



CITY COUNCIL MINUTES 20-010

9:30 a.m.
May 13, 2020
Council Chamber
Hamilton City Hall
71 Main Street West

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

Absent: Councillor 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. The City of Hamilton is home to many Indigenous people from across Turtle Island (North America) and it was recognized that we must do more to learn about the rich history of this land so that we can better understand our roles as residents, neighbours, partners and caretakers.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

4. COMMUNICATIONS (Item 4)

4.5(a) Supplemental Information – As CBC radio is not ‘local’ to Hamilton, Hamilton does have a local television station (www.chch.com) and a local, heavily listened to radio station - 900 CHML - which has local talk and news, including business reporting.

Recommendation: Be received.

4.12 Correspondence respecting the Culinary Scene Support motion:

- (a) Sara Woods
- (b) Jan Male

Recommendation: Be received and referred to the consideration of Item 6.2

- 4.13 Correspondence from Scott Snider, Turkstra Mazza Associates respecting Notice of Objection 1389 Progreston Road, Flamborough (Evergreen Farm) Incomplete Notice of Intention to Designate - Served April 23, 2020.

Recommendation: Be received and referred to the City Solicitor for appropriate action.

- 4.14 Correspondence from Lisa MacDonald, Patient Care Unit Clerk on behalf of many healthcare workers who believe they aren't being recognized properly during Covid-19.

Recommendation: Be received.

6. COMMITTEE OF THE WHOLE (Item 6)

Change to the Order of Items:

Item 5.4 (f) has been removed from Discussion Items and added to Staff Presentations and is now listed as Item 5.3 (b):

- 5.3 (b) Mayor's Task Force on Economic Recovery (PED20102) (City Wide)**

5.2 PUBLIC HEARINGS / WRITTEN DELEGATIONS

- 5.2 (a) Written Delegation respecting Leveraging Strategic Opportunities for Hamilton's Economic Recovery from:**

**Alyssa Lai, Insurance and Financial Services
Christine Yachouh, Consulting
Dave Heidebrecht, Higher Education and Not-for-Profit
Kate Whalen, Higher Education and Research
Layla Abdulrahim-Moore, Higher Education and Healthcare
Lisa Alfano, Higher Education and Not-for-Profit
Sarah Wardrope, Healthcare
Sashaina Singh, Higher Education
Yulena Wan, Not-for-Profit and Philanthropy**

Recommendation: Be received and referred to the consideration of Item 5.3 (b)

5.4 DISCUSSION ITEMS - WITHDRAWN

5.4 (b) Early Payment Removal and Parking Fine Increase Implementation Update (PED19052(a)) (City Wide)

and associated Bill:

To Amend City of Hamilton By-law No. 17-225, being a By-law to Establish a System of Administrative Penalties (formerly Bill 095)

7. NOTICES OF MOTION (Item 7)

- 7.1 Establishing a Sub-Committee to Address Impacts of Social Issues – COVID-19**
- 7.2 Implications of COVID-19 on Golf Operations**
- 7.3 Cannabis Retail Store Authorization Application, 11 Hatton Drive (also referred to as 9 Hatton Drive), Ancaster**

(Pearson/Ferguson)

That the agenda for the May 13, 2020 meeting of Council be approved, *as amended*.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Deputy Mayor Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- NOT PRESENT - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeeck
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

DECLARATIONS OF INTEREST

Councillor Clark declared an interest to Item 7.3 respecting Cannabis Retail Store Authorization Application, 11 Hatton Drive (also referred to as 9 Hatton Drive), Ancaster, due to his son's business interest in a separate Cannabis Retail Store.

Councillor Ferguson declared an interest to Item 6.2 respecting Culinary Scene Support, due to his family's interest in the restaurant business.

APPROVAL OF MINUTES OF PREVIOUS MEETING
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3.1 April 29, 2020 (Item 3.1)**(Johnson/Pearson)**

That the Minutes of the April 29, 2020 meeting of Council be approved, as presented.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

COMMUNICATIONS

(Collins/Merulla)

That Council Communications 4.1 to 4.14 be approved, as *amended*, as follows:

- 4.1 Correspondence from the Township of Mapleton requesting support for their resolution to request the Province of Ontario review the Farm Property Class Tax Rate Programme in light of economic competitiveness concerns between Rural and Urban Municipalities.

Recommendation: Be received.

- 4.2 Correspondence from the Township of Armour requesting support for their resolution on the need to make substantial investments in high-speed internet connectivity in rural areas.

