



## SPECIAL CITY COUNCIL MINUTES 20-019

2:58 p.m.  
September 10, 2020  
Council Chamber  
Hamilton City Hall  
71 Main Street West

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

**Absent:** Mayor F. Eisenberger – Personal; Councillor B. Johnson (Deputy Mayor) – Personal; Councillor T. Whitehead - Personal

Acting Mayor E. Pauls called the Special meeting of City Council 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.

<b>APPROVAL OF THE AGENDA</b>
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The Clerk advised that there were no changes to the agenda.

**(VanderBeek/Clark)**

- (a) That the Rules of Order be waived to allow for the addition of a Notice of Motion respecting an Interim Control By-law – Pleasant View Area to the September 16, 2020 Special Council Agenda; and
- (b) That the agenda for the September 10, 2020 meeting of Council be approved, as amended.

**Result: Motion CARRIED by a 2/3's majority 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 - Ward 5 Councillor Chad Collins
- YES – Ward 6 Councillor Tom Jackson
- YES – Acting Mayor - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- NOT PRESENT - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

**DECLARATIONS OF INTEREST**

There were no declarations of interest.

**MOTIONS**

**3.1 Federal and Provincial Government Municipal Funding Announcements Update (FCS20071) (City Wide)**

**(Ferguson/Jackson)**

- (a) That the General Manager, Finance and Corporate Services, be authorized and directed to execute and submit the funding acknowledgement letter(s) for the Safe Restart Program, including the letter attached as Appendix “A” to Report FCS20071 and any supporting documentation to support the Hamilton funding allocation under the Safe Restart Program;
- (b) That staff be directed to prepare, execute and submit any required documentation to support the City of Hamilton funding allocation under the Safe Restart Program.

**Result: Motion 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 - Ward 5 Councillor Chad Collins
- YES – Ward 6 Councillor Tom Jackson
- YES – Acting Mayor - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- NOT PRESENT - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson  
YES - Ward 10 Councillor Maria Pearson  
YES - Ward 9 Councillor Brad Clark

**3.2 Municipal Affairs and Housing Social Services Relief Fund Phase 2 (HSC20036)  
(City Wide)**

**(Merulla/Nann)**

That the General Manager of the Healthy and Safe Communities Department, or his designate, be authorized and directed to enter into and execute an Agreement with the Ministry of Municipal Affairs and Housing to administer the Social Services Relief Fund Phase 2 to a maximum amount of \$11,323,812 and any agreements with Community Services Provider(s), as well as any ancillary agreements, contracts, extensions and documents required to give effect thereto in a form satisfactory to the City Solicitor.

**Result: Motion 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 - Ward 5 Councillor Chad Collins  
YES – Ward 6 Councillor Tom Jackson  
YES – Acting Mayor - Ward 7 Councillor Esther Pauls  
YES - Ward 8 Councillor John-Paul Danko  
NOT PRESENT - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson  
YES - Ward 10 Councillor Maria Pearson  
YES - Ward 9 Councillor Brad Clark

**3.3 Interim Control By-law – Pleasant View Area**

**(VanderBeek/Clark)**

WHEREAS the Pleasant View area of Dundas has had more than 45 years of layered provincial and local planning policy and regulations directing development in the area;

WHEREAS in July 2013, Niagara Escarpment Plan Amendment No 179 received Ministerial approval bringing the Pleasant View area into the Niagara Escarpment Plan;

WHEREAS section 38 of the *Planning Act*, R.S.O. 1990 c.P. 13, as amended, permits the council of a municipality to pass an interim control by-law where the council has directed that a review or study be undertaken in respect of land use planning policies within the municipality or in any defined area or areas thereof;

WHEREAS the City will be undertaking a land use study in respect of land use policies and future underlying zoning by-law regulations to ensure the Rural Hamilton Official Plan and underlying Zoning By-laws are in conformity with Provincial policies including the Niagara Escarpment Plan and the future development control for lands within the Pleasant View area of the former Town of Dundas;

WHEREAS City Council, at its meeting of September 11, 2019, Item 7.2 approved the following direction: (d) That staff be directed to work with the Niagara Escarpment Commission staff to petition the Ministry of Natural Resources and Forestry to put the Pleasant View Survey Lands under Development Control as soon as possible; and

WHEREAS an Interim Control By-law will allow the City to undertake and complete the aforementioned studies and work with the Ministry of Natural Resources and Forestry to put the Pleasant View Survey Lands under Development Control;

NOW THEREFORE BE IT RESOLVED:

That the Council of the Corporation of the City of Hamilton enact an Interim Control By-law, attached as Appendix "A", to restrict the use of lands identified on the Schedule attached to the Interim Control By-law for a period of one year, pending the completion of planning studies in respect of land use policies and zoning by-law regulations for the Pleasant View area.

**Result: Motion 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 - Ward 5 Councillor Chad Collins  
YES – Ward 6 Councillor Tom Jackson  
YES – Acting Mayor - Ward 7 Councillor Esther Pauls  
YES - Ward 8 Councillor John-Paul Danko  
NOT PRESENT - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson  
YES - Ward 10 Councillor Maria Pearson  
YES - Ward 9 Councillor Brad Clark

**4.1 Interim Control By-law – Pleasant View Area****(VanderBeek/Clark)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting Interim Control By-law – Pleasant View Area.

**Result: Motion CARRIED by a 2/3's majority 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 - Ward 5 Councillor Chad Collins  
 YES – Ward 6 Councillor Tom Jackson  
 YES – Acting Mayor - Ward 7 Councillor Esther Pauls  
 YES - Ward 8 Councillor John-Paul Danko  
 NOT PRESENT - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson  
 YES - Ward 10 Councillor Maria Pearson  
 YES - Ward 9 Councillor Brad Clark

Refer to Item 3.3 for further disposition of this item.

**BY-LAWS**
**(Pearson/Farr)**

That Bills No. 20-186 and 20-187, be passed and that the Corporate Seal be affixed thereto, and that the By-law, be numbered, be signed by the Mayor and the City Clerk to read as follows:

- 20-186 To establish an Interim Control Zoning By-law, respecting lands within Zoning By-law No. 3581-86, in the former Town of Dundas, generally in the area bounded by Patterson Road to the north, Cootes Paradise to the south, Highway No. 6 to the east, and Valley Road / York Road to the west (Pleasant View)
- 20-187 To Confirm the Proceedings of City Council

**Result: Motion 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 - Ward 5 Councillor Chad Collins

YES – Ward 6 Councillor Tom Jackson  
YES – Acting Mayor - Ward 7 Councillor Esther Pauls  
YES - Ward 8 Councillor John-Paul Danko  
NOT PRESENT - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson  
YES - Ward 10 Councillor Maria Pearson  
YES - Ward 9 Councillor Brad Clark

**(Merulla/Farr)**

That, there being no further business, Special City Council be adjourned at 3.25 p.m.

**Result: Motion 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 - Ward 5 Councillor Chad Collins  
YES – Ward 6 Councillor Tom Jackson  
YES – Acting Mayor - Ward 7 Councillor Esther Pauls  
YES - Ward 8 Councillor John-Paul Danko  
NOT PRESENT - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson  
YES - Ward 10 Councillor Maria Pearson  
YES - Ward 9 Councillor Brad Clark

Respectfully submitted,

Acting Mayor E. Pauls

Lisa Kelsey  
Acting City Clerk