



CITY COUNCIL MINUTES 21-019

9:30 a.m.
October 27, 2021
Council Chamber
Hamilton City Hall
71 Main Street West

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

Absent: Councillor T. Whitehead – Leave of Absence

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

- 4.9. Correspondence from Bob Maton, PhD, President, Ancaster Village Heritage Community respecting the Council decision regarding Heritage Permit for moving 398 Wilson St. E.

Recommendation: Be received.

- 4.10. Correspondence from Damian Borrelli respecting an idea to help beautify and help the environment.

Recommendation: Be received.

4.11 Correspondence respecting Encampments:

- (a) Kayla Crabtree
- (b) Anne Dwyer
- (c) Sarah Van Berkel
- (d) Kaelyn Koepke
- (e) Christine Rigby
- (f) Elia Hamelin
- (g) Edith Wilson
- (h) Dr. Joda Kuk
- (i) Jie Chen
- (j) Daniel Boot
- (k) Margaret Wilding
- (l) Daniel Ashworth
- (m) Will Allen
- (n) Jeanette Eby
- (o) Catherine Craig
- (p) Nancy Hurst
- (q) Maddie Brockbank
- (r) Michelle Tom
- (s) Federico Galindo
- (t) Emily Downs
- (u) Megan McBride
- (v) Montana Mellett
- (w) Kal Ing
- (x) Andrea Phair
- (y) Mariam Novick
- (z) Sherly Kyorkis
- (aa) Dr. Laura Pin
- (bb) Rebecca Londner
- (cc) Phoebe Taylor
- (dd) Ariel Kligerman
- (ee) Kaitlin Holden
- (ff) Montana Mellett
- (gg) Connor Bennett
- (hh) Ian Walker
- (ii) Jess Glegg
- (jj) Rehoboth Roba Dekamo
- (kk) Annilee Baron
- (ll) Simone Blain
- (mm) Kevin Makins
- (nn) Amber Boyle
- (oo) Brandi Matthews
- (pp) Mackenzie Glachan
- (qq) June Make
- (rr) Blake McCall
- (ss) Leo Dragtoe
- (tt) Kevin Simms
- (uu) James Lambert
- (vv) Garrett Johnson

(ww)	Klyde Broox
(xx)	Kat Williams
(yy)	Hannah MacDonald
(zz)	Nicole Tollenaar
(aaa)	Natalie Castellino
(bbb)	Navin Garg
(ccc)	Laurel Carter
(ddd)	Rabbi David Mivasair
(eee)	Katie Sullivan
(fff)	Alexa MacKenzie
(ggg)	Caitlin MacLennan Penman
(hhh)	John P. and Deborah C. Bowen
(iii)	Erica Ames
(jjj)	Cara & Mark Siska
(kkk)	Kendra Foord
(lll)	Marin Hudson
(mmm)	Meaghan Ross
(nnn)	Laura Katz
(ooo)	Hannah Uzelac
(ppp)	Taras Hemon
(qqq)	Jessica Hymers
(rrr)	Andrea Pohlmann
(sss)	Rebecca Chin
(ttt)	Olivia Mancini
(uuu)	Taylor Chinn
(vvv)	Ben Robinson
(www)	Ani Chenier
(xxx)	Lee Raback
(yyy)	Sonali Menezes
(zzz)	Justin Aitcheson
(aaaa)	Miles Oreskovic
(bbbb)	Eshan Merali
(cccc)	Marnie Saskin
(dddd)	Sydney Szijarto
(eeee)	Emily Kulpaka
(ffff)	Matthew James William Higginson
(gggg)	Sarah Dawson
(hhhh)	Joanna Aitcheson
(iiii)	Monique Kauling
(jjjj)	Lisa Bedell
(kkkk)	Daya Williams
(llll)	Steve Jackson
(mmmm)	Michelle Wood
(nnnn)	Don Vautour
(oooo)	Paul Vicari

Recommendation: Be received and referred to the consideration of Item 6 of Planning Committee Report 21-016.

- 4.12 Correspondence from Gabriel Nicholson respecting the Special Capital Re-investment Levy.

Recommendation: Be received and referred to the consideration of Item 3 of Public Works Committee Report 21-015.