Recommendation: Be supported.

- 4.3 Correspondence respecting concerns with the Urban Hamilton Official Plan (UHOP) changes with respect to 354 King St. W.:

(a) Barry Coombs

(b) Robin Parsons

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

4.4 Correspondence from Ian Sloan, Minister, New Vision United Church communicating their desire to designate 24 Main Street West, under Part IV of the *Ontario Heritage Act*.

Recommendation: Be received and referred **to the consideration of Item 5.4 (c)**.

4.5 Correspondence from Dr. Richard Kool, Royal Roads University respecting asking our local CBC station to do what CBC Victoria BC has been reporting on for 7months, CBC Radio in Victoria BC has been reporting the daily levels of carbon dioxide in the atmosphere in the morning market and commodity report.

(a) Supplemental Information – As CBC radio is not 'local' to Hamilton, Hamilton does have a local television station (www.chch.com) and a local, heavily listened to radio station - 900 CHML - which has local talk and news, including business reporting.

Recommendation: Be received.

4.6 Correspondence from Anne Newbigging requesting that 558 Wilson St. East be included on the Municipal Heritage Register

Recommendation: Be received and referred to the Hamilton Municipal Heritage Committee.

4.7 Correspondence from Murray Costello, Enbridge Gas Inc., respecting the Natural Gas Expansion Program for Hamilton Airport Employment Growth District and Red Hill Business Park

Recommendation: Be received.

4.8 Correspondence from the Honourable Todd Smith, Minister of Children, Community and Social Services in response to the Mayor's letter respecting the request for a personal hygiene supplement for menstruation to be added to Ontario Works and Ontario Disability Support Program (ODSP) social assistance rates.

Recommendation: Be received.

4.9 Correspondence from the Town of Lincoln requesting support for their resolution requesting emergency funding for Municipalities from the Government of Canada.

Recommendation: Be **endorsed**.

4.10 Correspondence from the Ministry of Long-Term Care respecting the additional COVID Prevention and Containment Funding to the Long-Term Care Home sector:

- (a) Macassa Lodge - Allocations - May 2020
- (b) Wentworth Lodge - Allocations - May 2020

Recommendation: Be received.

4.11 Correspondence from the Town of Grimsby requesting support for their resolution respecting the Commercial Rent Assistance Program.

Recommendation: Be **endorsed**.

4.12 Correspondence respecting the Culinary Scene Support motion:

- (a) Sara Woods
- (b) Jan Male

Recommendation: Be received and referred to the consideration of Item 6.2

4.13 Correspondence from Scott Snider, Turkstra Mazza Associates respecting Notice of Objection 1389 Progreston Road, Flamborough (Evergreen Farm) Incomplete Notice of Intention to Designate - Served April 23, 2020.

Recommendation: Be received and referred to the City Solicitor for appropriate action.

4.14 Correspondence from Lisa MacDonald, Patient Care Unit Clerk on behalf of many healthcare workers who believe they aren't being recognized properly during Covid-19.

Recommendation: Be received.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Deputy Mayor Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- NOT PRESENT - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson

YES - Ward 9 Councillor Brad Clark

(Collins/Merulla)

That Council move into Committee of the Whole.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

COMMITTEE OF THE WHOLE

5.2 PUBLIC HEARINGS / WRITTEN DELEGATIONS

5.2 (a) Written Delegation respecting Leveraging Strategic Opportunities for Hamilton's Economic Recovery from:

Alyssa Lai, Insurance and Financial Services
Christine Yachouh, Consulting
Dave Heidebrecht, Higher Education and Not-for-Profit
Kate Whalen, Higher Education and Research
Layla Abdulrahim-Moore, Higher Education and Healthcare
Lisa Alfano, Higher Education and Not-for-Profit
Sarah Wardrope, Healthcare
Sashaina Singh, Higher Education
Yulena Wan, Not-for-Profit and Philanthropy

(Nann/Partridge)

That the Written Delegation respecting Leveraging Strategic Opportunities for Hamilton's Economic Recovery, be received and referred to the consideration of Item 5.3 (b).

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson

YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

5.3 STAFF PRESENTATIONS

5.3 (a) Confederation Beach Park - Wild Waterworks 2020 Season (PW20029) (City Wide)

Lisa Burnside and Neil McDougall, Hamilton Conservation Authority provided Committee of the Whole with an overview of the report.

