following motion be considered at the July 13, 2018 Meeting of Council:

WHEREAS, at its meeting of June 11, 2018, the Town of Halton Hills passed the following resolution:

WHEREAS, since 2009, Council for the Town of Halton Hills have been leaders in taking opposition to Buy American Policies and other punitive trade legislation;

AND WHEREAS, the Buy American Policies have had negative impacts on local Canadian industries and Municipalities;

AND WHEREAS, their impacts have negatively affected Canadian Municipalities and their economies and families;

AND WHEREAS, NAFTA governs nearly every aspect of Canada and the U.S. economic relationship and even minor changes to the established trade relationship could have far-reaching consequences for communities on both sides of the border;

AND WHEREAS, recent trade disputes with the U.S. on softwood lumber and potential tariffs on other commodities has caused business uncertainty and impacted local economies;

AND WHEREAS, Canada's economic future and the continued well-being of communities and their local economies depend on free and fair trading relationships based in current and future international agreements;

AND WHEREAS, the recent imposition by the United States government of tariffs on steel and aluminum imports from Canada, purportedly based on national security grounds, are an affront to the decades-long alliance between Canada and the United States;

AND WHEREAS, given the actions of the United States government, it is imperative that Municipalities and individual Canadian businesses and citizens, as consumers of goods and services, take proactive action to support and protect Canadian interests.

THEREFORE BE IT RESOLVED, that the Town of Halton Hills supports the recent resolution passed by FCM to continue to work with the federal government to support the interests of municipalities across Canada affected by trade disputes and during ongoing trade agreement negotiations;

AND FURTHER THAT the Council for the Town of Halton Hills continues to support free and fair trade and vehemently opposes restrictive trade practices;

AND FURTHER THAT the Town of Halton Hills stands with those Municipalities, Employers, Families who may be impacted by the latest tariffs imposed by the Trump Administration;

AND FURTHER THAT that the Town of Halton Hills encourage residents and businesses with the Town to become knowledgeable about the origin of the products and services that they purchase, consider avoiding the purchase of U.S. products where substitutes are reasonably available and communicating with U.S. businesses and individuals of Canadian concern about the decisions of the United States Government;

AND FURTHER THAT this resolution be forwarded to the Prime Minister, Minister of Trade, Minister Freeland, Mayor Iveson (Edmonton) Chair of the Big City Mayors, Halton MP's, MPP's, Premier, Premier elect, Halton MPP

elects, Canadian Chamber of Commerce, Halton Hills Chamber of Commerce, Canadian Manufacturers & Exporters, Federal Opposition Leaders, Mayors of Windsor, Hamilton, Halton Region, Burlington, Milton, Oakville, FCM and AMO.

THEREFORE, BE IT RESOLVED:

- (a) That the City of Hamilton strongly support the above resolution respecting Opposition to Buy American Policies and the tariffs recently imposed by the Trump Administration; and,
- (b) That a copy of this resolution be forwarded to Prime Minister, Minister of Trade, Minister Freeland, Mayor Iveson (Edmonton), Chair of the Big City Mayors, Hamilton MP's, MPP's, Federal Opposition Leaders, FCM and AMO.

7.2 Public Works Capital Project Manager for CityHousing Hamilton Projects

(Collins/Merulla)

WHEREAS, CityHousing Hamilton, as an agency of the City of Hamilton, is authorized to invest \$63.3 million on a major expansion and renewal of the city's affordable housing inventory;

WHEREAS, the plan includes an extensive retrofit of 146 existing housing units and the construction of 191 housing units;

WHEREAS, the Energy, Fleet & Facilities Management Division (EFFM) in the Public Works Department has been asked to deliver 5 key capital projects, for CityHousing Hamilton as client;

WHEREAS, it is proposed that Energy, Fleet & Facilities Management Division (EFFM) shall manage schedule, scope, budget and owner administration of projects (throughout the project phases of Initiation, Planning, Execution and Close-Out), on behalf of the CityHousing Hamilton as client; similar to Facilities' project delivery for Libraries, Police, Recreation and Lodges;

WHEREAS, several CityHousing Hamilton projects under review will have a duration of approximately 6 years, until substantial completion, occupancy and turn-over of all new developments can be expected, based on a standard large capital project timeline;