- 4.13 Correspondence from Anita Thomas respecting the City's plan for pedestrian-only downtown mall.

Recommendation: Be received and referred to the consideration of Item 2 of General Issues Committee Report 21-020.

CHANGE TO THE ORDER OF ITEMS:

Item 5.7 (a) the City of Hamilton Code of Conduct Complaint Against Don Jackson, Member, Hamilton Veterans Committee Recommendation Report October 21, 2021 is to be moved up on the agenda, to be dealt as the first item after Council moves into Committee of the Whole.

(Johnson/Clark)

That the agenda for the October 27, 2021 meeting of Council be approved, ***as amended.***

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
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

DECLARATIONS OF INTEREST

Councillor Wilson declared a conflict to Item 5 of Planning Committee Report 21-016 respecting Request for Direction to Proceed with Appeal of Committee of Adjustment Decision to Approve Minor Variance Application HM/A-21:221, for Lands Located at 44 Hughson Street South, Hamilton (PED21198), as her spouse is a Corporate Board Member of Fengate Capital.

Councillor Wilson declared a conflict to Bill 198, To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting Lands located at 15 Picardy Drive, Stoney Creek ZAH-21-038, Ward: 9, as her spouse is employed by the Hamilton Community Foundation which has a business relationship with the applicant of this matter.

Councillor Ferguson declared an interest to Item 2, of Audit, Finance and Administration Committee Report 21-018, respecting Options for Relief from Municipal Charges for the Taxi Industry (LS21020(a), as his family has an interest in the taxi industry.

Councillor Danko declared an interest to Item 6.2, Amendment to Item 3 of the School Board Properties Sub-Committee Report 19-001 and Item 10 of General Issues Committee Report 19-013, respecting the Potential Acquisition of 16 Broughton Avenue East (Broughton East Park), as his wife is a Trustee for the Hamilton-Wentworth District School Board.

APPROVAL OF MINUTES OF PREVIOUS MEETING

3. October 13, 2021 (Item 3.1)

(Jackson/Pearson)

That the Minutes of the October 13, 2021 meeting of Council be approved, as presented.

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
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

COMMUNICATIONS

(Johnson/Clark)

That Council Communications 4.1 to 4.13 be approved, ***as amended***, as follows:

- 4.1 Correspondence from the City of Mississauga requesting support for their resolution requesting that the Government of Ontario amend Ontario Regulation 364/20 to remove the exemption from the proof of vaccination requirements for youth between the ages of 12-18 years of age participating in organized sport, and associated volunteer coaches, and officials.

Recommendation: Be ***referred to the Medical Officer of Health and Public Health staff for review***.

- 4.2 Correspondence from the Honourable Sylvia Jones, Solicitor General thanking all municipalities together with their multi-sectoral partners, who have taken steps towards developing, adopting and implementing their local community safety and well-being (CSWB) plans.

Recommendation: Be received.

- 4.3 Correspondence from the Climate Action Consultancy (CAC) respecting a unique opportunity for Hamilton/Halton community stakeholders to participate in Federal Government Initiative NRCan's "Smart Renewable and Electrification Pathways Program".

Recommendation: Be received.

- 4.4 Correspondence from the Township of Enniskillen requesting support for their resolution requesting that Health Canada research more fully applications for licenses for cannabis; notify and communicate with the respective municipality; perform mandatory regular inspections of licensed facilities; perform unannounced inspections upon receiving complaints and complete a comprehensive study of the Cannabis Act be undertaken.

Recommendation: Be received.

- 4.5 Correspondence from the Township of Enniskillen requesting support for their resolution requesting that the Minister of Agriculture and Rural Affairs re-evaluate their position that cannabis is not an agricultural product and support all Ontario municipalities in order for them to determine appropriate setbacks in Zoning Bylaws for the placement of cannabis facilities within their Official Plan.

Recommendation: Be received.

- 4.6 Correspondence from the City of Vaughan requesting support for their resolution Endorsing National Teen Driver Safety Week and Requesting the Ministry of Transportation to Review Measures Impacting Newly Licensed Drivers. Link to the Ontario Ministry of Transportation published report "Ontario Road Safety Annual Report 2018" can be accessed through the following link:
<http://www.mto.gov.on.ca/english/publications/pdfs/ontario-road-safety-annual-report2018.pdf>

Recommendation: Be received.

