



CITY COUNCIL MINUTES 20-013

9:30 a.m.

June 3, 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, T. Whitehead and B. Johnson.

Due to technical difficulties:

(Partridge/Whitehead)

That Council recess at 9:30 a.m.

CARRIED

Council reconvened at 10:30 a.m. and due to continuing technical difficulties:

(Pearson/Johnson)

That Council recess at 10:30 a.m.

CARRIED

Council reconvened at 12:00 p.m.

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)

- 4.4 Correspondence from Hamilton Bike Share Inc., who are in a position, both financially and operationally, to assume bike share operations in Hamilton for the next nine months and requesting that the City of Hamilton grants them permission to operate the system, starting as soon as possible after June 1, 2020.

(a) Interim Operations Cost Summary

Recommendation: Be received and referred to the consideration of Item 7.1, Reconsideration of Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012) respecting the Interim Continuation of the SoBi Bike Share Program.

- 4.5 Correspondence from the Patrick J McNally Charitable Foundation respecting their commitment of \$100,000 to support Hamilton's remarkably successful bike share program and provide some context for our commitment.

Recommendation: Be received and referred to the consideration of Item 7.1, Reconsideration of Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012) respecting the Interim Continuation of the SoBi Bike Share Program.

- 4.6 Correspondence from Ian Borsuk, Climate Campaign Coordinator, Environment Hamilton raising concerns about the impacts the pandemic is having on the HSR, and to urge Council to take action to ensure that our public transit system survives the crisis.

Recommendation: Be received and referred to the consideration of Item 6.2, Financial Impact of Declining Transit Revenues.

- 4.7 Correspondence in support of the SoBi Bike Share Program in Hamilton:

- (a) Rachel Braithwaite, Executive Director, Representing the Board of Management for the Barton Village BIA; and,
(b) Valentin Brown.

Recommendation: Be received and referred to the consideration of Item 7.1, Reconsideration of Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012) respecting the Interim Continuation of the SoBi Bike Share Program.

- 4.8 Correspondence respecting Police Violence and Anti-Black Racism:

- (a) Abedar Kamgari

- (b) Alex Jacobs-Blum
- (c) Alex Ramsay
- (d) Ashley Watson
- (e) Charlit Floriano
- (f) Elliot Classen
- (g) Luther Griggs
- (h) Mariel Rutherford
- (i) Sarah Duncan
- (j) Scarlett Robinson
- (k) Vince Soliveri
- (l) Danica Evering

Recommendation: Be received and referred to the Hamilton Police Services Board.

- 4.9 Correspondence from Neighbour 2 Neighbour requesting that Hamilton City Council join the call to request emergency funding from the federal and provincial governments to support the ongoing operation of public transit in our city.

Recommendation: Be received.

5. COMMITTEE OF THE WHOLE (Item 5)

5.1 CONSENT ITEMS

- 5.1 (e) Bike Share Storage Plan (PED20109(b)) (Wards 1, 2, 3, 4, 5 and 13)**

5.2 PUBLIC HEARINGS / WRITTEN DELEGATIONS

- 5.2 (a) Written delegation from Mary Love respecting the Enbridge Proposal.**

Recommendation: Be received and referred to the consideration of Item 5.4 (f) Enbridge Gas Inc. City of Hamilton Natural Gas Expansion Projects for submission to the Ontario Energy Board and the Ministry of Energy Natural Gas Expansion Program (PED20099) (Wards 11 and 12).

5.4 DISCUSSION ITEMS

- 5.4 (e) Statutory Meetings During the COVID-19 Pandemic Emergency (PED20108(a)) (City Wide) - WITHDRAWN**

7. NOTICES OF MOTION (Item 7)

- 7.1 Reconsideration of Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012) respecting the Interim Continuation of the SoBi Bike Share Program**

7.2 Amendment to the Composition of the Mayor’s Task Force on Economic Recovery

9. PRIVATE & CONFIDENTIAL (Item 9)

9.4 Hamilton’s Bikeshare Program—Legal Update (LS20016) (Wards 1, 2, 3, 4, 13)

CHANGE TO THE ORDER OF ITEMS:

The following items are to be considered following the Closed Session portion of the meeting:

5.4 (h) Mohawk College University/College Transit Pass Agreement - Summer Semester (PW20022) (City Wide)

7.1 Reconsideration of Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012) respecting the Interim Continuation of the SoBi Bike Share Program

(Nann/Pearson)

That the agenda for the June 3, 2020 meeting of Council be approved, *as amended*.

