



CITY COUNCIL MINUTES 19-013

9:30 a.m.
July 12, 2019
Council Chamber
Hamilton City Hall
71 Main Street West

Present: Mayor F. Eisenberger, Deputy Mayor L. Ferguson
Councillors M. Wilson, J. Farr, N. Nann, C. Collins, T. Jackson, E. Pauls,
J. P. Danko, B. Clark, M. Pearson, B. Johnson, A. VanderBeek, J. Partridge

Absent: Councillors S. Merulla, T. Whitehead - Personal

Mayor Eisenberger called the meeting to order and recognized that Council is meeting on the traditional territories of the Erie, Neutral, HuronWendat, Haudenosaunee and Mississaugas. This land is covered by the Dish with One Spoon Wampum Belt Covenant, which was an agreement between the Haudenosaunee and Anishinaabek to share and care for the resources around the Great Lakes. It was further acknowledged that this land is covered by the Between the Lakes Purchase, 1792, between the Crown and the Mississaugas of the Credit First Nation.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

- 5.9 Correspondence respecting recent incidents that have occurred on City property and the Hamilton Pride 2019:
- (a) a list of scholars registering their profound concern about the recent treatment of members of Hamilton's queer, trans and Two Spirit community;
 - (b) a list of individuals expressing their strong concern and objection to the repression of queer community members in Hamilton; and,
 - (c) Alix MacLean.

Recommendation: Be received and referred to the consideration of Item 14 of General Issues Committee Report 19-013.

- 5.10 Correspondence respecting an Order to Remove Ducks and Changes to the By-law:

- (a) Chantal Stieler
- (b) Lorraine Appleyard

Recommendation: Be received and referred to the consideration of Item 6 of Planning Committee Report 19-011.

- 5.11 Correspondence from Aileen Cassells, Deputy Chief, Operations, Office of the Fire Marshall and Emergency Management requesting that the City of Hamilton serve as a host community for evacuees whose health and safety has been threatened as a result of the forest fires.

Recommendation: Be received and that the City Manager be authorized to determine the City's level of participation.

7. MOTIONS

- 7.1. Control System on Northbound Ramp of the Lincoln Alexander Parkway at Garth Street ***(deferred to the August 16, 2019 Council Meeting)***
- 7.2. Levels of Congestion on Garth Street and Scenic Drive at Peak Hours ***(deferred to the August 16, 2019 Council Meeting)***

8. NOTICES OF MOTION

- 8.1 Road Safety Review and Appropriate Measures at the York Road and Newman Road Intersection
- 8.2 Waiving of Fees for the 2020 and 2021 Baseball Seasons for Glanbrook Slow Pitch League (Ward 11)

10. PRIVATE AND CONFIDENTIAL

- 10.3 Labour Relations Matter (no copy)

Pursuant to Section 8.1, Sub-sections (b), (d), (e) and (f) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (b) and (d) of the *Ontario Municipal Act*, 2001, as amended, as the subject matters pertain personal matters about an identifiable individual, including City employees; labour relations or employee negotiations; litigation or potential litigation, including matters before

administrative tribunals, affecting the City and the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

11. BY-LAWS AND CONFIRMING BY-LAW

- 19-164 To Amend By-law No. 11-080, being a By-law to Prohibit Smoking within City Parks and Recreation Properties
Ward: City Wide
- 19-165 To Amend Zoning By-law No. 05-200, as amended by By-law No. 17-240, respecting lands located at 50 Leavitt Boulevard, Flamborough
ZAH-19-041
Ward: 15
- 19-166 Being a By-law to Permanently Close and Sell a Portion of a Public Unassumed Alley abutting 102 Francis Street, established by Registered Plan 209, in the City of Hamilton, designated as Part 1 on Plan 62R-21177, being Part of PIN 17189-0305 (LT)
Ward: 3
- 19-167 To Adopt Official Plan Amendment to the Urban Hamilton Official Plan Respecting 305 and 311 Garner Road West (Ancaster)
Ward: 12
- 19-168 To Amend Zoning By-law No. 87-57 (Ancaster) Respecting Lands Located at 305 and 311 Garner Road
UHOPA-17-025
ZAC-17-058
Ward: 12
- 19-169 A By-law to Amend Zoning By-law No. 05-200 Respecting Lands Located at 305 and 311 Garner Road West (Ancaster)
UHOPA-17-027
ZAC-17-058
Ward: 12
- 19-170 A By-law to Amend By-law No. 18-199, being a By-law to Prohibit Driving School Instructing in the Restricted Areas
Ward: 4, 5
- 19-171 To Amend By-law No. 17-225, a By-law to Establish a System of Administrative Penalties
Table 19 – By-law 18-199 – Prohibit Drive School Instruction in the Restricted Areas
Ward: City Wide

- 19-172 Being a By-law to Appoint Hearing Officers Pursuant to the Administrative Penalty By-law No. 17-225 and to Repeal By-law No. 15-278
Ward: City Wide

- 19-173 To Amend City of Hamilton By-law No. 10-118, as amended, being a By-law to Regulate Exterior Property Maintenance including Vegetation, Waste and Graffiti
Ward: City Wide

- 19-174 To Amend Town of Dundas Zoning By-law No. 3581-86 Respecting Lands Located at 574 Northcliffe Avenue, Dundas
ZAR-19-019
Ward: 13

- 19-175 To Amend By-law No. 07-170, a By-law to License and Regulate Various Businesses
Schedule 14 – Tree Cutting Services
Ward: City Wide

- 19-176 Respecting Removal of Part Lot Control on Part of Block 96 Registered Plan of Subdivision 62M-1250 and Block 1 and Block 4 on Registered Plan of Subdivision 62M-1263 - Central Park – Madison, 1831 Rymal Road East
PLC-19-010
Ward: 9

- 19-177 Respecting Removal of Part Lot Control on Part of Block 96 on Registered Plan of Subdivision 62M-1250 - Central Park – Madison, 1831 Rymal Road East
PLC-19-009
Ward: 9

- 19-178 To Establish City of Hamilton Land Described as part 1 and 4 on Plan 62R-20060 as Part of Acadia Drive
Ward: 7

- 19-179 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic Schedule 5 (Stop Control)
Ward: 1, 3, 8, 13, 14

- 19-180 To Appoint the City Auditor as Auditor General Under Section 223.19 of the Municipal Act, 2001
Ward: City Wide

- 19-181 Whistleblower By-law
Ward: City Wide

- 19-182 To Appoint a City Clerk for the City of Hamilton (to be distributed)

Ward: City Wide

- 19-183 To Appoint a Deputy City Clerk for the City of Hamilton
- 19-184 To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking
Schedule 13 (No Stopping Zones)
Ward: 2
- 19-185 To confirm the proceedings of Council.

(Pearson/Ferguson)

That the agenda for the July 12, 2019 meeting of Council be approved, ***as amended***.

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
NOT PRESENT - Councillor Arlene VanderBeek
YES - Deputy-Mayor Lloyd Ferguson
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

DECLARATIONS OF INTEREST

Councillor J. P. Danko declared an interest to Item 10, School Board Properties Sub-Committee Report 19-001, of the General Issues Committee Report 19-013, as his wife is the Vice Chair of the Hamilton-Wentworth District School Board.