- 4.7 Correspondence from the Honourable Kate Manson-Smith, Deputy Minister of Municipal Affairs and Housing respecting Enhanced COVID-19 Vaccine Certificate with QR Code and Verify Ontario App Available for Download starting October 15.

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

- 4.8 Correspondence from the Ministry of the Environment, Conservation and Parks respecting the decision on the Proposed Land Use Compatibility Guideline.

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

- 4.9. Correspondence from Bob Maton, PhD, President, Ancaster Village Heritage Community respecting the Council decision regarding Heritage Permit for moving 398 Wilson St. E.

Recommendation: Be received ***and referred to the City Clerk/City Solicitor/Director, Planning and Chief Planner to respond to Mr. Maton respecting the allegations within the correspondence.***

- 4.10. Correspondence from Damian Borrelli respecting an idea to help beautify and help the environment.

Recommendation: Be received.

- 4.11 Correspondence respecting Encampments:

- (a) Kayla Crabtree
- (b) Anne Dwyer
- (c) Sarah Van Berkel
- (d) Kaelyn Koepke
- (e) Christine Rigby
- (f) Elia Hamelin
- (g) Edith Wilson
- (h) Dr. Joda Kuk
- (i) Jie Chen
- (j) Daniel Boot
- (k) Margaret Wilding
- (l) Daniel Ashworth

(m) Will Allen
(n) Jeanette Eby
(o) Catherine Craig
(p) Nancy Hurst
(q) Maddie Brockbank
(r) Michelle Tom
(s) Federico Galindo
(t) Emily Downs
(u) Megan McBride
(v) Montana Mellett
(w) Kal Ing
(x) Andrea Phair
(y) Mariam Novick
(z) Sherly Kyorkis
(aa) Dr. Laura Pin
(bb) Rebecca Londner
(cc) Phoebe Taylor
(dd) Ariel Kligerman
(ee) Kaitlin Holden
(ff) Montana Mellett
(gg) Connor Bennett
(hh) Ian Walker
(ii) Jess Glegg
(jj) Rehoboth Roba Dekamo
(kk) Annilee Baron
(ll) Simone Blain
(mm) Kevin Makins
(nn) Amber Boyle
(oo) Brandi Matthews
(pp) Mackenzie Glachan
(qq) June Make
(rr) Blake McCall
(ss) Leo Dragtoe
(tt) Kevin Simms
(uu) James Lambert
(vv) Garrett Johnson
(ww) Klyde Broox
(xx) Kat Williams
(yy) Hannah MacDonald
(zz) Nicole Tollenaar
(aaa) Natalie Castellino
(bbb) Navin Garg
(ccc) Laurel Carter
(ddd) Rabbi David Mivasair
(eee) Katie Sullivan
(fff) Alexa MacKenzie
(ggg) Caitlin MacLennan Penman
(hhh) John P. and Deborah C. Bowen
(iii) Erica Ames
(jjj) Cara & Mark Siska

(kkk) Kendra Foord
 (lll) Marin Hudson
 (mmm) Meaghan Ross
 (nnn) Laura Katz
 (ooo) Hannah Uzelac
 (ppp) Taras Hemon
 (qqq) Jessica Hymers
 (rrr) Andrea Pohlmann
 (sss) Rebecca Chin
 (ttt) Olivia Mancini
 (uuu) Taylor Chinn
 (vvv) Ben Robinson
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 (yyy) Sonali Menezes
 (zzz) Justin Aitcheson
 (aaaa) Miles Oreskovic
 (bbbb) Eshan Merali
 (cccc) Marnie Saskin
 (dddd) Sydney Szijarto
 (eeee) Emily Kulpaka
 (ffff) Matthew James William Higginson
 (gggg) Sarah Dawson
 (hhhh) Joanna Aitcheson
 (iiii) Monique Kauling
 (jjjj) Lisa Bedell
 (kkkk) Daya Williams
 (llll) Steve Jackson
 (mmmm) Michelle Wood
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 (oooo) Paul Vicari

Recommendation: Be received and referred to the consideration of Item 6 of Planning Committee Report 21-016.