Result: Motion CARRIED by a vote of 15 to 1, 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
- NO - 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

DECLARATIONS OF INTEREST

None were declared

APPROVAL OF MINUTES OF PREVIOUS MEETING
--

3.1 May 27 and 28, 2020 (Item 3.1)**(Partridge/Clark)**

That the Minutes of the May 27 and 28, 2020 meeting of Council be approved, as presented.

Result: Motion CARRIED by a vote of 15 to 1, 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
 NO - 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

(Jackson/Collins)

That Council Communications 4.1 to 4.9 be approved, as ***amended***, as follows:

- 4.1 Correspondence from Lyn Folks respecting the letter from Ontario Clean Air Alliance sent to Enbridge about their pipeline proposed for Hamilton.

Recommendation: Be received.

- 4.2 Correspondence from Anthony Marco President, Hamilton and District Labour Council proposing the consideration of a motion for the City of Hamilton to demand the federal and provincial governments to provide emergency operating funds to protect vital local services, including public transportation and emergency services.

Recommendation: Be received ***and forwarded to the Prime Minister; Premier of Ontario, the local Members of Parliament and local Members of Provincial Parliament for their information.***

- 4.3 Correspondence from the City of Brantford proclaiming March 17th, as Essential Workers Day in the City of Brantford.

Recommendation: Be received.

- 4.4 Correspondence from Hamilton Bike Share Inc., who are in a position, both financially and operationally, to assume bike share operations in Hamilton for the next nine months and requesting that the City of Hamilton grants them permission to operate the system, starting as soon as possible after June 1, 2020.

(a) Interim Operations Cost Summary

Recommendation: Be received and referred to the consideration of Item 7.1, Reconsideration of Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012) respecting the Interim Continuation of the SoBi Bike Share Program.

- 4.5 Correspondence from the Patrick J McNally Charitable Foundation respecting their commitment of \$100,000 to support Hamilton's remarkably successful bike share program and provide some context for our commitment.

Recommendation: Be received and referred to the consideration of Item 7.1, Reconsideration of Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012) respecting the Interim Continuation of the SoBi Bike Share Program.

- 4.6 Correspondence from Ian Borsuk, Climate Campaign Coordinator, Environment Hamilton raising concerns about the impacts the pandemic is having on the HSR, and to urge Council to take action to ensure that our public transit system survives the crisis.

Recommendation: Be received ***and forwarded to the Prime Minister; Premier of Ontario, the local Members of Parliament and local Members of Provincial Parliament for their information.***

- 4.7 Correspondence in support of the SoBi Bike Share Program in Hamilton:

- (c) Rachel Braithwaite, Executive Director, Representing the Board of Management for the Barton Village BIA; and,
- (d) Valentin Brown.

Recommendation: Be received and referred to the consideration of Item 7.1, Reconsideration of Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012) respecting the Interim Continuation of the SoBi Bike Share Program.

- 4.8 Correspondence respecting Police Violence and Anti-Black Racism:

- (a) Abedar Kamgari
- (b) Alex Jacobs-Blum

- (c) Alex Ramsay
- (d) Ashley Watson
- (e) Charlit Floriano
- (f) Elliot Classen
- (g) Luther Griggs
- (h) Mariel Rutherford
- (i) Sarah Duncan
- (j) Scarlett Robinson
- (k) Vince Soliveri
- (l) Danica Evering

Recommendation: Be received and referred to the Hamilton Police Services Board.

- 4.9 Correspondence from Neighbour 2 Neighbour requesting that Hamilton City Council join the call to request emergency funding from the federal and provincial governments to support the ongoing operation of public transit in our city.

Recommendation: Be received.

Result: Motion CARRIED by a vote of 15 to 1, 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
- NO - 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/Collins)

That Council move into Committee of the Whole.

Result: Motion CARRIED by a vote of 15 to 1, 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
- NO - 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

5.1 CONSENT ITEMS

(Ferguson/Pearson)

That Consent Items 5.1 (a), (b), (c), (d) and (e) be approved, as presented:

5.1 (a) Annual Tax Arrears as of December 31, 2019 (FCS20043) (City Wide)

That Report FCS20043, respecting the Annual Tax Arrears as of December 31, 2019, be received.