Councillor B. Clark declared an interest to Item 17, Report PED19142/LS19028/PW19061 - Application for Approval to Expropriate Property in Ward 3, of the General Issues Committee Report 19-013, as the party noted in the report was a former client.

CEREMONIAL ACTIVITIES**3.1 Presentation of the Office of the Governor General - Sovereign's Medal for Volunteers**

Mayor Eisenberger presented the Sovereign's Medal for Volunteers to Robert DeWolfe for his volunteerism with youth, the Navy League of Canada Cadets and Scouts for three decades. Mr. DeWolfe has also served as the liaison with local colleges on behalf of the Ontario Association of Certified Engineering Technicians and Technologists for the past 25 years.

APPROVAL OF MINUTES OF PREVIOUS MEETING**4.1 June 26, 2019**

(Collins/Clark)

That the Minutes of the June 26, 2019 meeting of Council be approved, as presented.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Deputy-Mayor Lloyd Ferguson
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

COMMUNICATIONS

(Ferguson/Clark)

That Council Communications 5.1 to 5.11 be approved, ***as amended***, as follows:

- 5.1 Correspondence from the Township of Warwick requesting support for their resolution respecting the Enforcement for Safety on Family Farms.

Recommendation: ***Be endorsed.***

- 5.2 Correspondence from the Honourable Jeff Yurek, Minister of Transportation in response to the Mayor's letter respecting Hamilton's Light Rail Transit (LRT) project.

Recommendation: Be received and referred to the General Manager of Planning and Economic Development.

- 5.3 Correspondence from the Human Rights Tribunal of Ontario respecting Creer v. Hamilton.

Recommendation: Be received.

- 5.4 Correspondence calling on the City to save the Wesley Day Centre and to fulfill its commitment to open a Consumption and Treatment Services Site.

Recommendation: Be received and referred to the General Manager of Healthy and Safe Communities and the Medical Officer of Health for appropriate action.

- 5.5 Correspondence from the Town of Oakville to the Minister of Transportation, the Lieutenant Governor of Ontario and the Attorney General respecting their resolution regarding Traffic Calming and Speed Limit Review and requesting support from the City.

Recommendation: ***Be endorsed.***

- 5.6 Correspondence from the City of Brantford advising the Premier of Ontario of their Endorsement of the LUMCO Resolution regarding Retail Cannabis Stores and requesting support from the City.

Recommendation: ***Be endorsed.***

- 5.7 Correspondence from Paul Dube, Ombudsman of Ontario, respecting the results of the Ombudsman's investigation into whether the Selection Committee held a vote in closed session on March 1, 2019 that did not comply with the open meeting rules in the Municipal Act, 2001.

Recommendation: Be received.

- 5.8 Correspondence from Paul Dube, Ombudsman of Ontario, respecting the results of the Ombudsman's investigation into whether the portions of two meetings (February 13, 2019 and April 18, 2019) were closed to public when entrances to City Hall were locked or barricaded during part of each meeting.

Recommendation: Be received.

5.9 Correspondence respecting recent incidents that have occurred on City property and the Hamilton Pride 2019:

- (a) a list of scholars registering their profound concern about the recent treatment of members of Hamilton's queer, trans and Two Spirit community;
- (b) a list of individuals expressing their strong concern and objection to the repression of queer community members in Hamilton; and,
- (c) Alix MacLean.

Recommendation: Be received and referred to the consideration of Item 14 of the General Issues Committee Report 19-013.

5.10 Correspondence respecting an Order to Remove Ducks and Changes to the By-law:

- (a) Chantal Stieler
- (b) Lorraine Appleyard

Recommendation: Be received and referred to the consideration of Item 6 of the Planning Committee Report 19-011.

5.11 Correspondence from Aileen Cassells, Deputy Chief, Operations, Office of the Fire Marshall and Emergency Management requesting that the City of Hamilton serve as a host community for evacuees whose health and safety has been threatened as a result of the forest fires.

Recommendation: Be received and that the City Manager be authorized to determine the City's level of participation.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson

YES - Councillor Brad Clark

(Johnson/Ferguson)

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

CARRIED

GENERAL ISSUES COMMITTEE REPORT 19-013

1. Local Impact of the Celebrate Ontario Fund on Festivals in Hamilton (PED19147) (City Wide) (Item 7.1)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

2. Recognition for Local Order of Canada Recipients (Item 8.1)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead

YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

3. Hamilton Urban Indigenous Strategy (HSC19030) (City Wide) (Item 9.1)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

4. 2020 Budget Guidelines, Outlook and Process (FCS19054) (City Wide) (Item 9.2)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson

YES - Councillor Maria Pearson
YES - Councillor Brad Clark

6. Business Improvement Area Advisory Committee Report 19-006, June 11, 2019 (Item 10.2)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

7. Airport Sub-Committee Report 19-003, June 21, 2019 (Item 10.3)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek

YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Eisenberger/Partridge)

That sub-section (b) to Item 8 of the of the General Issues Committee Report 19-013, respecting Report HUR19014 – the 2019 Non-Union Management & Professional Exempt Group Compensation, be deleted in its entirety and replaced with the following in lieu thereof:

8. Non-Union Compensation Sub-Committee Report 19-001

(b) 2019 Non-Union Management & Professional Exempt Group Compensation (HUR19014) (City Wide) (Item 8.2)

~~That the contents of Report HUR19014, respecting the compensation of the Non-Union Management & Professional Exempt Group of employees, remain confidential until approved by Council.~~

- (a) *That the salary schedule for the Non-Union Management & Professional Exempt Group be increased by 1.6% effective January 1, 2019, to be consistent with the 2019 negotiated memorandum of settlement for CUPE Local 5167, with individual salaries adjusted accordingly;***
- (b) *That the Non-Union Management & Professional Exempt Group be increased by 1.6% effective on January 1, 2020, 2021 and 2022, so long as the increases continue to maintain the targeted 50th percentile position in accordance with the Total Compensation Policy;***
- (c) *That, in the event that the percentile cannot be maintained, for the Non-Union Management & Professional Exempt Group, with the 1.6% proposed due to wage increases with our comparators, staff be directed to report back to the Non-Union Compensation Sub-Committee, prior to making adjustments on January 1, 2020, 2021 and 2022 to maintain the targeted 50th percentile position;***
- (d) *That supplemental employment benefits (maternity/parental top-up) be provided for those employees in the Non-Union Management & Professional Exempt Group who are in receipt of Pregnancy/Parental benefits, pursuant to the Employment Insurance Act, consistent with the 2019 negotiated memorandum of settlement for CUPE Local 5167, to take effect July 1, 2019;***
- (e) *That staff be directed to amend the Income Protection Plan for the Non-Union Management & Professional Exempt Group to be consistent with the amendments made to the Income Protection Plan, as negotiated with CUPE Local 5167, to take effect January 1, 2020;***

- (f) ***That the extended health and dental plan for the Non-Union Management & Professional Exempt Group be amended to be consistent with the negotiated memorandum of settlement for CUPE Local 5167, along with additional changes, as detailed in Appendix "C" to Report HUR19014 – Non-Union Benefit Plan Amendments, to take effect August 1, 2019; and,***
- (g) ***That staff be directed to report back to the General Issues Committee in the Fall of 2019, with a benefit plan redesign options for the Non-Union Management & Professional Exempt Group.***