(Pauls/Clark)

That the presentation by Lisa Burnside and Neil McDougall, Hamilton Conservation Authority respecting Report PW20029, Confederation Beach Park – Wild Waterworks 2020 Season, be received.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Ferguson/Collins)

- (a) That the City of Hamilton accept the proposal from the Hamilton Conservation Authority, operator of Wild Waterworks at Confederation Beach Park, for Wild Waterworks to remain closed for the 2020 Operating Season due to the COVID-19 pandemic;
- (b) That the estimated negative budget variance of \$425,000 be funded by the Tax Stabilization Reserve (110046); and,
- (c) That the General Manager of Public Works be granted the authority to execute, on behalf of the City, any revisions to the Management Agreement with the HCA and any related or ancillary documents necessary to implement Recommendation (a) each in a form satisfactory to the City Solicitor.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 4 Councillor Sam Merulla
 YES - Deputy Mayor Ward 5 Councillor Chad Collins
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 8 Councillor John-Paul Danko
 YES - Mayor Fred Eisenberger
 YES - Ward 15 Councillor Judi Partridge
 NOT PRESENT - Ward 14 Councillor Terry Whitehead
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

5.3 (b) Mayor's Task Force on Economic Recovery (PED20102) (City Wide)

Norm Schleeahn, Director, Economic Development, provided Committee of the Whole with an overview of the report.

(Partridge/Ferguson)

That the presentation by Norm Schleeahn, Director, Economic Development respecting Report PED20102, Mayor's Task Force on Economic Recovery, be received.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 4 Councillor Sam Merulla

YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Jackson/Ferguson)

- (a) That the Terms of Reference for the Mayor's Task Force on Economic Recovery (Task Force) attached as Appendix "A" to Report PED20102 be approved.
- (b) That the Mayor be authorized and directed to invite individuals that meet the criteria outlined in the Terms of Reference to sit as members of the Task Force.
- (c) That the Mayor's Task Force on Economic Recovery report back to the General Issues Committee to provide a final report.

(Wilson/Nann)

That Appendix "A" be **amended** by adding the following:

That the Corporate Priorities provide the framework for the Mayor's Task Force on Economic Recovery.

Result: Amendment DEFEATED by a vote of 12 to 3, as follows:

YES - Ward 1 Councillor Maureen Wilson
NO - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NO - Ward 4 Councillor Sam Merulla
NO- Deputy Mayor Ward 5 Councillor Chad Collins
NO - Ward 6 Councillor Tom Jackson
NO- Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
NO - Mayor Fred Eisenberger
NO - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
NO - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson

NO - Ward 11 Councillor Brenda Johnson
NO- Ward 10 Councillor Maria Pearson
NO- Ward 9 Councillor Brad Clark

(Wilson/Nann)

That Appendix "A" be **amended** by adding the following:

That new Canadians be represented on the Mayor's Task Force on Economic Recovery through the Hamilton Immigration Partnership.

Result: Amendment DEFEATED by a vote of 12 to 3, as follows:

YES - Ward 1 Councillor Maureen Wilson
NO - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NO - Ward 4 Councillor Sam Merulla
NO- Deputy Mayor Ward 5 Councillor Chad Collins
NO - Ward 6 Councillor Tom Jackson
NO- Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
NO - Mayor Fred Eisenberger
NO - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
NO - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
NO - Ward 11 Councillor Brenda Johnson
NO- Ward 10 Councillor Maria Pearson
NO- Ward 9 Councillor Brad Clark

(Nann/Danko)

That Appendix "A" be **amended** by adding the following:

That One (1) representative from Hamilton District Labour Council be included in the Composition of the Mayor's Task Force on Economic Recovery.

Result: Amendment CARRIED by a vote of 8 to 7, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NO - Ward 4 Councillor Sam Merulla
NO - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko

YES - Mayor Fred Eisenberger
NO - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
NO - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
NO - Ward 11 Councillor Brenda Johnson
NO - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Collins/Merulla)

That the Terms of Reference (Appendix "A") for the Mayor's Task Force on Economic Recovery be **amended** as follows:

That Councillors Partridge and Ferguson, be appointed as City Councillors on the Mayor's Task Force on Economic Recovery.

(Danko/Wilson)

That the Terms of Reference (Appendix "A") for the Mayor's Task Force on Economic Recovery be further **amended** as follows:

(a) That the Composition of the Mayor's Task Force on Economic Recovery be amended to reflect Three (3) City Councillors; and

(b) That Councillor Nann, be appointed as a City Councillor on the Mayor's Task Force on Economic Recovery.