- 4.12 Correspondence from Gabriel Nicholson respecting the Special Capital Re-investment Levy.

Recommendation: Be received and referred to the consideration of Item 3 of Public Works Committee Report 21-015.

- 4.13 Correspondence from Anita Thomas respecting the City's plan for pedestrian-only downtown mall.

Recommendation: Be received and referred to the consideration of Item 2 of General Issues Committee Report 21-020.

Result: Motion on the Communication Items, as *Amended*, 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
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Johnson/Pearson)

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

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
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

REPORTS

5.7(a) City of Hamilton Code of Conduct Complaint Against Don Jackson, Member, Hamilton Veterans Committee Recommendation Report October 21, 2021**(Johnson/Ferguson)**

That the October 21, 2021, Recommendation Report respecting the City of Hamilton Code of Conduct Complaint Against Don Johnson, Member, Hamilton Veterans Committee, be received.

Mayor Eisenberger relinquished the Chair to Deputy Mayor Johnson, in order to move the following amendment:

(Eisenberger/Partridge)

That the motion to receive the October 21, 2021, Recommendation Report respecting the City of Hamilton Code of Conduct Complaint Against Don Johnson, Member, Hamilton Veterans Committee, be **amended** to add Sub-Section (b), to read as follows:

(b) *That Mr. Jackson be requested to provide a more fulsome apology for Council and the Hamilton Veterans Committee.*

Result: Motion on the *Amendment* to Item 5.7(a), CARRIED by a vote of 8 to 5, 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
VACANT - Ward 5
NO - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
NO - Ward 10 Councillor Maria Pearson
NO - Ward 9 Councillor Brad Clark

Mayor Eisenberger assumed the Chair for the remainder of the meeting.

At Council's request, Sub-Sections (a) and (b) of Item 5.7(a) were voted on separately, as follows:

(a) That the October 21, 2021, Recommendation Report respecting the City of Hamilton Code of Conduct Complaint Against Don Johnson, Member, Hamilton Veterans Committee, be received.

Result: Motion on Sub-Section (a) of Item 5.7(a), CARRIED by a vote of 10 to 3, as follows:

NO - Ward 1 Councillor Maureen Wilson
YES – Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
VACANT - Ward 5
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
NO - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NO - Ward 9 Councillor Brad Clark

(b) *That Mr. Jackson be requested to provide a more fulsome apology for Council and the Hamilton Veterans Committee.*

Result: Motion on Sub-Section (b) to Item 5.7(a), CARRIED by a vote of 8 to 5, as follows:

NO - Ward 1 Councillor Maureen Wilson
YES – Ward 2 Councillor Jason Farr
NO - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
VACANT - Ward 5
NO - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
NO - Ward 10 Councillor Maria Pearson
NO - Ward 9 Councillor Brad Clark

BOARD OF HEALTH REPORT 21-010**(Wilson/Nann)**

That Board of Health Report 21-010, being the meeting held on Monday, October 18, 2021, be received and the recommendations contained therein be approved.

Result: Motion on Board of Health Report 21-010, 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
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

PUBLIC WORKS COMMITTEE REPORT 21-015**(VanderBeek/Nann)**

That Public Works Committee Report 21-015, being the meeting held on Monday, October 18, 2021, be received and the recommendations contained therein be approved.

Result: Motion on Public Works Committee Report 21-015, 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
VACANT - Ward 5
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
NOT PRESENT - Ward 12 Councillor Lloyd Ferguson
YES - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson

YES - Ward 9 Councillor Brad Clark

PLANNING COMMITTEE REPORT 21-016

(Danko/Johnson)

That Planning Committee Report 21-016, being the meeting held on Tuesday, October 19, 2021, be received and the recommendations contained therein be approved.

Due to a declared conflict, Item 5 was voted on separately, as follows:

5. Request for Direction to Proceed with Appeal of Committee of Adjustment Decision to Approve Minor Variance Application HM/A-21:221, for Lands Located at 44 Hughson Street South, Hamilton (PED21198) (Ward 2) (Item 10.2)

That Staff be directed to withdraw the appeal letter respecting Minor Variance Application HM/A-21:221, for Lands Located at 44 Hughson Street South, Hamilton, which was filed by staff against the decision of the Committee of Adjustment to the Ontario Land Tribunal, which will allow the Committee of Adjustment's decision to permit a maximum building height of 108.0 metres on the subject site.