Result: Amendment CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

Result: Main Motion, As Amended, CARRIED, by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson

YES - Councillor Maria Pearson

YES - Councillor Brad Clark

9. Affordable Housing Site Selection Sub-Committee Report 19-001, June 18, 2019 (Item 10.5)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson

YES - Councillor Jason Farr

YES - Councillor Nrinder Nann

NOT PRESENT - Councillor Sam Merulla

YES - Councillor Chad Collins

YES - Councillor Tom Jackson

YES - Councillor Esther Pauls

CONFLICT - Councillor John-Paul Danko

YES - Deputy-Mayor Lloyd Ferguson

YES - Mayor Fred Eisenberger

YES - Councillor Judi Partridge

NOT PRESENT - Councillor Terry Whitehead

YES - Councillor Arlene VanderBeek

YES - Councillor Brenda Johnson

YES - Councillor Maria Pearson

YES - Councillor Brad Clark

10. School Board Properties Sub-Committee Report 19-001 - June 24, 2019 (Item 10.6)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson

YES - Councillor Jason Farr

YES - Councillor Nrinder Nann

NOT PRESENT - Councillor Sam Merulla

YES - Councillor Chad Collins

YES - Councillor Tom Jackson

YES - Councillor Esther Pauls

YES - Councillor John-Paul Danko

YES - Deputy-Mayor Lloyd Ferguson

YES - Mayor Fred Eisenberger

YES - Councillor Judi Partridge

NOT PRESENT - Councillor Terry Whitehead

YES - Councillor Arlene VanderBeek

YES - Councillor Brenda Johnson

YES - Councillor Maria Pearson

YES - Councillor Brad Clark

11. Facility Naming Sub-Committee Report 19-001, June 25, 2019 (Item 10.7)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

12. Government Relations Sub-Committee Report 19-001, June 27, 2019 (Item 10.8)

Result: Motion CARRIED by a vote of 13 to 1, as follows:

NO - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

13. Hamilton Future Fund Board of Governors Report 19-002 - June 25, 2019 (Item 10.9)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
 NOT PRESENT - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 NOT PRESENT - Councillor Sam Merulla
 YES - Councillor Chad Collins
 YES - Councillor Tom Jackson
 YES - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Lloyd Ferguson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Brenda Johnson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

14. Hate Related Activities on City of Hamilton Properties (LS19031/PW19068) (City Wide) (Item 10.10)

(Clark/Nann)

- (a) That Appendix “C” to Item 14 of the General Issues Committee Report 19-013, respecting Report LS19031/PW19068 - Hate Related Activities on City of Hamilton Properties, being the Guidelines and Restrictions for Assemblies and Demonstrations, be amended, as follows:

The following activities are prohibited during Assemblies and Demonstrations:

- (a) Use of generators ***without prior approval;***
- (b) Use of electrical outlets ***without prior approval;***
- (c) ~~Distribution of food or beverage;~~
- (d) ~~Use of flames or candles (electronic candles permitted);~~
- (e) Interfering with a picnic, organized gathering or event authorized by permit;
- (f) ~~Selling, offering to sell, or displaying for sale;~~
- (g) ~~Soliciting for business or charity;~~
- (h) ~~Distribution of circulars, advertisements, or promotional items;~~
- (i) Driving a vehicle other than on a designated roadway or parking area;
- (j) ~~Use of any sound amplifying equipment;~~
- (k) Engaging in riotous, ~~boisterous~~, violent, threatening, or illegal activity; ~~or using profane or abusive language;~~
- (l) ~~Engaging in any activity that creates a nuisance or that interferes with the use and enjoyment of the space by other persons;~~
- (m) Engaging in any activity that may cause injury or damage to any person, animal, tree or property;

- (o) Erecting, placing or installing any permanent ~~or temporary~~ structure, tent or booth;
 - (p) Closing a road ***without prior approval***;
 - (q) Littering on City property;
 - (r) Affixing or installing ~~temporary or~~ permanent posters/signs/banners;
 - (s) Use of ~~temporary or~~ permanent markings such as ~~chalk, crayons,~~ markers, spray paint, etc. to deface municipally owned properties.
- (b) That sub-section (d) to Item 14 of the General Issues Committee Report 19-013, respecting Report LS19031/PW19068 - Hate Related Activities on City of Hamilton Properties, be amended, by adding the words "***as amended***", to read as follows:
- (d) That the draft procedure for Notification of Assembly or Demonstration on City of Hamilton Public Spaces, attached as Appendix "C", ***as amended***, to Report 19-013, be approved, in principle;

Result: ***Amendment CARRIED by a vote of 14 to 0, as follows:***

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 NOT PRESENT - Councillor Sam Merulla
 YES - Councillor Chad Collins
 YES - Councillor Tom Jackson
 YES - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Lloyd Ferguson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Brenda Johnson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

(Wilson/Nann)

That new sub-sections (j) and (k) be added to Report LS19031/PW19068, respecting Hate Related Activities on City of Hamilton Properties, to read as follows:

- (j) That the proposed protocols and procedures that will guide the City's surveillance activities be included in the City's public consultation respecting hate related activities on City of Hamilton properties; and,
- (k) That the City Manager seek advice from the Information and Privacy Commissioner and the City's Legal Counsel respecting the City's existing and proposed enhanced policy and procedures pertaining to video camera surveillance, prior to public consultation.

(Eisenberger/Partridge)

- (a) That sub-sections (j) and (k) to the Motion, respecting Report LS19031/PW19068 – Hate Related Activities on City of Hamilton Properties, be reversed; and,
- (b) That sub-section (k) be deleted in its entirety and replaced with the following in lieu thereof:
 - (b) That the current protocol and any additional protocols and procedures that will guide the City's surveillance activities be included in the City's public consultation respecting the City's existing enhanced policy and procedures pertaining to video camera surveillance, prior to public consultation.***

Result: Amendment CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Wilson/Nann)

- (j) That the City Manager seek advice from the Information and Privacy Commissioner and the City's Legal Counsel respecting the City's existing and proposed enhanced policy and procedures pertaining to video camera surveillance, prior to public consultation; and,***
- (k) That the current protocol and any additional protocols and procedures that will guide the City's surveillance activities be included in the City's public consultation respecting the City's existing enhanced policy and procedures pertaining to video camera surveillance, prior to public consultation.***

Result: ***Amendment CARRIED by a vote of 14 to 0, as follows:***

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Wilson/Nann)

- (j)** ***That the City Manager seek advice from the Information and Privacy Commissioner and the City's Legal Counsel respecting the City's existing and proposed enhanced policy and procedures pertaining to video camera surveillance, prior to public consultation; and,***
- (k)** ***That the current protocol and any additional protocols and procedures that will guide the City's surveillance activities be included in the City's public consultation respecting the City's existing enhanced policy and procedures pertaining to video camera surveillance, prior to public consultation.***

Result: ***Main Amendment, as Amended, CARRIED by a vote of 14 to 0, as follows:***