Result: Amendment to the Amendment CARRIED by a vote of 9 to 6, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NO - Ward 4 Councillor Sam Merulla
NO - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
NO - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
NO - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
NO - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

The **Amendment as Amended** to read as follows:

That the Terms of Reference (Appendix "A") for the Mayor's Task Force on Economic Recovery be **amended** as follows:

(a) That the Composition of the Mayor’s Task Force on Economic Recovery be amended to reflect Three (3) City Councillors; and

(b) That Councillors Partridge, Ferguson and Nann, be appointed as City Councillors on the Mayor’s Task Force on Economic Recovery.

Result: Amendment as Amended CARRIED by a vote of 15 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Deputy Mayor Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- NOT PRESENT - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

The Main Motion **as Amended** to read as follows:

- (a) That the Terms of Reference for the Mayor’s Task Force on Economic Recovery (Task Force) attached as Appendix “A” **as amended** to Report PED20102 be approved.
- (b) That the Mayor be authorized and directed to invite individuals that meet the criteria outlined in the Terms of Reference to sit as members of the Task Force.
- (c) That the Mayor’s Task Force on Economic Recovery report back to the General Issues Committee to provide a final report.

Result: Main Motion as Amended CARRIED by a vote of 15 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Deputy Mayor Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls

YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Partridge/Collins)

That Committee of the Whole recess at 12:27 p.m.

CARRIED

Committee of the Whole reconvened at 1:00 p.m.

5.4 DISCUSSION ITEMS

**5.4 (a) Lead Water Service Replacement Loan Program Review (FCS19025(a))
(City Wide)**

(Ferguson/Pearson)

- (a) That the General Manager of Corporate Services be authorized to amend the Lead Water Service Replacement Loan Program so that effective May 13, 2020, zero interest loans may be provided under the Lead Water Service Replacement Loan Program for property owners of owner-occupied dwellings who have qualified for low-income energy customer programs such as the Low-Income Energy Assistance Program or the Ontario Electricity Support Program;
- (b) That the City Solicitor be authorized to make necessary changes to documents related to the Lead Water Service Replacement Loan Program to implement Recommendation (a) of Report FCS19025(a);
- (c) That the Planning and Economic Development Department be directed to undertake an amendment to the Water and Wastewater Infrastructure Support Community Improvement Project Area and Community Improvement Plan so the Lead Water Service Replacement Loan Program can be incorporated into the Community Improvement Plan to extend loans to residential rental properties and report back at a future Planning Committee meeting.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
NOT PRESENT - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins

- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- NOT PRESENT - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

5.4 (c) Recommendation to Designate 24 Main Street West, Hamilton (Former Centenary United Church) under Part IV of the *Ontario Heritage Act* (PED20044) (Ward 2)

(Farr/Pearson)

- (a) That the designation of 24 Main Street West, Hamilton (Former Centenary United Church), shown in Appendix "A" to Report PED20044, as a property of cultural heritage value pursuant to the provisions of Part IV of the *Ontario Heritage Act*, be approved;
- (b) That the Statement of Cultural Heritage Value or Interest and Description of Heritage Attributes, attached as Appendix "B" to Report PED20044, be approved; and,
- (c) That the City Clerk be directed to take appropriate action to designate 24 Main Street West, Hamilton (Former Centenary United Church) under Part IV of the *Ontario Heritage Act*, in accordance with the Notice of Intention to Designate, attached as Appendix "C" to Report PED20044.

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

- YES - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Deputy Mayor Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- NOT PRESENT - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- NOT PRESENT - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

5.4 (d) Amending Fireworks and Administrative Penalties By-law (Temporary Fireworks Ban 2020) (LS20012) (City Wide)**(Clark/Pearson)**

That the amending by-law attached as Appendix "A" to Report LS20012 which amends the Fireworks By-law (By-law 02-285) to prohibit the sale and discharge of all fireworks in the City of Hamilton until July 4, 2020 and which creates two new Administrative Penalties for related offences, and which has been prepared in a form satisfactory to the City Solicitor, be enacted and effective immediately;

Result: Motion CARRIED by a vote of 8 to 6, as follows:

YES - Ward 1 Councillor Maureen Wilson
NO - Ward 2 Councillor Jason Farr
NO - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
NO - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
NO - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NO - Ward 9 Councillor Brad Clark

5.4 (e) 2020 Property and Liability Insurance Renewal Report (LS20010) (City Wide)**(Pearson/Pauls)**