5.1 (b) Annual Assessment Appeals as of December 31, 2019 (FCS20044) (City Wide)

That Report FCS20044 respecting Annual Assessment Appeals as of December 31, 2019, be received.

5.1 (c) Public Art Master Plan 2016 Annual Update (PED19053(a)) (City Wide)

That Report PED19053(a) respecting Public Art Master Plan 2016 Annual Update, be received.

5.1 (d) COVID-19 Emergency Delegated Authority By-Law Update (CM20004(a)) (City Wide)

That Report CM20004(a) respecting COVID-19 Emergency Delegated Authority By-Law Update, be received.

5.1 (e) Bike Share Storage Plan (PED20109(b)) (Wards 1, 2, 3, 4, 5 and 13)

That Report PED20109(b) respecting Bike Share Storage Plan, be received.

Result: Motion CARRIED by a vote of 15 to 1, 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
NO - 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

5.2 PUBLIC HEARINGS / WRITTEN DELEGATIONS

(Partridge/Pearson)

That the following written delegation, be received and referred to the consideration of Item 5.4 (f) Enbridge Gas Inc. City of Hamilton Natural Gas Expansion Projects for submission to the Ontario Energy Board and the Ministry of Energy Natural Gas Expansion Program (PED20099) (Wards 11 and 12):

5.2 (a) Written delegation from Mary Love respecting the Enbridge Proposal.

Result: Motion CARRIED by a vote of 16 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
YES - 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 DISCUSSION ITEMS

5.4 (a) Art in Public Places Policy (PED20068) (City Wide)

(Farr/Nann)

That the Art in Public Places Policy, attached as Appendix "A" to Report PED20068, be approved.

Result: Motion CARRIED by a vote of 16 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
- YES - 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 (b) Metrolinx Transit Procurement Initiative Participation (PW20033) (City Wide)

(Danko/Jackson)

That Report PW20033 respecting Metrolinx Transit Procurement Initiative Participation, be received.

Result: Motion CARRIED by a vote of 16 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
- YES - 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) Metrolinx Transit Initiative Program (PW20027) (City Wide)

(Danko/Nann)

That the participation of the City of Hamilton in the upcoming Metrolinx Transit Procurement Initiative (TPI) for Joint Transit Bus Procurements and other procurements Facilitated by Metrolinx for the years 2020 to 2024, pursuant to a Metrolinx Multi-Year Governance Agreement (M-Y GA) and Terms of Reference (ToR) in a form satisfactory to the City Solicitor and content satisfactory to the General Manager of Public Works be approved.

Result: Motion CARRIED by a vote of 16 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

YES - 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) Hamilton Tax Increment Grant Program - 15 Queen Street South (PED20101) (Ward 2)

(Farr/Pauls)

(a) That a Hamilton Tax Increment Grant Program application submitted by 15 Queen Holdings Inc. (Paul Kemper), for the property at 15 Queen Street South, Hamilton, estimated at \$1,824,833.79 over a maximum of a five-year period, and based upon the incremental tax increase attributable to the development of 15 Queen Street South, Hamilton, be authorized and approved in accordance with the terms and conditions of the Hamilton Tax Increment Grant Program;

(b) That the Mayor and City Clerk be authorized and directed to execute a Grant Agreement together with any ancillary documentation required, to effect recommendation (a) of Report PED20101, in a form satisfactory to the City Solicitor; and,

- (c) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any Grant Amending Agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Hamilton Tax Increment Grant Program, as approved by City Council, are maintained.

Result: Motion CARRIED by a vote of 16 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
 YES - 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 (f) Enbridge Gas Inc. City of Hamilton Natural Gas Expansion Projects for submission to the Ontario Energy Board and the Ministry of Energy Natural Gas Expansion Program (PED20099) (Wards 11 and 12)

(Johnson/Pauls)

That the City of Hamilton provide a letter of support attached as Appendix "B" to Report PED20099 for the submission by Enbridge Gas Inc. to the Provincial Government's Natural Gas Expansion Projects for the Airport Employment Growth District and Red Hill Business Parks, and individual applications for the rural settlement areas of Rockton; Sheffield, Westover; and Alberton, with no financial contribution.