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson

YES - Councillor Brad Clark

- (a) That, subsequent to internal and external review, Human Resources staff be directed to report back to General Issues Committee with the Hate Incident Prevention Policy and Procedure, attached in draft form as Appendices “A” and “B” to Report 19-013, respectively, by October 2019;
- (b) That Legal Services staff be directed to prepare a by-law to address the issuance of trespass notices by City Staff for consideration by Council in October 2019;
- (c) That staff be directed to require facilities rental applicants and organizers of assemblies or demonstrations to abide by the Hate Related Incident Prevention Policy;
- (d) That the draft procedure for Notification of Assembly or Demonstration on City of Hamilton Public Spaces, attached as Appendix “C”, **as amended**, to Report 19-013, be approved, in principle;
- (e) That the recommendations in Corporate Security Office Report CSOR 19-001, attached as Appendix “D” to Report 19-013, be approved, as follows:
 - (i) That Corporate Security Office in coordination with Facility Management, Human Resources and Corporate Communications, produce and post signage to notify all persons entering the City Hall property of the expectations related to behaviour and conduct while on City property, and the City’s Zero Tolerance approach regarding harassment, discrimination, hate, violence and criminal behaviour, including the collection of evidence to support law enforcement investigations;
 - (ii) That Corporate Security Office create a procedure for all security staff on how to collect, document, analyze and report on surveillance, materials and messaging during public gatherings and distribute their findings and evidence when required to various City divisions (i.e. Human Resources, Legal Services) and external Law Enforcement partners for further follow-up and investigation related to potential harassment, discrimination, hate, violence and criminal behaviour taking place in the open public spaces on the City Hall property;
 - (iii) That Corporate Security Office to procure safety mitigating tools such as portable barriers to support Hamilton Police in the enforcement of safe and peaceful demonstrations that take place in the City Hall outdoor public space;
 - (iv) That Corporate Security Office to procure the enhancement of the City Hall property video surveillance technology to increase its current general surveillance capacity to an evidentiary purpose solution.

- (v) That Corporate Security Office to research, identify and report on physical environment enhancements to the City Hall exterior open space to promote the safety and security of all persons who are attending the property for peaceful use and enjoyment of the space;
- (vi) That Corporate Security Office hire and train a Security Investigator for the purpose of providing security related services at City owned properties as required including but not limited to Assemblies and Protests. Corporate Security Office to further identify and report on future security staffing resource enhancements for City Hall to ensure appropriate resource levels are responsive to the needs of Members of Council and its Committee's, City staff, contractors, residents and visitors in the delivery of good government;
- (f) That a capital expenditure not exceeding \$100,000 from the Facilities Security Program Capital Account #3541941631 to implement the recommendations in sub-section (e) above be approved;
- (g) That staff be directed to hire a Security Investigator for a temporary 24 month period using the Budget Complement Control Policy, to be trained and tasked with investigating and documenting Hate Related Activities on City owned properties across the city and that funding for this position be allocated from Operating Budget Dept ID #790017, and that an operating budget enhancement be referred to the 2020 Operating Budget process;
- (h) That the item respecting Means to Mitigate the Use of City Parks and Public Spaces by "Hate Groups" be removed from the General Issues Committee Outstanding Business List;
- (i) That Legal staff be directed to contact Police or the Crown Attorney to determine if the City could issue prohibition to attend at municipal properties; specifically, the Hamilton City Hall Forecourt, as part of their condition of release via standard bail conditions or parole conditions, if convicted;
- (j) ***That the City Manager seek advice from the Information and Privacy Commissioner and the City's Legal Counsel respecting the City's existing and proposed enhanced policy and procedures pertaining to video camera surveillance, prior to public consultation; and,***
- (k) ***That the current protocol and any additional protocols and procedures that will guide the City's surveillance activities be included in the City's public consultation respecting the City's existing enhanced policy and procedures pertaining to video camera surveillance, prior to public consultation.***

Result: Main Motion, as Amended, CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

15. **Integrating an Equity, Diversity & Inclusion (EDI) Framework to the Policies and Procedures of the Selection Committee and Interview Sub-Committees respecting Appointment of Citizens to the City's Agencies, Boards and Committees (Item 11.3)**

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

16. **Amendment to Item 8 of the General Issues Committee Report 18-014, respecting Report PED16253(b) – 18-28 King Street East, Extension of**

Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program (Item 11.4)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

17. Application for Approval to Expropriate Property in Ward 3 (PED19142/LS19028/PW19061) (Ward 3) (Item 14.2)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

18. Application for Approval to Expropriate Property in Ward 15 (LS19026/PW19067/PED19141) (Ward 15) (Item 14.3)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

19. Waterfront Lease Update (LS18053(c)) (Ward 2) (Item 14.4)

Result: Motion CARRIED by a vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
NOT PRESENT - Councillor Maria Pearson
CONFLICT - Councillor Brad Clark

(Eisenberger/Partridge)

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

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
NOT PRESENT - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

SOLE VOTING MEMBER OF THE HAMILTON FARMERS' MARKET REPORT 19-001

3. Hamilton Farmers' Market Board Resolution, respecting the Transfer of Year-end Surplus of the Hamilton Farmers' Market Board (Item 5.3)

That \$39,419, the full amount of the 2018 year-end surplus, be transferred from the Hamilton Farmers' Market operating account (720400) to the Hamilton Farmers' Market Reserve Account (1004006).

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson

YES - Councillor Maria Pearson
YES - Councillor Brad Clark

4. Hamilton Farmers' Market Board of Directors Resolution (Item 5.4)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Eisenberger/VanderBeek)

That the FIRST Report of the Sole Voting Member of the Hamilton Farmers' Market be adopted, and the information section received.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

HAMILTON STREET RAILWAY COMPANY SHAREHOLDER REPORT 19-001
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1. Shareholder Resolution (Item 4.1)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Eisenberger/VanderBeek)

That the FIRST Report of the Hamilton Street Railway Company Shareholder be adopted, and the information section received.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

PLANNING COMMITTEE REPORT 19-011

1. **Amend Appendix 1 of By-law 18-199, a By-law to Prohibit Driving School Instructing in the Restricted Areas and Expand Schedule A of the Administrative Penalty System (APS) By-law 17-225 to Include Contraventions of By-law 18-199 (PED17179(c)) (Wards 4 and 5) (Item 7.1)**

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

2. **Hearing Officer Appointment By-law for Administrative Penalty System (PED19122) (City Wide) (Item 7.2)**

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

3. Amendments to Yard Maintenance By-law 10-118 to Include Inoperative Vehicles (PED19144) (City Wide) (Item 7.3)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

4. Hamilton Municipal Heritage Committee Report 19-004 (Item 7.4)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

5. Application for Draft Plan of Condominium (Vacant Land) for Lands Located at 121 Fiddler's Green Road (PED19131) (Ward 12) (Item 8.2)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

6. Lorraine Appleyard respecting an Order to Remove Ducks and Changes to the By-law (Item 6.1)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson

YES - Councillor Brad Clark

7. Application to Amend Town of Dundas Zoning By-law No. 3581-86 Respecting Lands Located at 574 Northcliffe Avenue, Dundas (PED19132) (Ward 13) (Item 8.3)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

8. Amend Business Licensing By-law 07-170 to Include a New Licence Category for Tree Cutting Services as Schedule 14 (PED19008(a)) (City Wide) (Item 10.1)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson

YES - Councillor Brad Clark

9. Authorization for 100 Hamilton Street GP Inc. to apply for Variances to a By-law for Lands Located at 100 Hamilton Street North (Flamborough) (Item 11.1)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