- (a) That the Liability and Property Insurance coverage for the term January 1, 2020, to January 1, 2021, be renewed through Arthur J. Gallagher Canada Ltd. and Marsh Canada Ltd. at a cost of \$7,748,615 (net of taxes) and be funded through the 2020 Risk Management Services (RMS) Budget of \$6,600,074, \$1,033,690 from the Tax Stabilization Reserve (110046) and \$114,850 from the Waterworks Capital Reserve (108015), in accordance with Appendix "A", attached to Report LS20010;
- (b) That the 2021 Risk Management Property and Liability budget be adjusted to \$7,748,615 and that the 2021 departmental and appropriate Boards and Agencies budgets be adjusted accordingly;

- (c) That, to realize of a 7.5% discount, the primary layer of liability coverage for the term January 1, 2021, to January 1, 2022, be continued through Arthur J. Gallagher Canada Ltd. and Marsh Canada Ltd. at a cost of \$2,173,750 (net of taxes) and be referred to the 2021 RMS Budget;
- (d) That, to mitigate market volatility, the second layer of liability coverage for the term January 1, 2021, to January 1, 2022 be continued through Arthur J; Gallagher Canada Ltd. And Marsh Canada Ltd. At a cost of \$950,000 (net of taxes) and be referred to the 2021 RMS Budget;
- (e) That the General Manager, Finance and Corporate Services, be authorized and directed to execute all associated documents related to the renewals of the Liability and Property Insurance coverage for the terms January 1, 2020, to December 31, 2020, and January 1, 2021 to December 31, 2021, through Marsh Canada Ltd., on behalf of the City of Hamilton;
- (f) That four (4) permanent FTE be added to the Legal Services and Risk Management complement, namely a litigation solicitor, law clerk and two administrative assistants, and that the annual compensation costs totalling \$393,000 be cost recovered from City Departments and appropriate Boards and Agencies in 2021 and;
- (g) That the one-time costs of \$20,000 related to equipment and materials in support of the additional complement be funded from the Unallocated Capital Reserve (108020).
- (h) That staff be directed to assess insurance options and litigation staffing prior to August 2021 in order to consider possible insurance options for the City, and adequacy of staffing for in-house litigation for 2022; and
- (i) That RMS report back to Council with a work plan for expanding enterprise risk management.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger

YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Collins/Merulla)

That the Committee of the Whole Rise and Report.

CARRIED

MOTIONS

6.1 Sidewalk and Minor Road Repairs (Ward 8)

(Danko/Merulla)

- (a) That \$250,000 be allocated to sidewalk repairs and \$125,000 be allocated to minor road repairs to be completed during the 2020 construction season in Ward 8, and that the capital works be funded by utilizing the Ward 8 – 2020 Area Rating Reserve (#108058); and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6.2 Culinary Scene Support

(Farr/Eisenberger)

WHEREAS the City of Hamilton is recognized across the country for its outstanding restaurant and culinary scene;

WHEREAS the City of Hamilton's restaurant and food service industry employs over 18,000 people;

WHEREAS the COVID-19 pandemic has had a major impact on the City's restaurant industry;

WHEREAS it is anticipated that even when restaurants are permitted by the Province to open again, it will likely be with certain public health limitations that limit seating capacities, which would continue to have a negative impact on the viability of many restaurants, especially smaller restaurants; and

WHEREAS allowing for additional seating capacity outdoors could have a significant positive impact on the restaurant industry.

THEREFORE BE IT RESOLVED

- (a) That the City of Hamilton offer the opportunity for local Business Improvement Areas and/or commercial areas that are predominantly restaurants and cafes to create temporary, shared "Outdoor Dining Districts" on City streets or parking areas for Summer/Fall 2020;
- (b) That staff in the Economic Development Division consult with all of the City's BIAs and/or interested restaurant owners to identify appropriate locations where City streets or parking areas could be temporarily converted into shared Outdoor Dining Districts, and that applications for shared Outdoor Dining Districts be accepted and reviewed through the SEAT process;
- (c) That any Outdoor Dining District not currently within a BIA have at least two-thirds buy-in from all businesses on the affected block(s) through petition;
- (d) That any Outdoor Dining Districts follow all applicable public health requirements, including any COVID-related public health requirements, as well as all applicable Provincial Orders;
- (e) That through the SEAT application process, staff ensure no negative impacts with respect to pedestrian safety, accessibility, emergency services, public transit, private accesses and other issues that are normally addressed through the SEAT review process;
- (f) That costs for the establishment of Outdoor Dining Districts on City streets or City parking lots/spaces for temporary road closure permits, Book 7 traffic management measures, and parking meter charges, be waived and/or refunded, utilizing funds from the City's Economic Development Reserve, with all other costs to be born by the applicants;