WHEREAS, 1 dedicated Facilities Project Manager is proposed at the current time due to the size, scope and level of effort of several of the capital projects;

WHEREAS, Project Management is the most intensive resource gap in delivering projects for CityHousing Hamilton during the 6-year duration and beyond;

WHEREAS, delay in dedicating project management resources will lead to longer timelines on projects, with possible impacts to project funding deadlines; and,

WHEREAS, increasing permanent or temporary (of 24 months or more) budgeted complement, requires Council approval under the Budgeted Complement Control Policy, with the applicable Collective Agreement indicating that a temporary posting for projects with a definite term or task shall not exceed 24 months;

THEREFORE, BE IT RESOLVED:

That CityHousing Hamilton annually fund \$124,237 (total compensation & benefits), to be recovered from capital (#500797), for a permanent 1.0 FTE Capital Project Manager (job description # 2636, Project Manager Facilities), reporting within Public Works Department, Energy, Fleet & Facilities Management Division, and delivering key capital projects with CityHousing Hamilton as client.

CARRIED

7.3 Appointment of an Acting City Clerk

(Ferguson/B. Johnson)

- (a) That Janet Pilon be appointed Acting City Clerk for the City of Hamilton effective June 01, 2018;
- (b) That By-law 10-055 a By-law to appoint a City Clerk for the City of Hamilton be repealed;
- (c) That By-law 14-336 To Appoint a Deputy City Clerk for the City of Hamilton, be repealed; and
- (d) That a By-law to Appoint the Acting City Clerk for the City of Hamilton be prepared and enacted by Council.

CARRIED

7.4 Declaring the Office of Councillor, Ward 7, Vacant

(B. Johnson/Ferguson)

WHEREAS, as stated in Section 9(2) of the *Legislative Assembly Act*, a member is deemed to have resigned municipal office when election to Assembly is published in *The Ontario Gazette*;

WHEREAS, the return of the election to the Assembly was published in *The Ontario Gazette* on June 23, 2018, the member is deemed to have resigned the Office of Councillor, Ward 7; and

WHEREAS, Council as per sub-section 262(1), of the *Municipal Act, 2001*, shall declare the office to be vacant at its next meeting.

THEREFORE BE IT RESOLVED:

That the Office of Councillor, Ward 7, be declared vacant as required by sub-section 262(1) of the *Municipal Act, 2001*.

CARRIED

7.5 Installation of an All-Way Stop Control at the Intersection of Fletcher Road and Pinehill Drive (Ward 11)

(B. Johnson/Ferguson)

WHEREAS, there is a new school at the intersection of Fletcher Road and Pinehill Drive with numerous children crossing at the intersection;

WHEREAS, the above location meets the Council approved policy and the addition of an all-way stop will improve safety for all road users; and

WHEREAS, Council approval is required, so that an all-way stop can be installed by the time school resumes in the Fall.

THEREFORE BE IT RESOLVED:

That staff be directed to install an All-Way Stop Control at the intersection of Fletcher Road and Pinehill Drive prior to school resuming in the Fall; and,

That the necessary By-law authorizing staff to install an All-Way Stop Control at the intersection of Fletcher Road and Pinehill Drive, be prepared.

CARRIED

7.6 Preferred Method of Filling the Vacancy, Office of Councillor, Ward 7

(Ferguson/Conley)

WHEREAS, Council declared the Office of Councillor, Ward 7, as vacant at their meeting on June 27, 2018;

WHEREAS, the appointment of a qualified person to hold the Office of Councillor, Ward 7, for the remainder of the 2014-2018 term of office, must take place within 60 days of the vacancy being declared, in this case, no later than August 25, 2018;

WHEREAS, the Governance Review Sub Committee at their meeting of June 26, 2018, considered the two processes available for making an appointment to fill the vacancy of the Office of Councillor, Ward 7, as follows:

- (i) Council appoints a qualified person who has consented to fill the office; or
- (ii) Council invites applications and appoints in accordance with a process as set out in Appendix "A" to Report CL18008. The process involves having all interested qualified persons submit an application and address Council. After hearing the addresses, Council makes the appointment.