10. 9 Main Street North, Waterdown - Municipal Register of Property of Cultural Value or Interest (Item 12.1)

Result: Motion CARRIED by a vote of 12 to 1, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson

NO - Councillor Brad Clark

11. Liquor Licence Act - Auxiliary Zone Changes (Item 12.2)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Pearson/Johnson)

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

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

PUBLIC WORKS COMMITTEE REPORT 19-010

1. Intersection Control List (PW19001(c)) (Wards 1, 3, 8, 13 and 14) (Item 7.2)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Danko/Nann)

That Item 5 of the Public Works Committee Report 19-010, be amended by adding new subsections (d) and (e), to read as follows:

5. Bill 65 - Neighbourhood Speed Limit Reduction Implementation (PW19058) (City Wide) (Item 10.1)

- (a) That staff be directed to implement city-wide neighbourhood speed-limit reductions on local and minor collector roadways to 40 km/hr., as outlined in Appendix "A", as amended, to Public Works Committee Report 19-010;
- (b) That the speed limit in designated school zones on local and minor collector roadways be reduced to 30 km/hr. within 150 meters of a school boundary, in conjunction with implementation of neighbourhood 40 km/hr. speed limit reductions;
- (c) That staff be directed to include the Landsdale neighbourhood (Ward 3) with the boundaries of the rail corridor to Main Street East and Wellington Avenue

to Birch Avenue, capturing school zones for Cathy Wever Elementary School and Cathedral Secondary School, as outlined in Appendix "A", as amended, attached to Public Works Committee Report 19-010;

- (d) ***That staff be directed to prepare the necessary by-laws, in the form satisfactory to the City Solicitor, to implement city-wide neighbourhood speed-limit reductions on local and minor collector roadways to 40km/hr., as outlined in Appendix "A", as amended, to Public Works Committee Report 19-010; and,***
- (e) ***That staff be directed to prepare the necessary by-laws, in the form satisfactory to the City Solicitor, to implement speed limit reductions in designated school zones on local and minor collector roadways to 30 km/h within 150 meters of a school boundary, in conjunction with the implementation of neighbourhood 40 km/hr. speed limit reductions, as outlined in Appendix "A", as amended, to Public Works Committee Report 19-010.***

Result: Amendment CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

Result: Main Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson

YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

6. Mountain Climber Phase Two Pilot Results and Phase Three Expansion (PW17026(b)) (City Wide) (Item 10.2)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

7. Transit Shelter Standardization (PW19064) (City Wide) (Item 10.4)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead

YES - Councillor Arlene VanderBeek
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

**8. Smart Commute Workplace Mobility Program Transition (PED19124) (City Wide)
(Item 10.6)**

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

**9. Additional Funding Allocation to Contract C15-31-19 (Annual Concrete and Asphalt Repairs) (P.O. #91528) for Sidewalk Maintenance and Repairs in Ward 2
(Item 11.1)**

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger

YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

10. 2019 Canadian Little League Championship - Waiving of Rental Fee for Bleachers (Ward 12) (Item 11.2)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

11. Kenilworth Avenue Christmas Wreath Program (Ward 4) (Item 11.3)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge

NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

12. Commemorative Designation of Paisley Avenue North, Hamilton, as "Anne Jones Way" (Ward 1) (Item 11.4)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

13. Legal Street Art Wall at Woodlands Park for the Concrete Canvas Street Art Festival (Ward 3) (Item 11.5)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson

YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

- 14. Installation of Type B Pedestrian Crossover on Cannon Street East and 40 km/hr. School Zone Speed Limit with Flashing Beacons on King Street East for Bernie Custis Secondary School, on Main Street East for Memorial School and on King Street East and Main Street East for St. Patrick Catholic Elementary School (Ward 3) (Item 11.6)**

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

- 15. Drinking Fountain Installation at Various Parks and Public Spaces in Ward 3 as Part of the Zero Plastic Waste Initiative (Item 11.7)**

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson

YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

16. Funding for Various Public Infrastructure Initiatives in Ward 3 (Item 11.8)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

17. Valley Park Sign Beautification Upgrades (Ward 9) (Item 11.9)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson

YES - Councillor Maria Pearson
YES - Councillor Brad Clark

18. Installation of Ladder Style Crosswalks at the Intersection of Rosemont Avenue and Barnesdale Drive (Ward 3) (Added Item 11.10)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Danko/Pauls)

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

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

BOARD OF HEALTH REPORT 19-007

1. Communications (Items 5.5 - 5.7)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
NOT PRESENT - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

5. Seniors Oral Health (BOH19026) (City Wide) (Item 7.4)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
NOT PRESENT - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Eisenberger/Partridge)

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

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
NOT PRESENT - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Johnson/Ferguson)

That Section 5.7(2) of the City's Procedural By-law 18-270, 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 19-010 and Emergency and Community Services Committee Report 19-008.

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
NOT PRESENT - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 19-010
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5. Tax and Rate Operating Budget Variance Report as at April 30, 2019 – Budget Control Policy Transfers (FCS19055) (City Wide) (Item 9.1)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

6. Fraud and Waste Hotline Launch (AUD19011) (City Wide) (Item 9.2)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
NOT PRESENT - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

9. 2018 City of Hamilton Financial Report and Audited Financial Statements (FCS19048) (City Wide) (Item 10.2)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
NOT PRESENT - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

10. Audit Report - Housing Services Division: Capital (AUD19004) (City Wide) (Item 10.3)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
NOT PRESENT - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

11. Virtual Reality Stations for the Canadian Warplane Heritage Museum (Added Item 11.1)

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson

YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
NOT PRESENT - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

12. Invocation of the Residential Municipal Relief Assistance Program (Added Item 11.2)

(Pearson/Collins)

That sub-section (a) to Item 12 of the Audit, Finance & Administration Committee Report 19-010, be amended, by adding the words “***to the Grimsby boundary***”, to read as follows:

- (a) That for the purpose of invoking the Residential Municipal Relief Assistance Program for basement flooding, City Council declare a disaster for the record lake levels of 2019 for all properties that experienced basement flooding from March 31, 2019 to July 11, 2019 and within the area bounded on the west by Beach Boulevard Park 2, on the east by Fifty Road ***to the Grimsby boundary***, on the north by Lake Ontario, and on the South by the Queen Elizabeth Highway;

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson

YES - Councillor Maria Pearson

YES - Councillor Brad Clark

Main Motion, **as Amended**, reads as follows:

WHEREAS, the City of Hamilton invoked the Residential Relief Assistance Program for basement flooding from record Lake Ontario water levels in 2017;

WHEREAS, the 2019 Lake Ontario level surpassed the 2017 levels impacting municipal infrastructure and private properties in the Beach Neighbourhood; and

WHEREAS, the Beach Boulevard Community has been identified as particularly vulnerable to rising lake levels given its low-lying elevation;

THEREFORE, BE IT RESOLVED

- (a) That for the purpose of invoking the Residential Municipal Relief Assistance Program for basement flooding, City Council declare a disaster for the record lake levels of 2019 for all properties that experienced basement flooding from March 31, 2019 to July 11, 2019 and within the area bounded on the west by Beach Boulevard Park 2, on the east by Fifty Road **to the Grimsby boundary**, on the north by Lake Ontario, and on the South by the Queen Elizabeth Highway;
- (b) That payment of claims be based on compassionate grounds only and not to be construed as an admission of liability on the part of the City of Hamilton;
- (c) That the eligibility criteria for the Residential Municipal Disaster Relief Assistance Program as previously approved in Report FCS06007 respecting the Proposed Residential Municipal Disaster Relief Assistance Program for Basement Flooding be applied;
- (d) That each eligible property be limited to one grant only for this enactment of the grant program;
- (e) That the costs associated with these claims be funded from the Storm Sewer Reserve 108010; and,
- (f) That staff be authorized, if required, to retain an independent adjuster for the administration of claims under the Residential Municipal Disaster Relief Assistance Program and that these administrative costs be funded from the Storm Sewer Reserve 108010.