- (g) That the applicants be responsible for the management and operation of any approved Outdoor Dining Districts, including ensuring that they are staffed at all times when open, to ensure proper use, cleaning and physical distancing;
- (h) That the City also support the establishment of temporary outdoor patios in the private parking areas of commercial plazas and malls, where permitted by the applicable zoning; and
- (i) That the City waive any requirement for site plan review for such locations and waive enforcement of any zoning provisions related to parking supply, provided the patios are created as temporary uses with no permanent fixtures and no alterations that require a Building Permit.

(Farr/Eisenberger)

That the motion be **amended** by adding the following as sub-section (i), with the remaining sub-section renumbered accordingly:

- (i) That the Ward Councillor be notified of each case of any outdoor expansion application in advance of any approval or implementation.***

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

NO - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
CONFLICT - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Clark/Eisenberger)

That the motion be **amended** by adding the following as sub-section (j), with the remaining sub-section renumbered accordingly:

- (j) That the programming not impede delivery and pick up vehicles or pedestrian access to any business who is not party to the arrangements.***

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

YES - Ward 1 Councillor Maureen Wilson

YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
CONFLICT - Ward 12 Councillor Lloyd Ferguson
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Main Motion as **Amended** to read as follows:

WHEREAS the City of Hamilton is recognized across the country for its outstanding restaurant and culinary scene;

WHEREAS the City of Hamilton's restaurant and food service industry employs over 18,000 people;

WHEREAS the COVID-19 pandemic has had a major impact on the City's restaurant industry;

WHEREAS it is anticipated that even when restaurants are permitted by the Province to open again, it will likely be with certain public health limitations that limit seating capacities, which would continue to have a negative impact on the viability of many restaurants, especially smaller restaurants; and

WHEREAS allowing for additional seating capacity outdoors could have a significant positive impact on the restaurant industry.

THEREFORE BE IT RESOLVED

- (a) That the City of Hamilton offer the opportunity for local Business Improvement Areas and/or commercial areas that are predominantly restaurants and cafes to create temporary, shared "Outdoor Dining Districts" on City streets or parking areas for Summer/Fall 2020;
- (b) That staff in the Economic Development Division consult with all of the City's BIAs and/or interested restaurant owners to identify appropriate locations where City streets or parking areas could be temporarily converted into shared Outdoor Dining Districts, and that applications for shared Outdoor Dining Districts be accepted and reviewed through the SEAT process;

- (c) That any Outdoor Dining District not currently within a BIA have at least two-thirds buy-in from all businesses on the affected block(s) through petition;
- (d) That any Outdoor Dining Districts follow all applicable public health requirements, including any COVID-related public health requirements, as well as all applicable Provincial Orders;
- (e) That through the SEAT application process, staff ensure no negative impacts with respect to pedestrian safety, accessibility, emergency services, public transit, private accesses and other issues that are normally addressed through the SEAT review process;
- (f) That costs for the establishment of Outdoor Dining Districts on City streets or City parking lots/spaces for temporary road closure permits, Book 7 traffic management measures, and parking meter charges, be waived and/or refunded, utilizing funds from the City's Economic Development Reserve, with all other costs to be born by the applicants;
- (g) That the applicants be responsible for the management and operation of any approved Outdoor Dining Districts, including ensuring that they are staffed at all times when open, to ensure proper use, cleaning and physical distancing;
- (h) That the City also support the establishment of temporary outdoor patios in the private parking areas of commercial plazas and malls, where permitted by the applicable zoning;
- (i) That the Ward Councillor be notified of each case of any outdoor expansion application in advance of any approval or implementation;**
- (j) That the programming not impede delivery and pick up vehicles or pedestrian access to any business who is not party to the arrangements; and**
- (k) That the City waive any requirement for site plan review for such locations and waive enforcement of any zoning provisions related to parking supply, provided the patios are created as temporary uses with no permanent fixtures and no alterations that require a Building Permit.**

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

- YES - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Deputy Mayor Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger

YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
CONFLICT - Ward 12 Councillor Lloyd Ferguson
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6.3 Establishing a Sub-Committee to Address Impacts of Social Issues – COVID-19