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

NO - Ward 1 Councillor Maureen Wilson
 YES - 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
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 8 Councillor John-Paul Danko
 YES - Mayor Fred Eisenberger
 YES - Ward 15 Councillor Judi Partridge
 YES - 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 (g) Appropriation Transfer of Funds for Claremont Access Road Resurfacing and Multi-Use Keddy Trail Construction (PED20115/PW16003(b)) (Wards 2, 3, 7 and 8)

(Danko/Whitehead)

- (a) That the General Manager of Public Works be authorized and directed to award tender C15-13-20 (H) to Dufferin Construction Company in the amount of \$5,563,240 (not including Contingency and Non-Refundable HST) as identified in the attached Appendix "A" to Report PED20115/PW16003(b) and that the General Manager of Public Works be authorized to execute, on behalf of the City of Hamilton, all agreements and other documents necessary to implement this award on confirmation that each such agreement be in a form satisfactory to the City Solicitor;
- (b) That Project ID 4662017130 (Claremont Access – Keddy Access Trail) be set up with a budget of \$3,384,000 and that all identified funding sources, as outlined in the attached Appendix "B" to Report PED20115/PW16003(b) be transferred to this consolidated project ID;
- (c) That a budget adjustment be approved to increase Capital Project ID 4662017130 (Claremont Access – Keddy Access Trail) by \$896,000 from \$3,384,000 to \$4,280,000 and that this increase be funded by a transfer of surplus gas tax \$896,000 from Project ID 4032011020 Claremont Access - Inverness to Main resurfacing project which benefitted from a favourable tender price; andm
- (d) That the barrier coating line items within the tender be deferred to a future implementation date, which will result in a cost savings of \$248,755 (not including Contingency and Non-Refundable HST).

Result: Motion CARRIED by a vote of 16 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

YES - 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

MOTIONS

6.2 Financial Impact of Declining Transit Revenues

(Collins/Farr)

WHEREAS, it is estimated that transit ridership is currently down 70%;

WHEREAS, transit ridership fell 4% after the 2008 recession and 2019 ridership is relatively unchanged from 2008 ridership numbers;

WHEREAS, it is anticipated that recovery and post recovery transit ridership will be well below average annual pre-COVID levels for the foreseeable future;

WHEREAS, the decline in ridership will result in a significant loss in farebox and transit ridership revenue in 2020 and 2021;

WHEREAS, the *Municipal Act* requires municipalities to pass balanced budgets, thereby offsetting lost transit ridership revenues through the potential of an increase in tax levy;

WHEREAS, the City's Transit Area Rating formula is largely weighted to the former City of Hamilton; and,

WHEREAS, it is anticipated that the cost of declining transit revenues will be shifted primarily to the former City of Hamilton;

THEREFORE, BE IT RESOLVED:

That staff be directed to provide a report to the **Public Works** Committee that summarizes the financial impact of declining transit revenues, and a list of options available to Council to temporarily offset the loss in 2021.

Result: Motion CARRIED by a vote of 13 to 3, 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

NO - Ward 15 Councillor Judi Partridge
NO - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
NO - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6.1 Future of LaSalle Park

(Merulla/Collins)

WHEREAS, LaSalle Park, comprising approximately 51.5 acres of open space (35 ac.) and park/table land (16.5 ac.), was acquired by the City of Hamilton between 1912-1916;

WHEREAS, in 1958, Aldershot was annexed to the City of Burlington, yet the City of Hamilton continued ownership of LaSalle Park and the park was managed by the Hamilton Parks Board;

WHEREAS, between 1975 and 1983, the City of Burlington managed LaSalle Park under a joint management agreement;

WHEREAS, in 1983, the City of Burlington leased the Park from the City of Hamilton under the following terms:

- Term: forty (40) years, commencing Jan.1, 1983 and expiring Dec.31, 2022
- Annual Rent: \$1.00 (payable Aug.1 each year)
- Use: Exclusive right to maintain, operate, programme and manage LaSalle Park for the sole purpose of a public park and related parks uses - outdoor recreational activities and open to the public at all reasonable times at no charge to the public (with exception of Sailing Club)
- Improvements: Improvements or alterations to existing improvements require prior written consent of Hamilton, in its sole discretion
- Obligation: Burlington to maintain, operate, programme and manage LaSalle Park as its sole cost and expense
- Name: must continue as LaSalle Park
- Renewal: The Lease may be renewed for twenty-five (25) years and only by mutual agreement. There is no notice or exercise period; and between 1993 and 1997, several amendments/consent agreements were entered into to address the rebuilding and restoration of the historic pavilion;