Result: **Main Motion, As Amended, CARRIED by a vote of 14 to 0, as follows:**

YES - Councillor Maureen Wilson

YES - Councillor Jason Farr

YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

13. IBI Group Project Management Assignments (PW19066) (Ward 8) (Item 14.1)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Collins/Jackson)

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

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr

YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 19-008

**1. Co-ordinated Access System for Social Housing (CES14052(e)) (City Wide)
(Item 7.2)**

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

**6. Wesley Day Centre (HSC19040) (Ward 2) (Item 10.4)
(Jackson/Nann)**

That Item 6 of the Emergency & Community Service Committee, respecting Report HSC19040 – Wesley Day Centre, be deleted in its entirety and replaced with the following in lieu thereof:

- ~~(a) That Report HSC19040, respecting the Wesley Day Centre, be received.~~
- ~~(b) That staff meet with Wesley Urban Ministries to develop a cost-sharing agreement to fund the Wesley Day Centre to continue service at 195 Ferguson Ave. N. up to March 31, 2020;~~
- ~~(c) That the agreement be structured such that Wesley Urban Ministries and the City report back to the Emergency and Community Services Committee in November 2019 with a status update on the progress toward a permanent location and funding requirements post March 31, 2019;~~
- ~~(d) To explore any additional potential funding partnerships in the community, and;~~
- ~~(e) That the funding source is to be determined by Council.~~

- (a) That Report HSC19040, respecting the Wesley Day Centre, be received;**
- (b) That staff be directed to develop a cost-sharing agreement with Wesley Urban Ministries Inc. totalling not more than \$325,000 to fund the continuation of the Wesley Day Centre at 195 Ferguson Avenue North up to March 31, 2020;**
- (c) That staff and Wesley Urban Ministries report back to the Emergency and Community Services Committee in November 2019 with a status update including the progress toward a permanent location, the potential partnership with the Consumption and Treatment Services site and any anticipated funding requirements after March 31, 2020;**
- (d) That staff be directed to explore any additional potential funding partnerships in the community to help reduce the City's funding contribution toward the Wesley Day Centre at 195 Ferguson Avenue North;**
- (e) That the City's contribution to a maximum of \$265,000, toward the Wesley Day Centre at 195 Ferguson Avenue North, to be funded through the 2019 Housing Services Operating Budget, DEPTID 673245, or Tax Stabilization Reserve 110046, be approved, and;**
- (f) That the General Manager of the Healthy and Safe Communities Department be authorized and directed to execute the cost-sharing funding agreement between the City of Hamilton and Wesley Urban Ministries, in a form satisfactory to the City Solicitor.**

Result: Amendment CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

- (a) ***That Report HSC19040, respecting the Wesley Day Centre, be received;***
- (b) ***That staff be directed to develop a cost-sharing agreement with Wesley Urban Ministries Inc. totalling not more than \$325,000 to fund the continuation of the Wesley Day Centre at 195 Ferguson Avenue North up to March 31, 2020;***
- (c) ***That staff and Wesley Urban Ministries report back to the Emergency and Community Services Committee in November 2019 with a status update including the progress toward a permanent location, the potential partnership with the Consumption and Treatment Services site and any anticipated funding requirements after March 31, 2020;***
- (d) ***That staff be directed to explore any additional potential funding partnerships in the community to help reduce the City's funding contribution toward the Wesley Day Centre at 195 Ferguson Avenue North;***
- (e) ***That the City's contribution to a maximum of \$265,000, toward the Wesley Day Centre at 195 Ferguson Avenue North, to be funded through the 2019 Housing Services Operating Budget, DEPTID 673245, or Tax Stabilization Reserve 110046, be approved, and;***
- (f) ***That the General Manager of the Healthy and Safe Communities Department be authorized and directed to execute the cost-sharing funding agreement between the City of Hamilton and Wesley Urban Ministries, in a form satisfactory to the City Solicitor.***

Result: Main Motion, *As Amended*, CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

7. Request for Qualifications for Service System Managers – Employment Services Transformation (HSC19041) (City Wide) (Added Item 10.5)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

8. CityHousing Hamilton's Third Annual Community Health Fair (Item 11.1)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson

YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

9. Summer Programming for Ward 3 Kids (Item 11.2)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Pauls/Jackson)

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

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla

YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Johnson/Clark)

That the Committee of the Whole Rise and Report.

CARRIED

MOTIONS

7.3 Amendment to Item 5 of the Public Works Committee Report 18-008 respecting the Ancaster Tennis Bubble (PW17089(a))

(Ferguson/Pearson)

WHEREAS, on June 13, 2018, Hamilton City Council ratified Item 5 of the Public Works Committee Report 18-008, which included amendments to the recommendations of Report PW17089(a) – Ancaster Tennis Bubble, approving funding towards the installation of a tennis dome in the form of an interest- bearing loan in the amount \$290,000 for the Ancaster Tennis Club;

WHEREAS, the Ancaster Tennis Club is a not-for-profit organization that has requested the \$290,000 interest-bearing loan be changed to an interest-free loan to assist with funding the installation of a tennis dome;

WHEREAS, the City's External Loan Guidelines provides for interest-free loans to organizations for upgrades or enhancements to City-owned facilities or properties; and,

WHEREAS, this loan would be in accordance with the City's External Loan Guidelines for loans to not-for-profit organizations;

THEREFORE, BE IT RESOLVED:

- (a) That sub-section (c) to Item 5 of the Public Works Committee Report 18-008, respecting Report PW17089(a) – Ancaster Tennis Bubble, which was approved by Council on June 13, 2018, be amended by adding the words "interest free", to read as follows:

- (c) That staff be directed to negotiate a change to the licensing agreement between the Ancaster Tennis Club (ATC) and the City to reflect a City ***interest free*** loan to the ATC of \$290,000; and
- (b) That sub-section (e) be added to Item 5 of the Public Works Committee Report 18- 008, respecting Report PW17089(a) – Ancaster Tennis Bubble, which was approved by Council on June 13, 2018, as follows:
 - (e) That the annual repayment on the interest-free loan, provided to the Ancaster Tennis Club for the installation of a tennis dome, in the amount of \$290,000, to be paid in the amount of \$19,333.33 over 15 years on the anniversary dates of the loan advance.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

7.4 Appointments to the Hamilton Aboriginal Advisory Committee

(Nann/Danko)

WHEREAS, on July 10, 2015, Council approved the following direction, as part of Report CM15007, Review of the City of Hamilton's Advisory Committees:

That the local Hamilton Aboriginal Community leadership, recommend to Council the appointment of residents from the Hamilton Aboriginal community, to sit on the Hamilton Aboriginal Advisory Committee.