(Merulla/Nann)

That a Sub Committee of Emergency and Community Services Committee be established to address impacts of social issues related to the City of Hamilton's response to the COVID-19 crisis.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6.4 Implications of COVID-19 on Golf Operations

(Wilson/Nann)

WHEREAS COVID-19 has ushered in new public health guidelines and Provincial and Municipal restrictions aimed at limiting the spread of the virus;

WHEREAS all indoor and outdoor private and public recreational amenities have been subject to these Provincial and public health guidelines and restrictions;

WHEREAS the City of Hamilton owns and manages three 18-hole public golf courses: the Beddoe, the Martin and King's Forest Golf Courses;

WHEREAS the COVID-19 pandemic presents risks that could negatively impact golf operations and attendance with the addition of unforeseen and planned expenses such as: restricted access to golf carts, mandated maximum size of gatherings

inside and around the clubhouse including at food service areas and pro shop operations, the costs of personal protective equipment and new sanitation requirements and for staff and for operations; and

WHEREAS in a normal year, the golf season typically opens in the month of May or earlier, weather permitting.

THEREFORE BE IT RESOLVED:

That City staff be requested to report back on the anticipated financial impact for the City of Hamilton's golf operations for the upcoming golf season given the implications of COVID-19 on golf operations.

Result: Motion DEFEATED by a vote of 10 to 4, as follows:

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NO - Ward 4 Councillor Sam Merulla
NO - Deputy Mayor Ward 5 Councillor Chad Collins
NO - Ward 6 Councillor Tom Jackson
NO - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
NO - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
NO - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
NO - Ward 11 Councillor Brenda Johnson
NO - Ward 10 Councillor Maria Pearson
NO - Ward 9 Councillor Brad Clark

6.5 Cannabis Retail Store Authorization Application, 11 Hatton Drive (also referred to as 9 Hatton Drive), Ancaster

(Ferguson/Johnson)

WHEREAS the Alcohol and Gaming Commission of Ontario (AGCO) has received an application for a Cannabis Retail Store at 11 Hatton Drive in Ancaster and the process is underway;

WHEREAS written submissions can only be made during the 15-day public notice period, and only by a resident of the municipality in which the proposed store is located, or the municipality itself;

WHEREAS 11 Hatton Drive is currently a vacant former variety store in a residential area;

WHEREAS the established residential area where this property is located is densely occupied by a mixture of young families and long-term residents;

WHEREAS 11 Hatton Drive is a location where children gather to wait to cross the street to walk to their elementary schools (both Public and Catholic schools) and school buses pick up children;

WHEREAS the parking lot for this location has always been awkward and poorly situated for making entry and exit dangerous with no sidewalks or delineators;

WHEREAS Ward 12 currently has a Cannabis Retail Store in a mall approximately 2 kilometers away in a commercial district; and

WHEREAS there is plenty of space available in large commercial areas in Ancaster like the Meadowlands, Fortino's Plaza and Food Basic Plaza.

THEREFORE BE IT RESOLVED:

That the City of Hamilton file an official objection to this application to the Alcohol and Gaming Commission of Ontario for the following reasons:

- (a) 11 Hatton Drive is a property in the middle of a densely populated residential area that is a destination for children as they attend and return from their elementary schools on foot and by bus and the community is very concerned about the safety of children because of increased traffic in a highly residential area;
- (b) 11 Hatton Drive is surrounded by homes with residents that have lived in their homes since new (1950); and
- (c) 11 Hatton Drive is situated in a small commercial property with apartments on top and a parking lot that is problematic for drivers and walkers

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
CONFLICT - Ward 9 Councillor Brad Clark

NOTICES OF MOTION

7.1 Establishing a Sub-Committee to Address Impacts of Social Issues – COVID-19**(Merulla/Nann)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting Establishing a Sub-Committee to Address Impacts of Social Issues – COVID-19.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Refer to Item 6.3 for further disposition of this item.

7.2 Implications of COVID-19 on Golf Operations**(Wilson/Danko)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Implications of COVID-19 on Golf Operations

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek

YES - Ward 12 Councillor Lloyd Ferguson
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Refer to Item 6.4 for further disposition of this item.

7.3 Cannabis Retail Store Authorization Application, 11 Hatton Drive (also referred to as 9 Hatton Drive), Ancaster

(Ferguson/Partridge)

That the Rules of Order be waived to allow for the introduction of a Motion respecting a Cannabis Retail Store Authorization Application, 11 Hatton Drive (also referred to as 9 Hatton Drive), Ancaster.