THEREFORE BE IT RESOLVED:

That the Mayor, on behalf of Council, send a letter to the Minister of Municipal Affairs to request an exemption from having to fill the Ward 7 vacancy for the remainder of the 2014 – 2018 term, as the short time frame makes it impractical to do so.

CARRIED

Councillors Green and A. Johnson wished to be recorded as OPPOSED to the above motion.

(Merulla/Eisenberger)

That the City Solicitor report back to July 13, 2018 Council Meeting on the feasibility of having Councillor's Jackson and Whitehead cover the Ward 7 constituency work for the remainder of the 2014 – 2018 term.

CARRIED

7.7 Amendment to the Grants Sub-Committee Report 18-003

(B. Johnson/VanderBeek)

WHEREAS, direction given to staff at the Grants Sub-Committee meeting of June 12, 2018 was inadvertently omitted from the Grants Sub-Committee Report 18-003;

THEREFORE, BE IT RESOLVED:

That the following staff direction be added under sub-section (d)(i) in the Information Section of the Grants Sub-Committee Report 18-003, to read as follows:

(d) PRESENTATIONS

(i) Halton-Hamilton United Way, respecting their Current Shortfalls and Funding Cuts to the Hamilton Community (Item 4.1)

That staff be directed to communicate with the remaining 10 organizations that were affected by the United Way funding cutbacks, with respect to the impacts the deficit has on each of those organizations, and report back to the Grants Sub-Committee.

CARRIED

7.8 NAFTA Resolution

(Merulla/Green)

WHEREAS, the North American Free Trade Agreement (NAFTA) governs nearly every aspect of Canada and the United States economic relationship including manufacturing, agriculture, resources industries, and services;

WHEREAS, about 80% of all of Ontario's exports go to the United States and Ontario is the top trading partner of half of all American States;

WHEREAS, even minor changes to the established trade relationship between Canada and the United States could have significant consequences for workers, consumers, and governments on both sides of the border; and,

WHEREAS, Canada's and Ontario's economic future and the continued well-being of communities and their local economies depend on free and fair trading relationships based in current future trade agreements;

THEREFORE, BE IT RESOLVED:

- (a) That Ontario municipal governments, represented by the Association of Municipalities of Ontario (AMO), stand together with the Federal and Ontario governments in their efforts to protect Canadian jobs and local economies;
- (b) That AMO will work with the Province of Ontario to support the interests of municipalities and communities affected by trade disputes and during ongoing trade agreement negotiations;
- (c) That AMO will work with the Federation of Canadian Municipalities to ensure that Canada understands the municipal impacts affected by trade disputes and during ongoing trade agreement negotiations; and,
- (d) That the City of Hamilton supports AMO's resolution *and endorse the Federal Government's position on the tariffs and the measures that they are taking to move forward.*

Main Motion as Amended CARRIED

7.9 Installation of an All-Way Stop Control at the Intersection of Hess Street and Barton Street (Ward 2)

(Farr/Green)

WHEREAS, speeding along Barton Street from Bay Street to Queen Street has been an increasing concern by area residents.

THEREFORE BE IT RESOLVED:

- (a) That staff be directed to install an All-Way Stop Control at the intersection of Hess Street and Barton Street; and
- (b) That the necessary By-law authorizing staff to install an All-Way Stop Control at the intersection of Hess Street and Barton Street, be prepared.

CARRIED

NOTICES OF MOTION

8.1 Declaring the Office of Councillor, Ward 7, Vacant

Councillor B. Johnson introduced a Notice of Motion respecting Declaring the Office of Councillor, Ward 7, Vacant.

(B. Johnson/Ferguson)

That the Rules of Order to be waived to allow for the introduction of a motion respecting Declaring the Office of Councillor, Ward 7, Vacant.

CARRIED

For disposition of this matter, please refer to Item 7.4.

8.2 To Designate 679 Main Street East and 85 Holton Avenue South, Hamilton (St. Giles United Church) under Part IV of the *Ontario Heritage Act*

Councillor A. Johnson WITHDREW his Notice of Motion respecting designation of 679 Main Street East and 85 Holton Avenue South, Hamilton (St. Giles United Church) under Part IV of the *Ontario Heritage Act* and will be bringing it to the July 10, 2018 Planning Committee Meeting.