Result: Motion on Item 5 of the Planning Committee Report 21-016, CARRIED by a vote of 13 to 0, as follows:

CONFLICT - Ward 1 Councillor Maureen Wilson
YES – Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Result: Motion on the balance of the Planning Committee Report 21-016, 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
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Pearson/Ferguson)

That Council recess at 12:10 p.m.

CARRIED

Council reconvened at 12:40 p.m.

GENERAL ISSUES COMMITTEE REPORT 21-020

(Johnson/Ferguson)

That General Issues Committee Report 21-020, being the meeting held on Wednesday, October 20, 2021, be received and the recommendations contained therein be approved.

At Council's request, Item 4 was voted on separately, as follows:

4. Memorandum of Understanding with City and Aeon Studios on Barton-Tiffany Lands – Status Update (PED19063(c)) (Ward 2) (Item 10.2)

That Report PED19063(c), respecting the Memorandum of Understanding with City and Aeon Studios on Barton-Tiffany Lands – Status Update, be received.

Result: Motion on Item 4 of the General Issues Committee Report 21-020, CARRIED by a vote of 9 to 3, 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
VACANT - Ward 5
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
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NO - Ward 9 Councillor Brad Clark

At Council's request, Sub-Sections of Item 6, were voted on separately, as follows:

6. Disposition of Real Estate in Ward 2 (PED19063(b)) (Ward 2) (Item 14.2)

- (a) That the direction provided to staff in Closed Session, respecting Report PED19063(b) - Disposition of Real Estate in the Barton-Tiffany Area, be approved; and,

Result: Motion on Item 6 (a) of the General Issues Committee Report 21-020, CARRIED by a vote of 9 to 3, 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
VACANT - Ward 5
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
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NO - Ward 9 Councillor Brad Clark

- (b) That Report PED19063(b), respecting the Disposition of Real Estate in the Barton-Tiffany Area, remain confidential until completion of the real estate transaction.

Result: Motion on Item 6 (b) of the General Issues Committee Report 21-020, CARRIED by a vote of 12 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
VACANT - Ward 5
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
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson

YES - Ward 9 Councillor Brad Clark

Result: Motion on the balance of the General Issues Committee Report 21-020, CARRIED by a vote of 11 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
VACANT - Ward 5
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
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 12 Councillor Lloyd Ferguson
YES - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 21-018

(Ferguson/Pearson)

That Audit, Finance and Administration Committee Report 21-018, being the meeting held on Thursday, October 21, 2021, be received and the recommendations contained therein be approved.

Due to a declared conflict, Item 2 was voted on separately, as follows:

2. Options for Relief from Municipal Charges for the Taxi Industry (LS21020(a)) (City Wide) (Added Item 10.2)

- (a) That Report LS21020(a), respecting Options for Relief from Municipal Charges for the Taxi Industry, be received.
- (b) That Government Relations staff be directed to begin discussions with the relevant Ministries, Association of Municipalities of Ontario and other municipalities to collaborate on challenges that the Taxi and Snow Plow industries are facing with insurance and report back to the Audit, Finance & Administration Committee; and
- (c) That staff be directed to obtain input from local Taxi brokers and appropriate Snow Plow representatives prior to sending the letters attached as Appendix "A" and "B" to Report LS21020(a), respecting Options for Relief from Municipal Charges for the Taxi Industry.