WHEREAS, the Hamilton Aboriginal Advisory Committee at its meeting of June 19, 2019, considered the recommendations for appointments made by the identified members of the Indigenous community leadership.

THEREFORE, BE IT RESOLVED:

That the following citizens be appointed to the Hamilton Aboriginal Advisory Committee for the 2018-2022 term commencing on July 12, 2019:

- (a) Constance (Connie) Bellamy
- (b) Cat Cayuga
- (c) Scott Cruickshank
- (d) Deborah Elmes
- (e) Allan Loft
- (f) Laura Workman
- (g) Marilyn Wright
- (h) Patty Lawlor (Ally, non-voting)
- (i) Khitanya Petgrave (Ally, non-voting)

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

7.5 Phase II Investing in Canada Infrastructure Program (ICIP) Funding Rollout for the City of Hamilton

(Eisenberger/Danko)

WHEREAS, on March 14, 2018, the Honourable Amarjeet Sohi, Minister of Infrastructure and Communities, and the Honourable Bob Chiarelli, Ontario Minister of Infrastructure, announced the signing of a bilateral agreement that will provide federal funding through the Investing in Canada Plan over the next decade dedicated to infrastructure projects, which includes investments in public transit from the Investing in Canada Infrastructure Program (ICIP), (formerly known as the Public Transit Infrastructure Fund Phase II (PTIF)) in the amount of \$511.0M; the Government of Canada in the amount of \$204.4M (40%); the Government of Ontario

in the amount of \$168.6M (33%) and the City of Hamilton in the amount of \$138.0M (27%);

WHEREAS, this news follows information previously released on March 22, 2017 in the Federal 2017 Budget, with a second phase of federal investments for the rehabilitation, repair and modernization of existing infrastructure, with one key element of the plan being \$33B in infrastructure funding to be delivered through bilateral agreements currently being negotiated between the Federal government and each of the provinces and territories;

WHEREAS the Government of Canada proposes to deliver up to a maximum of \$10,371,166,789 to the Government of Ontario in four key areas: public transit; green infrastructure; community, culture and recreation infrastructure; and rural and northern communities infrastructure under this Agreement;

WHEREAS, under the current Government of Ontario, no commitment has been announced to provide the previously announced 33% of the cost share with the Government of Canada;

WHEREAS, the bilateral agreements between the Government of Canada and the Government of Ontario is integral to the overall City of Hamilton's Transit Strategy; and

WHEREAS, the delays and the uncertainty around the original commitment of 33% of the cost share with the Government of Canada, will significantly jeopardize the City of Hamilton's ability to develop and expand the transit system as planned if funding is not supported by both levels of senior government.

THEREFORE, BE IT RESOLVED:

- (a) That the Mayor correspond with the Honourable Caroline Mulroney, Minister of Transportation, by July 15, 2019, to request an update on timing for Phase II Investing in Canada Infrastructure Program (ICIP) Funding rollout for the City of Hamilton; and
- (b) That this resolution be forwarded to the Association of Ontario Municipalities (AMO) for support in accelerating the ICIP funding for municipalities in the Greater Toronto and Hamilton Area (GTHA).

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko

YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

7.6 Road Safety Review and Appropriate Measures at the York Road and Newman Road Intersection

(VanderBeek/Partridge)

WHEREAS, a Zoning By-law Amendment Application has been submitted for 574 Northcliffe Avenue in Dundas;

WHEREAS, the application will result in additional traffic accessing the site via York Road and Newman Road, including school bus trips;

WHEREAS, the combination of high traffic volumes, excess speeds and challenging road geometry on York Road has been a historical concern and continues to be raised as an issue by area residents, and,

WHEREAS, this area falls within the Ministry of Transportation's Corridor Control Area and thus will require approval for any operational changes including potential signalization;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to undertake a review the intersection and road safety at the intersection of York Road with Newman Road, identify the appropriate road safety measures and report back to the Public Works Committee on the feasibility of implementation of measures;
- (b) That staff be directed to negotiate with the applicant for 574 Northcliffe Road to enter into a cost-share agreement to undertake a safety review of the impact of additional traffic and school buses resulting from the development application, and,
- (c) That staff be directed to liaise with the Ministry of Transportation to investigate options to improve traffic operations and safety along York Road in the vicinity of Newman Road.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins

YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

7.7 Waiving of fees for the 2020 and 2021 baseball seasons for Glanbrook Slow Pitch League (Ward 11)

(Johnson/Pearson)

WHEREAS, the Glanbrook Slow Pitch League has played at Mount Hope Park for 25 years;

WHEREAS, overall park construction and construction of a trail adjacent to the existing outfield in 2018 led to the loss of the season for the league;

WHEREAS, 482 mm of rain fell in Mount Hope in April, May, and June of 2019, leading to standing water and saturated soils caused by the trail adjacent to the outfield acting as a water dam;

WHEREAS, ponding and severely saturated turf conditions now require the construction of two drainage outlets to be installed this summer, to alleviate the standing water and saturated soils in the southern end of the park; and,

WHEREAS, staff have indicated that the baseball diamond will not be playable this year and the Glanbrook Slow Pitch League is unable to be accommodated sufficiently by the City at other park locations;

THEREFORE, BE IT RESOLVED:

That due to this unique set of circumstances and the league losing two full playing seasons, the yearly fee be waived for the 2020 and 2021 seasons for the Glanbrook Slow Pitch League teams at Mount Hope Park.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson

YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

NOTICES OF MOTION

Councillor VanderBeek introduced a Notice of Motion respecting Road Safety Review and Appropriate Measures at the York Road and Newman Road Intersection.

8.1 Road Safety Review and Appropriate Measures at the York Road and Newman Road Intersection

(VanderBeek/Partridge)

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Road Safety Review and Appropriate Measures at the York Road and Newman Road Intersection.

Result: Motion CARRIED by a 2/3 vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

For disposition of this matter, refer to Item 7.6.

Councillor Johnson introduced a Notice of Motion respecting the Waiving of fees for the 2020 and 2021 baseball seasons for Glanbrook Slow Pitch League (Ward 11)

8.2 Waiving of fees for the 2020 and 2021 baseball seasons for Glanbrook Slow Pitch League (Ward 11)

(Johnson/Farr)

That the Rules of Order be waived to allow for the introduction of a Motion respecting Waiving of fees for the 2020 and 2021 baseball seasons for Glanbrook Slow Pitch League (Ward 11).

Result: Motion CARRIED by a 2/3 vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

For disposition of this matter, refer to Item 7.7.