8.3 Installation of an All-Way Stop Control at the Intersection of Fletcher Road and Pinehill Drive (Ward 11)

Councillor B. Johnson introduced a Notice of Motion, respecting the Installation of an All-Way Stop Control at the Intersection of Fletcher Road and Pinehill Drive (Ward 11).

(B. Johnson/Ferguson)

That the Rules of Order to be waived to allow for the introduction of a motion respecting the Installation of an All-Way Stop Control at the Intersection of Fletcher Road and Pinehill Drive (Ward 11).

CARRIED

For disposition of this matter, please refer to Item 7.5.

8.4 Preferred Method of Filling the Vacancy, Office of Councillor, Ward 7

Councillor L. Ferguson introduced a Notice of Motion respecting the Preferred Method of Filling the Vacancy, Office of Councillor, Ward 7.

(Ferguson/Conley)

That the Rules of Order be waived to allow for the introduction of a motion respecting the Preferred Method of Filling the Vacancy, Office of Councillor, Ward 7.

CARRIED

For disposition of this matter, please refer to Item 7.6.

8.5 Amendment to the Grants Sub-Committee Report 18-003

Councillor B. Johnson introduced a Notice of Motion respecting an Amendment to the Grants Sub-Committee Report 18-003.

(B. Johnson/VanderBeek)

That the Rules of Order be waived to allow for the introduction of a motion respecting an Amendment to the Grants Sub-Committee Report 18-003.

CARRIED

For disposition of this matter, please refer to Item 7.7.

8.6 NAFTA Resolution

Councillor S. Merulla introduced a Notice of Motion respecting NAFTA Resolution.

(Merulla/Green)

That the Rules of Order be waived to allow for the introduction of a motion respecting NAFTA Resolution.

CARRIED

For disposition of this matter, please refer to Item 7.8.

8.7 Installation of an All-Way Stop Control at the Intersection of Hess Street and Barton Street (Ward 2)

Councillor J. Farr introduced a Notice of Motion respecting the Installation of an All-Way Stop Control at the Intersection of Hess Street and Barton Street (Ward 2).

(Farr/Green)

That the Rules of Order be waived to allow for the introduction of a motion respecting the Installation of an All-Way Stop Control at the Intersection of Hess Street and Barton Street (Ward 2).

CARRIED

For disposition of this matter, please refer to Item 7.9.

STATEMENTS BY MEMBERS

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

PRIVATE AND CONFIDENTIAL

(VanderBeek/B. Johnson)

Pursuant to Section 8.1, Sub-sections (b),(e) and (f) of the City's Procedural By-law 14-300, and Section 239(2), Sub-sections (b), (e), (f) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertains to personal information about identifiable individuals; litigation or potential litigation, including matters before administrative tribunals, affecting the City; the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

CARRIED

10.1 Election Compliance Audit Committee - Selection Committee Report 18-001

(B. Johnson/Pearson)

(a) Appointment of Chair and Vice-Chair of the Election Compliance Audit Committee

- (i) That Janet Pilon, Acting City Clerk, be appointed as Chair of the Election Compliance Audit Committee – Selection Committee; and
- (ii) That Nicole Auty, City Solicitor, be appointed as Vice-Chair of the Election Compliance Audit Committee – Selection Committee.

(b) Election Compliance Audit Committee - Application Review and Deliberations

- (i) That Barry Gilbert, John Klein and Linda Lister be re-appointed to the Election Compliance Audit Committee for the 2018 – 2022 term;
- (ii) That the membership of the Election Compliance Audit Committee be increased to five (5) members; and
- (iii) That Patrick Lachapelle and Jonathan van der Heiden be appointed to the Election Compliance Audit Committee for the 2018 – 2022 term.

CARRIED

10.2 Central Composting Facility Odour Mitigation Update (no copy)

Staff provided Council with an update on the Central Composting Facility Odour Mitigation and answered questions of Committee in Closed session.