WHEREAS, the City of Burlington has from time to time expressed a desire to acquire LaSalle Park (barring that to renew the lease), but not at a price acceptable to the City of Hamilton; and,

WHEREAS, the current lease will expire on December 31, 2022 and the current event space operator of the pavilion within the park is seeking to book events beyond the expiry date of the lease;

THEREFORE, BE IT RESOLVED:

That the Corporate Real Estate Office, in collaboration with other relevant divisions, be directed to undertake a review of the value and implications of alternative disposition (sell, lease, develop, operate) options for LaSalle Park, and report back to General Issues Committee *in September 2020*.

Result: Motion CARRIED by a vote of 15 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
 YES - 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

6.3 Amendment to the Composition of the Mayor's Task Force on Economic Recovery

(Clark/Farr)

WHEREAS, the Social Planning Research Council of Hamilton will provide invaluable research and advice which will illuminate the Task Force deliberations and contribute to its success; and,

WHEREAS, the Social Planning Research Council is a recognized leader in promoting greater *social* and economic equity through research and community development;

THEREFORE, BE IT RESOLVED:

That Section 3.3 of the Terms of Reference of the Mayor's Task Force on Economic Recovery be amended to include the following:

- One (1) representative of the Social Planning and Research Council of Hamilton

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

NOT PRESENT - 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
YES - 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

(Ferguson/Partridge)

That Councillor Ferguson's and Councillor Partridge's resignations from the Mayor's Task Force on Economic Recovery, be received.

Result: Motion CARRIED by a vote of 14 to 2, 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
NO- Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NO - 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

(Danko/Whitehead)

That Councillor Danko and Councillor Whitehead be appointed to the Mayor's Task Force on Economic Recovery.

Result: Motion CARRIED by a vote of 16 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
YES - 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

6.4 Reconsideration of Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012) respecting the Interim Continuation of the SoBi Bike Share Program

(Merulla/Collins)

That Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012), respecting the Interim Continuation of the SoBi Bike Share Program, which was defeated by Council on May 27 & 28, 2020 and reads as follows, be reconsidered:

6.4 Interim Continuation of the SoBi Bike Share Program

- (a) That if Uber does not agree to honour its contractual agreement with the City to operate the SoBi Bike Share program until February 2021 without interruption of services and at no cost to the City:
 - (i) That Council approve the single source procurement, pursuant to Procurement Policy #11 – Non-competitive Procurements, for the interim operation of the SoBi Bike Share program effective June 1, 2020 and that the General Manager, Planning and Economic Development Department be authorized to negotiate, enter into and execute an Agreement and any ancillary documents required to give effect thereto with Hamilton Bike Share Inc., each in a form satisfactory to the City Solicitor;

Result: Motion CARRIED by a 2/3's majority 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
YES - Ward 14 Councillor Terry Whitehead
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson

(Merulla/Collins)

- (a) That if Uber does not agree to honour its contractual agreement with the City to operate the SoBi Bike Share program until February 2021 without interruption of services and at no cost to the City:
- (i) That Council approve the single source procurement, pursuant to Procurement Policy #11 – Non-competitive Procurements, for the interim operation of the SoBi Bike Share program effective June 1, 2020 and that the General Manager, Planning and Economic Development Department be authorized to negotiate, enter into and execute an Agreement and any ancillary documents required to give effect thereto with Hamilton Bike Share Inc., each in a form satisfactory to the City Solicitor;

(Merulla/Collins)

WHEREAS, on May 27 and 28, 2020, Council defeated motion 6.4 respecting Interim Continuation of the SoBi Bike Share Program successfully arguing that City of Hamilton funds were never intended to be utilized to operate SoBi;

WHEREAS, the Not-for-Profit, Hamilton Bike Share Inc. (HBSI) was the only qualified consideration as a sole source interim operator; and,

WHEREAS, recent extensive fundraising by HBSI, the current Hamilton Bike Share Inc. budget and a generous \$100,000 donation to the City of Hamilton by the Patrick J McNally Charitable Foundation along with many other corporate contributions for the purposes of interim operations of SoBi has made it possible to continue the program without using any taxpayer dollars.