Result: Motion on Item 2 of the Audit, Finance and Administration Committee Report 21-018, CARRIED by a vote of 12 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
VACANT - Ward 5
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
CONFLICT - Ward 12 Councillor Lloyd Ferguson
YES - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

1. 2023 Development Charges Background Study – Procurement Policy 11 Request (FCS21085) (City Wide) (Item 10.1)

(Clark/Wilson)

That Report FCS21085, respecting the 2023 Development Charges Background Study – Procurement Policy 11 Request, be **amended** by adding a new sub-section, to read as follows:

(d) *That staff be directed for the Development Charges Background Study post 2023 to undertake a Request for Proposal (RFP) as it relates to consulting services necessary to support the Development Charges Background Study.*

Result: Motion on the Amendment to Item 1 of the Audit, Finance and Administration Committee Report 21-018, 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
VACANT - Ward 5
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 - Deputy Mayor - 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:

- (a) That a new Development Charges Background Study for all City services be initiated, at an appropriate time, subject to the Growth Related Integrated Development Strategy (GRIDS) 2 process, to support a new Development Charges By-law in accordance with the *Development Charges Act, 1997*;
- (b) That the single source procurement of Watson & Associates Economists Ltd. as external consultants for the City's 2023 Development Charges Background Study, pursuant to Procurement Policy #11 – Non-competitive Procurements within the planned budget of \$900 K in Capital Project 3382155301 "Development Charges By-law Studies" be approved; and,
- (c) That the General Manager, Finance and Corporate Services, be authorized to negotiate, enter into and execute a contract and any ancillary documents required to procure Watson & Associates Economists Ltd. as the consultant to complete the 2023 Development Charges Background Study in a form satisfactory to the City Solicitor.
- (d) ***That staff be directed for the Development Charges Background Study post 2023 to undertake a Request for Proposal (RFP) as it relates to consulting services necessary to support the Development Charges Background Study.***

Result: Main Motion, Item 1 as *Amended* of the Audit, Finance and Administration Committee Report 21-018, 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

VACANT - Ward 5

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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson

YES - Ward 10 Councillor Maria Pearson

YES - Ward 9 Councillor Brad Clark

Result: Motion on the balance of the Audit, Finance and Administration Committee Report 21-018, 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
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Johnson/Danko)

That Section 5.8(2) of the City's Procedural By-law 21-021, which provides that a minimum of 2 days shall pass before the Report of a Standing Committee, the Selection Committee, or other Committee that reports directly to Council is presented to Council to provide adequate opportunity for review, be waived in order to consider the CityHousing Hamilton Corporation Shareholder Report 21-001.

Result: Motion CARRIED by a 2/3 vote of 12 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
VACANT - Ward 5
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
NOT PRESENT - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

CITYHOUSING HAMILTON CORPORATION SHAREHOLDER REPORT 21-001**(Johnson/Pauls)**

That CityHousing Hamilton Corporation Shareholder Report 21-001, being the meeting held on Monday, October 25, 2021, be received and the recommendations contained therein be approved.

Result: Motion on CityHousing Hamilton Corporation Shareholder Report 21-001, 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
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Johnson/Pauls)

That the Committee of the Whole Rise and Report.

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
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

MOTIONS**6.1 2021 Ward 3 Let's Get Growing Seed Share Program****(Nann/Jackson)**

WHEREAS, food security remains a critical health equity issue during the COVID-19 pandemic;

WHEREAS, residents are engaged on a hyper-local and neighbourhood level to express needs and offer support to each other during these challenging times;

WHEREAS, community resilience is supported through enabling residents to grow their own food in their gardens on balconies and yards with access to quality seeds;

WHEREAS, these efforts increase community resilience and provide sustainable models to support a more thriving community for years to come;

WHEREAS, in 2020, the Ward 3 Office partnered with Environment Hamilton to offer the Let's Get Growing Seed Share Program to increase food security through education and tools for self-sufficiency and will serve as the primary coordinating body of this effort; and

WHEREAS, 240 residents participated in the program resulting in over 1700 seed packages being delivered across Ward 3.

THEREFORE, BE IT RESOLVED:

- (a) That \$1,985.00 be allocated from the Ward 3 Bell Cell Tower Account Number 3301609603 to Environment Hamilton for the implementation of the 2021 Let's Get Growing project in Ward 3, Hamilton Ontario; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents in relation to funding the 2021 Ward 3 Let's Get Growing Project, with such terms and conditions 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

VACANT - Ward 5

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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6.2 Amendment to Item 3 of the School Board Properties Sub-Committee Report 19-001 and Item 10 of General Issues Committee Report 19-013, respecting the Potential Acquisition of 16 Broughton Avenue East (Broughton East Park)

(Jackson/Eisenberger)

WHEREAS, a housekeeping amendment is required to correct an omission to the School Board Properties Sub-Committee Report 19-001 respecting the Potential Acquisition of 16 Broughton Avenue East (Broughton East Park).