GENERAL ISSUES COMMITTEE REPORT 18-014

19. Litigation Instructions, Offer to Settle Legal Costs for the Hamilton and the Christian Heritage Party of Canada Matter (LS18038) (City Wide) (Item 12.6)

- (a) That the direction provided to staff in Closed Session, respecting Report LS18038, Litigation Instructions, Offer to Settle Legal Costs for the Hamilton and the Christian Heritage Party of Canada Matter, be approved; and,

The above Motion was **DEFEATED** on the following Standing Recorded Vote:

Yeas: Jackson, Pearson, Conley
 Total: 3
 Nays: Eisenberger, A. Johnson, Farr, Green, Merulla, Collins, Whitehead, Pasuta, VanderBeek, B. Johnson
 Total: 10

Absent: Partridge, Ferguson
Total: 2

(Eisenberger/Pasuta)

That the FOURTEENTH Report of the General Issues Committee be adopted, **as amended**, and the information section received.

CARRIED

(B. Johnson/Pearson)

That Committee Rise and Report.

CARRIED

PRIVATE AND CONFIDENTIAL (Continued)

10.4 Hamilton Tiger-Cats Soccer Update

Staff provided Council with an update on the Hamilton Tiger-Cats Soccer and answered questions of Committee in Closed session.

BY-LAWS

(B. Johnson/Green)

That Bills No. 18-157 to No. 18-181, be passed and that the Corporate Seal be affixed thereto, and that the By-laws be numbered and be signed by the Mayor and the City Clerk to read as follows:

By-Law

- 157 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic Schedule 10 (No Left Turns)
Wards: 1, 13

- 158 Being a By-law to Permanently Close a Public Unassumed Alley between Sydenham Road, Cross Street, Alma Street and Victoria Street, Dundas, Ontario, established by Registered Plan 1447, in the Corporation of the Town of Dundas, now City of Hamilton, designated as Part 1 on Reference Plan 62R-20670 and Part 1 on Reference Plan 62R-20715, being Part of PIN 17585-0103 (LT), City of Hamilton
Ward: 13

- 159 Respecting Removal of Part Lot Control, Part of Lots 1 to 15, 17 to 33, 58 to 67 and 100 to 136, Registered Plan of Subdivision No. 62M-1251, "Summit Park – Phase 10", municipally known as 238, 242, 246, 250, 254, 258, 262, 266, 270, 274, 278, 282, 286, 290, 294, 298, 302, 306, 310, 404, 408, 412, 416, 420, 424, 428, 432, 436, 440, 444, 448, 452, 456 and 460 Dalgleish Trail; 4, 8, 12, 16, 20, 24, 28, 32, 36, 40, 44, 45, 48, 49, 52, 53, 56, 57, 60, 61, 64 and 68 Dolomiti Court; 33, 37, 39, 43 and 47 Cittadella Boulevard and 2, 4, 8, 10, 12, 16, 20, 22, 26, 28, 32, 36, 40, 42, 44, 48, 52 and 54 Bethune Avenue (Glanbrook)

PLC-18-013 (20900)
Ward: 11

- 160 Respecting Removal of Part Lot Control, Part of Lots 34 to 44, 47 to 55, 70 to 82, 85 to 99, 137, 141 to 145 and 148 to 150, Registered Plan of Subdivision No. 62M-1251, "Summit Park – Phase 10", municipally known as 72, 76, 79, 80, 83, 84, 87, 88, 91, 92, 95, 96, 99, 100, 103, 104, 107, 108, 111 and 112 Dolomiti Court; 63, 67, 69, 71, 75, 77, 81, 83, 87, 91, 93, 95 and 99 Cittadella Boulevard; 56, 60, 64, 66, 70, 84, 88 and 90 Rockledge Drive; 58, 62, 66, 68, 70, 74, 78, 80, 82, 86, 88, 92, 96, 98 and 102 Bethune Drive; and 234 Dalgleish Trail (Glanbrook)

PLC-18-013 (20902)
Ward: 11

- 161 Respecting Removal of Part Lot Control, Part of Block 154, Registered Plan of Subdivision No. 62M-1251, "Summit Park – Phase 10", municipally known as 100 Terryberry Road (Glanbrook)

PLC-18-013 (20897)
Ward: 11

- 162 To Amend Zoning By-law No. 6593, as amended by By-law No. 92-244, respecting lands located at 690-692 Upper James Street, in the City of Hamilton
ZAH-17-029

Ward: 8

- 163 To Amend Zoning By-law No. 05-200, as amended by By-law No. 14-296, respecting lands located at 406 Pritchard Road, in the City of Hamilton
ZAH-17-042