THEREFORE, BE IT RESOLVED:

- (a) That if Uber does not agree to honour its contractual agreement with the City to operate the SoBi Bike Share program until February 2021 without interruption of services and at no cost to the City:
- (i) That Council approve a single source procurement, pursuant to Procurement Policy #11 – Non-competitive Procurements, **to immediately retain HBSI to operate the City of Hamilton's bikeshare program through February 2021 at no cost to the taxpayer;**
- (ii) That the General Manager, Planning and Economic Development Department be authorized to negotiate, enter into and execute, **on behalf of the City, all necessary agreements, terms, conditions and ancillary documents required to give effect thereto, each in a form satisfactory to the City Solicitor and subject to confirmation of the donations referenced in the HBSI communication to Council dated May 31, 2020;**
- (iii) **That HBSI be entitled to all program revenues, including sponsorship and advertising; and,**

- (iv) ***That Council direct that the \$100,000 donation by the Patrick J McNally Charitable Foundation and \$45,000 from Community Builders, \$20,000 from IBI Group, \$5,000 from LIUNA Highrise Group, \$5,000 from Royal Connaught Phase 3, \$5,000 from Effort Trust, \$5,000 from Roxborough Park Developments and \$5,000 from Urban Solutions to the City of Hamilton be used to support the continued operations of Hamilton’s bikeshare program.***

(Partridge/Farr)

That the following be included under sub-section (ii):

Amount	Source
\$100,000	Patrick J McNally Charitable Foundation, facilitated by Councillor Farr
\$60,000	HBSI Fundraiser Campaign* - GoFundMe
\$100,000	Confirmed Funders/Sponsors - partnering businesses & anonymous donors. Funds received and HBSI has on hand.
\$140,000	User Fee Revenue, including October 2020 payment for Everyone Rides Initiative equity passes funded by HBSI’s Ontario Trillium Foundation GROW grant

*at time of submission this campaign is at \$66,000 and growing. All funds associated with this campaign, including those above \$60,000, will go directly towards bike share operations.

Total: \$400,000

Result: Amendment CARRIED by a vote of 16 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
- YES - 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

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

- (a) That if Uber does not agree to honour its contractual agreement with the City to operate the SoBi Bike Share program until February 2021 without interruption of services and at no cost to the City:

- (v) That Council approve a single source procurement, pursuant to Procurement Policy #11 – Non-competitive Procurements, **to immediately retain HBSI to operate the City of Hamilton’s bikeshare program through February 2021 at no cost to the taxpayer;**
- (vi) That the General Manager, Planning and Economic Development Department be authorized to negotiate, enter into and execute, **on behalf of the City, all necessary agreements, terms, conditions and ancillary documents required to give effect thereto, each in a form satisfactory to the City Solicitor and subject to the confirmation of the donations referenced in the HBSI communication to Council dated May 31, 2020, as follows:**

Amount	Source
\$100,000	Patrick J McNally Charitable Foundation, facilitated by Councillor Farr
\$60,000	HBSI Fundraiser Campaign* - GoFundMe
\$100,000	Confirmed Funders/Sponsors - partnering businesses & anonymous donors. Funds received and HBSI has on hand.
\$140,000	User Fee Revenue, including October 2020 payment for Everyone Rides Initiative equity passes funded by HBSI’s Ontario Trillium Foundation GROW grant

*at time of submission this campaign is at \$66,000 and growing. All funds associated with this campaign, including those above \$60,000, will go directly towards bike share operations.

Total: \$400,000

- (vii) **That HBSI be entitled to all program revenues, including sponsorship and advertising; and,**
- (viii) **That Council direct that the \$100,000 donation by the Patrick J McNally Charitable Foundation and \$45,000 from Community Builders, \$20,000 from IBI Group, \$5,000 from LIUNA Highrise Group, \$5,000 from Royal Connaught Phase 3, \$5,000 from Effort Trust, \$5,000 from Roxborough Park Developments and \$5,000 from Urban Solutions to the City of Hamilton be used to support the continued operations of Hamilton’s bikeshare program.**

Result: Main Motion as Amended CARRIED by a vote of 16 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
- YES - 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

NOTICES OF MOTION

7.2 Amendment to the Composition of the Mayor’s Task Force on Economic Recovery

(Clark/Farr)

That the Rules of Order be waived to allow for the introduction of a Motion, respecting Amendment to the Composition of the Mayor’s Task Force on Economic Recovery.