Result: Motion CARRIED by a 2/3's majority vote of 11 to 1, as follows:

YES - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
NOT PRESENT - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
NO - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
CONFLICT - Ward 9 Councillor Brad Clark

Refer to Item 6.5 for further disposition of this item.

STATEMENTS BY MEMBERS

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

PRIVATE & CONFIDENTIAL

Council determined that discussion of Items 9.1, 9.2, 9.3 and 9.4 was not required in Closed Session; therefore, the matters were addressed in Open Session, as follows:

9.1 Closed Session Minutes – April 29, 2020

(Clark/Partridge)

That the Closed Session Minutes dated April 29, 2020 be approved, as presented, and remain confidential.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

9.2 Local Planning Appeal Tribunal Appeals of the Commercial Mixed Use Zones (UHOP 69 and Zoning By-law 17-240) (LS18008(b)/PED18050(a)) (City Wide)

(Pauls/Farr)

- (a) That the recommendations of Report LS18008(b)/PED18050(a), be approved;
- (b) That recommendations (a), (b), (c) and (d) of Report LS18008(b)/PED18050(a) remain confidential until made public as the City's position before the Local Planning Appeal Tribunal; and,
- (c) That the balance of Report LS18008(b)/PED18050(a) and its appendices, remain private and confidential.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek

YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

9.3 Appeal to the Local Planning Appeal Tribunal on the City of Hamilton's Refusal or Neglect to Adopt an Official Plan Amendment and Zoning By-law Amendment for the lands located at 41 Stuart Street (Hamilton) (LS20008 / PED19028(a)) (Ward 2)

(Farr/Clark)

- (a) That the recommendations of Report LS20008 / PED19028(a), be approved;
- (b) That recommendations (a), (b) and (c) of Report LS20008 / PED19028(a) remain confidential until made public as the City's position before the Local Planning Appeal Tribunal; and,
- (c) That the balance of the Report LS20008 / PED19028(a) and its appendices, remain private and confidential.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Deputy Mayor Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

9.4 Appeal to the Ontario Municipal Board (OMB) (now LPAT) on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the Urban Hamilton Official Plan, Town of Glanbrook Zoning By-law No. 464, and Draft Plan of Subdivision, for Lands Located at 9684, 9694, 9704, 9714, and 9730 Twenty Road West (Glanbrook) (PED18009(a)/ LS20005) (Ward 11)

(Partridge/Johnson)

- (a) That the directions to staff respecting Report PED18009(a)/ LS20005, be approved; and

(b) That Report PED18009(a)/ LS20005, and its appendices remain confidential.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Deputy Mayor Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- NOT PRESENT - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

BY-LAWS

(Collins/Merulla)

That Bills No. 20-089 to 20-097, 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:

- 089 To Set Optional Property Classes Within the City of Hamilton for the Year 2020
Ward: City Wide
- 090 To Establish Tax Ratios and Tax Reductions for the Year 2020
Ward: City Wide
- 091 To Set and Levy the Rates of Taxation for the Year 2020
Ward: City Wide
- 092 To Adopt Municipal Options for Tax Capping
Ward: City Wide
- 093 To Amend By-law No. 19-127, a By-law to Provide Tax Rebates for Charities, Similar Organizations and Veterans Organizations
Ward: City Wide
- 094 To Levy a Special Charge Upon the Rateable Property in the Business Improvement Areas for the Year 2020
Ward: 1, 2, 3, 4, 5, 6, 12, 13, 15

- 095 To Amend Zoning By-law No. 90-145-Z Respecting Lands Located at 383 Dundas Street East, Flamborough
ZAH-20-020
Ward: 15
- 096 A By-law to Amend By-law No. 02-285 being a By-law to Regulate the Sale and Use of Fireworks and to amend City of Hamilton By-law No. 17-225, being a By-law to Establish a System of Administrative Penalties
Ward: City Wide
- 097 To Confirm the Proceedings of City Council

Result: Motion CARRIED by a vote of 15 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Deputy Mayor Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- NOT PRESENT - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

(Pearson/Nann)

That, there being no further business, City Council be adjourned at 5:13 p.m. on May 13, 2020.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

- YES - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Deputy Mayor Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- NOT PRESENT - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek

YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Respectfully submitted,

Mayor F. Eisenberger

Andrea Holland
City Clerk