STATEMENTS BY MEMBERS

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

PRIVATE & CONFIDENTIAL

As Council determined that discussion of Item 10.1 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

10.1 Appointments to the Cross Melville District Heritage Committee for the 2018-2022 Term

(VanderBeek/Partridge)

WHEREAS, the past members of the Cross Melville District Heritage Committee were unaware of the need to reapply for membership; and,

WHEREAS, there were no applications received for membership on the Cross Melville District Heritage Committee for the 2018-2022 Term;

THEREFORE, BE IT RESOLVED:

That the following individuals be reappointed to the Cross Melville District Heritage Committee, for a term commencing July 12, 2019, and until a successor is chosen:

- (i) Vikram Iyer
- (ii) Jennifer Racine
- (iii) Graham Thomas
- (iv) Justin Hogeterp

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Pearson/Clark)

That Council move into Closed Session to discuss Items 10.2 to 10.4, pursuant to Section 8.1, Sub-sections b), (d), (e) and (f) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (b) and (d) of the Ontario Municipal Act, 2001, as amended, as the subject matters pertain personal matters about an identifiable individual, including City employees; labour relations or employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the City and the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Result: Motion CARRIED on a 2/3 vote of 14 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
YES - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls

YES - Councillor John-Paul Danko
YES - Deputy-Mayor Lloyd Ferguson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

10.2 Appointment of the City Clerk

(Eisenberger/Danko)

- (a) That Andrea Holland be appointed Clerk for the City of Hamilton, effective August 6, 2019;
- (b) That By-law 18-172, a By-law to appoint an Acting City Clerk for the City of Hamilton, be repealed, effective August 6, 2019;
- (c) That a By-law to Appoint the Clerk for the City of Hamilton be prepared and enacted by Council;
- (d) That Janet Pilon be reappointed Deputy Clerk for the City of Hamilton, effective August 6, 2019;
- (e) That a By-law to Appoint the Deputy Clerk for the City of Hamilton be prepared and enacted by Council; and,
- (f) That By-law 18-185, a By-law to appoint Acting Deputy Clerks for the City of Hamilton, be repealed, effective August 6, 2019.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
NOT PRESENT - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead

YES - Councillor Arlene VanderBeek
 YES - Deputy-Mayor Lloyd Ferguson
 NOT PRESENT - Councillor Brenda Johnson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

10.3 Labour Relations Matter

(Ferguson/VanderBeek)

That the update, respecting a Labour Relations Matter, which was provided in Closed Session, be received.

CARRIED

(Johnson/Ferguson)

That Council rise and report.

CARRIED

BY-LAWS

(Ferguson/VanderBeek)

That Bills No. 19-160 to No. 19-185, be passed and that the Corporate Seal be affixed thereto, and that the By-laws, be numbered, be signed by the Mayor and the City Clerk to read as follows:

By-law No.

19-160	A By-law to Establish Certain 2019 User Fees and Charges for Services, Activities or the Use of Property Ward: City Wide
19-161	To Establish City of Hamilton Land Described as Block 28 on Plan 62M-1102 and Block 120 on Plan 62M-1040 as Part of Springvalley Crescent Ward: 8
19-162	To Amend Zoning By-law No. 05-200, as Amended by By-law No. 17-254, Respecting Lands Located at 357 Wilson Street East, Ancaster ZAH-19-045 Ward: 12
19-163	To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking Schedule 5 (Parking Meters) Schedule 6 (Time Limit Parking) Schedule 8 (No Parking Zones) Schedule 12 (Permit Parking Zones) Schedule 13 (No Stopping Zones) Schedule 15 (Commercial Vehicle Parking Zones) Schedule 23 (Special Enforcement Area) Ward: 1, 2, 3, 7, 8, 9, 13, 15
19-164	To Amend By-law No. 11-080, being a By-law to Prohibit Smoking within City Parks and Recreation Properties

	Ward: City Wide
19-165	To Amend Zoning By-law No. 05-200, as amended by By-law No. 17-240, respecting lands located at 50 Leavitt Boulevard, Flamborough ZAH-19-041 Ward: 15
19-166	Being a By-law To Permanently Close and Sell a Portion of a Public Unassumed Alley abutting 102 Francis Street, established by Registered Plan 209, in the City of Hamilton, designated as Part 1 on Plan 62R-21177, being Part of PIN 17189-0305 (LT) Ward: 3
19-167	To Adopt Official Plan Amendment to the Urban Hamilton Official Plan Respecting 305 and 311 Garner Road West (Ancaster) Ward: 12 Not Final and Binding
19-168	To Amend Zoning By-law No. 87-57 (Ancaster) Respecting Lands Located at 305 and 311 Garner Road UHOPA-17-025 ZAC-17-058 Ward: 12 Not Final and Binding
19-169	A By-law to Amend Zoning By-law No. 05-200 Respecting Lands Located at 305 and 311 Garner Road West (Ancaster) UHOPA-17-027 ZAC-17-058 Ward: 12 Not Final and Binding
19-170	A By-law to Amend By-law No. 18-199, being a By-law to Prohibit Driving School Instructing in the Restricted Areas Ward: 4, 5
19-171	To Amend By-law No. 17-225, a By-law to Establish a System of Administrative Penalties Table 19 – By-law 18-199 – Prohibit Drive School Instruction in the Restricted Areas Ward: City Wide
19-172	Being a By-law to Appoint Hearing Officers Pursuant to the Administrative Penalty By-law No. 17-225 and to Repeal By-law No. 15-278 Ward: City Wide
19-173	To Amend City of Hamilton By-law No. 10-118, as amended, being a By-law to Regulate Exterior Property Maintenance including Vegetation, Waste and Graffiti Ward: City Wide
19-174	To Amend Town of Dundas Zoning By-law No. 3581-86 Respecting Lands Located at 574 Northcliffe Avenue, Dundas ZAR-19-019 Ward: 13

Not Final and Binding

19-175	To Amend By-law No. 07-170, a By-law to License and Regulate Various Businesses Schedule 14 – Tree Cutting Services Ward: City Wide
19-176	Respecting Removal of Part Lot Control on Part of Block 96 Registered Plan of Subdivision 62M-1250 and Block 1 and Block 4 on Registered Plan of Subdivision 62M-1263 - Central Park – Madison, 1831 Rymal Road East PLC-19-010 Ward: 9
19-177	Respecting Removal of Part Lot Control on Part of Block 96 on Registered Plan of Subdivision 62M-1250 - Central Park – Madison, 1831 Rymal Road East PLC-19-009 Ward: 9
19-178	To Amend By-law no. 01-215, Being a By-law to Regulate Traffic Schedule 2 (Speed Limits) Ward: 1, 9, 11, 13
19-179	To Amend By-law No. 01-215, Being a By-law to Regulate Traffic Schedule 5 (Stop Control) Ward: 1, 3, 8, 13, 14
19-180	To Appoint the City Auditor as Auditor General Under Section 223.19 of the <i>Municipal Act, 2001</i> Ward: City Wide
19-181	Whistleblower By-law Ward: City Wide
19-182	To Appoint a City Clerk for the City of Hamilton Ward: City Wide
19-183	To Appoint a Deputy City Clerk for the City of Hamilton
19-184	To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking Schedule 13 (No Stopping Zones) Ward: 2
19-185	To Confirm the Proceedings of City Council

Result: **Motion CARRIED by a vote of 11 to 0, as follows:**

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
NOT PRESENT - Councillor Sam Merulla
NOT PRESENT - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - Councillor Esther Pauls

YES - Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
NOT PRESENT - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Deputy-Mayor Lloyd Ferguson
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Pearson/Clark)

That, there being no further business, City Council be adjourned at 2:05 p.m.

CARRIED

Respectfully submitted,

Mayor F. Eisenberger

Janet Pilon
Acting City Clerk