Result: Motion CARRIED by a 2/3’s majority vote of 14 to 1, 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
- NOT PRESENT - 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
- NO - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson

Refer to Item 6.3 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 Item 9.1 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

9.1 Closed Session Minutes – May 27 and 28, 2020

(Partridge/Pearson)

That the Closed Session Minutes dated May 27 and 28, 2020 be approved, as presented, and 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

(Johnson/Pauls)

That Council move into Closed Session respecting Items 9.2, 9.3 and 9.4, pursuant to Section 8.1, Sub-sections (b), (e), (f) and (k) of the City's Procedural By-law 18-270, as amended, and Section 239(2), Sub-sections (b), (e), (f) and (k) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to personal matters about an identifiable individual(s), including City employees; litigation or potential litigation, including matters before administrative tribunals, affecting the City; the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

Result: Motion CARRIED by a vote of 16 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
YES - 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

9.2 Pending Litigation and Liabilities (LS20006) (City Wide)

(Clark/Pearson)

(a) That Report LS20006, respecting Pending Litigation and Liabilities, be received;
and,

(b) That Report LS20006, 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
- 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

9.3 Appendix "A" to Report PW20022, Mohawk College University/College Transit Pass Agreement- Summer Semester (City Wide)

(Ferguson/Pauls)

That Appendix "A" to Report PW20022, Mohawk College University/College Transit Pass Agreement- Summer Semester, be received.

Result: Motion CARRIED by a vote of 16 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
- YES - 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 Hamilton’s Bikeshare Program - Legal Update (LS20016) (Wards 1, 2, 3, 4, 13)

(Farr/Johnson)

(a) That the direction provided to staff in Closed Session, respecting Report LS20016 respecting Hamilton’s Bikeshare Program – Legal Update, be approved; and,

(b) That Report LS20016 respecting Hamilton’s Bikeshare Program – Legal Update remain confidential.

Result: Motion CARRIED by a vote of 16 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

YES - 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 - CONTINUED

5.4 DISCUSSION ITEMS – CONTINUED

5.4 (h) Mohawk College University/College Transit Pass Agreement- Summer Semester (PW20022) (City Wide)

(Danko/Wilson)

(a) That the General Manager, Public Works, or their designate, be authorized and directed to negotiate and execute on behalf of the City all necessary agreements and related documents to temporarily suspend the University/College Transit Pass agreement (the “Mohawk UCTP Agreement”) between the City and Mohawk College of Applied Arts and Technology, for the period May 1, 2020 to August 31, 2020 (2020 summer semester), with content acceptable to the General Manager, Public Works and in a form acceptable to the City Solicitor;

(b) That Appendix “A” attached to Report PW20022 remain confidential, and,

- (c) That the Mayor send written correspondence to the Provincial and Federal governments requesting that for the foreseeable future, notwithstanding the reduction in ridership levels and gas tax revenues, the level of funding provided through the gas tax programs to municipalities not be reduced from the amounts received for the 2019/2020 fiscal year.

Result: Motion CARRIED by a vote of 16 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
- YES - 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/Collins)

That the Committee of the Whole Rise and Report.

Result: Motion CARRIED by a vote of 16 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
- YES - 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

NOTICES OF MOTION - CONTINUED**7.1 Reconsideration of Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012) respecting the Interim Continuation of the SoBi Bike Share Program****(Merulla/Collins)**

That the Rules of Order be waived to allow for the introduction of a reconsideration Motion, respecting Sub-Section (a)(i) of Item 6.4 of the May 27 & 28, 2020 Council Minutes (20-012), respecting the Interim Continuation of the SoBi Bike Share Program.

Result: Motion CARRIED by a 2/3's majority vote of 16 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
 YES - Ward 14 Councillor Terry Whitehead
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson

Refer to Item 6.4 for further disposition of this item.