Ward: 6

- 164 To Adopt Official Plan Amendment No. 104 to the Urban Hamilton Official Plan Respecting 115 and 121 Vansitmart Avenue

Ward: 4

- 165 To Amend Zoning By-law No. 6593 (Hamilton), Respecting Land Located at 115 and 121 Vansitmart Avenue (Hamilton)

UHOPA-17-026/ZAC-16-046
Ward: 4

- 166 To Adopt Official Plan Amendment No. 105 to the Urban Hamilton Official Plan Respecting 15 Picardy Drive (Stoney Creek)

Ward: 9

- 167 To Amend Zoning By-law No. 3692-92 Respecting Lands Located at 15 Picardy Drive (Stoney Creek)

ZAC-16-033
UHOPA-16-013
Ward: 9

- 168 To Amend Zoning By-law No. 87-57, Respecting Lands Located at 20 Miller Drive
ZAC-16-048
25T-201606
Ward: 12
- 169 To Amend By-law No. 01-218, Being a By-law to Regulate On-Street Parking
Ward: City Wide
- 170 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 10 (Alternate Side Parking)
Schedule 12 (Permit Parking Zones)
Schedule 14 (Wheelchair Loading Zones)
Ward: 1, 2, 3, 4, 7, 9, 11, 12
- 171 To Amend By-law No. 01-220, Being a By-law to Regulate the Parking of Motor Vehicles on Private and Municipal Property
Ward: City Wide
- 172 To Repeal By-law Nos. 10-055 and 14-336, and to Appoint an Acting City Clerk for the City of Hamilton
Ward: City Wide
- 173 Respecting Removal of Part Lot Control, Part of Lots 1 to 32, 35, 36, 46 to 58 and 60 to 73, Registered Plan No. 62M-1252
PLC-17-025
Ward:11
- 174 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic
Schedule 5 (Stop Control)
Ward: 11
- 175 Respecting Removal of Part Lot Control, Block 158 of Registered Plan of Subdivision No. 62M-1251, municipally known as 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30, 32, 34, 36, 38, 40, 42, 44, 46, 48, 50, 52 and 54 Cittadella Boulevard, Glanbrook
PLC-18-018
Ward: 11
- 176 Respecting Removal of Part Lot Control, Block 159 of Registered Plan of Subdivision No. 62M-1251, municipally known as 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43, 45, 47, 49, 51, 53 and 55 Bethune Avenue, Glanbrook
PLC-18-018
Ward: 11

- 177 Respecting Removal of Part Lot Control, Block 1, Registered Plan of Subdivision 62M-1245, and Part of Block 15, Registered Plan of Subdivision 62M-1226 municipally known as 2, 4, 6, 8 and 10 Near Lane; 1 to 10 Showers Lane; 1, 3, 5, 7 and 9 Know Lane; 1, 3, and 5 to 16 Pringle Lane; 1 to 12 Could Lane; 2, 4 to 8 Bacon Lane; 1, 3, 5, 7, 9, 11, 13, 15, 17 and 19 Hoffman Lane; 1 to 20 Ritchie Lane; 2, 4, 6, 10, 12, 14, 16, 18 and 20 Workman Lane; 3, 5, 7, 9, 11, 13, 15, 17, 21, 23, 25 and 27 Dodman Crescent and 28, 30, 32, 34, 36, 38, 40, 42, 48, 50, 52, 53, 55, 57 and 59 to 63 Farley Lane
PLC-17-030
Ward: 12
- 178 To Impose a Sanitary Sewer Charge Upon Owners of Land Abutting Springbrook Avenue from Stonehenge Drive to Regan Drive, in the City of Hamilton
Ward: 12
- 179 To Impose a Storm Sewer Charge Upon Owners of Land Abutting Springbrook Avenue from Stonehenge Drive to Regan Drive, in the City of Hamilton
Ward: 12
- 180 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic Schedule 5 (Stop Control)
Ward: 13
- 181 To Confirm the Proceedings of City Council

CARRIED

(Farr/Green)

That, there being no further business, City Council be adjourned at 9:09 p.m.

CARRIED

Respectfully submitted,

Mayor F. Eisenberger

Janet Pilon
Acting City Clerk