BY-LAWS**(Jackson/Collins)**

That Bills No. 20-113 to 20-124, 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:

- 20-113 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic
 Schedule 2 (Speed Limits)
 Schedule 3 (Flashing School Zones – Reduced Speed Limit)
 Schedule 9 (No Right Turn on Red)
 Schedule 10 (No Left Turns)
 Schedule 13 (Designated Traffic Lanes)
 Ward: 3, 7, 12, 13, 15
- 20-114 Being a By-law to Permanently Close and Sell a Portion of a Public Unassumed Alley abutting 255-261 Wellington Street North, Hamilton, Ontario, being Part of the Alley between Barton Street, Cathcart Street, Robert Street and Wellington Street, established by Registered Plan 287, City of Hamilton, designated as Part

- 1 on Reference Plan 62R-21203, being part of PIN 17163-0097 (LT); City of Hamilton
Ward: 2
- 20-115 Being a By-law to Permanently Close and Sell Portions of Public Unassumed Alleys abutting 222 Barton Street East, 263 and 265 Wellington Street North, Hamilton, Ontario, being Part of the Alley between Barton Street, Cathcart Street, Robert Street and Wellington Street, established by Registered Plan 287, City of Hamilton, designated as Part 1 on Reference Plan 62R-21081, being part of PIN 17163-0097 (LT); City of Hamilton
Ward: 2
- 20-116 To Repeal and Replace By-law No. 19-220, Respecting Removal of Part Lot Control, Lots 221, 222, and 234 on Registered Plan No. 865 “North Airfield Park” municipally known as 30 and 34 Sumach Street, and 29 and 31 Eastwood Street
Ward: 4
PLC-18-009
- 20-117 To Repeal and Replace By-law No. 19-244, Respecting Removal of Part Lot Control from Lot 172 of Registered Plan 865 “North Airfield Park” known as 89 Martha Street and 3 Oriole Crescent, Hamilton
Ward: 4
PLC-18-008
- 20-118 Respecting Removal of Part Lot Control, Part of Lots 1, 2, 8, 17, 18, 19, 29, 33, 62, 106, 107, 108, and 109, Registered Plan of Subdivision No. 62M-1251, “Summit Park – Phase 10”, municipally known as 432, 456 and 460 Dalgleish Trail; 4, 8, 12, 45, 52 and 68 Dolomiti Court; and 26, 28, 32 and 36 Bethune Avenue (Glanbrook)
Ward: 11
PLC-18-013 (E) (20900)
- 20-119 Respecting Removal of Part Lot Control Part of Lots 36, 39, 42, 43, 47 to 49, 53 to 55, 87, 90, 92 to 96, 137, 141 to 145, 148 to 150, Registered Plan of Subdivision No. 62M-1251, “Summit Park – Phase 10” municipally known as, 79, 80, 83, 87, 92, 103, 104, 107, 108 and 111 Dolomiti Court; 56, 60, 64, 66, 70, 84 and 88, Rockledge Drive; 68, 70, 74, 78, 80, 86 and 96 Bethune Avenue; 120 Cittadella Boulevard; and 234 Dalgleish Trail (Glanbrook)
Ward: 11
PLC-18-013 (E) (20902)
- 20-120 To Amend Zoning By-law No. 90-145-Z (Flamborough), Respecting Lands Located at 392, 488 and 530 Dundas Street East (Flamborough)
ZAH-19-027
Ward: 15
- 20-121 To Amend Zoning By-law No. 464, as amended by By-law No. 19-111, respecting lands described as Block 131, Registered Plan No. 62M-1062, in the Former Township of Glanbrook, now in the City of Hamilton
Ward: 11

ZAH-19-052

20-122 Respecting Removal of Part Lot Control, Part of Block 4, Registered Plan No. 62M-1268, "Myst", municipally known as 590 North Service Road, Units 43-102, Stoney Creek
Ward: 10
PLC-19-018

20-123 Respecting Removal of Part Lot Control, Part of Block 4, Registered Plan No. 62M-1268, "Myst", municipally known as 590 North Service Road, Units 43-102, Stoney Creek
Ward: 10
PLC-19-019

20-124 To Confirm the Proceedings of City Council

Result: Motion CARRIED by a vote of 16 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
- YES - 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

(Nann/Danko)

That, there being no further business, City Council be adjourned at 6:58 p.m. on June 3, 2020.

CARRIED

Respectfully submitted,

Mayor F. Eisenberger

Andrea Holland
City Clerk