THEREFORE, BE IT RESOLVED:

- (a) *That the directions to staff in Closed Session respecting the Potential Acquisition of 16 Broughton Avenue East (Broughton East Park), be approved; and***
- (b) That the motion respecting the Potential Acquisition of 16 Broughton Avenue East (Broughton East Park), remain confidential.**

Result: Motion CARRIED by a vote of 12 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
VACANT - Ward 5
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
CONFLICT - 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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

STATEMENTS BY MEMBERS

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

COUNCIL COMMUNICATION UPDATES

(Johnson/Nann)

That the listing of Council Communication Updates from October 8, 2021 to October 21, 2021, be received.

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
NOT PRESENT - Ward 4 Councillor Sam Merulla
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

PRIVATE AND CONFIDENTIAL

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

10.1 Closed Session Minutes – October 13, 2021

(Ferguson/VanderBeek)

That the Closed Session Minutes dated October 13, 2021 be approved, as presented, and remain confidential.

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
NOT PRESENT - Ward 4 Councillor Sam Merulla
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Jackson/Danko)

That Council move into Closed Session respecting Item 10.2, Amendment to Item 35 of the General Issues Committee Report 20-023, respecting PRIVATE & CONFIDENTIAL Report PED20207 - Acquisition of Part of 344 Mountain Brow Road, which was approved by Council on December 16, 2020, pursuant to Section 9.1, Sub-section (c) of the City's Procedural By-law 21-021, as amended, and Section 239(2), Sub-section (c) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to a proposed or pending acquisition or disposition of land for City or a local board purposes.

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
NOT PRESENT - Ward 4 Councillor Sam Merulla
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

10.2 Amendment to Item 35 of the General Issues Committee Report 20-023, respecting PRIVATE & CONFIDENTIAL Report PED20207 - Acquisition of Part of 344 Mountain Brow Road, which was approved by Council on December 16, 2020

(Partridge/Pearson)

That sub-section (a) to Item 35 of the General Issues Committee Report 20-023, respecting Private & Confidential Report PED20207 - Acquisition of Part of 344 Mountain Brow Road, ***be amended*** by adding the words "***as amended***", to read as follows:

35. Acquisition of Part of 344 Mountain Brow Road (PED20207) (Ward 15) (Item 13.3)

- (a) That the direction provided to staff in Closed Session, ***as amended***, respecting Report PED20207, Acquisition of Part of 344 Mountain Brow Road, Hamilton, be approved; and,
- (b) That Report PED20207, respecting the acquisition of part of 344 Mountain Brow Road, Hamilton, remain confidential until completion of the real estate transaction.

Result: Motion CARRIED by a vote of 12 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
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

BY-LAWS AND CONFIRMING BY-LAW

(Johnson/Wilson)

That Bills No. 21-197 to No. 21-202, 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:

- 197 To Rename a Portion of Woodworth Drive, from West of Elgin Place to Calvin Street, and Calvin Street to Hatton Drive, to Woodworth Drive West, in the Former Town of Ancaster
Ward: 12
- 198 To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting Lands located at 15 Picardy Drive, Stoney Creek
ZAH-21-038
Ward: 9
- 199 To Amend Noise Control By-law No. 11-285, a By-law to Regulate Noise
Ward: City Wide
- 200 To Amend City of Hamilton By-law No. 20-221, being a By-law to Provide for and Regulate a Waste Management System for the City of Hamilton
Ward: City Wide
- 201 To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking
Schedule 6 (Time Limit Parking)
Schedule 8 (No Parking Zones)
Schedule 12 (Permit Parking Zones)
Schedule 13 (No Stopping Zones)
Schedule 15 (Commercial Vehicle Loading Zones)

Ward: 2, 3, 4, 7, 8, 13, 15

202 To Confirm the Proceedings of City Council

Due to declared conflict, Bill 198 was voted on separately, as follows:

198 To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting Lands located at
15 Picardy Drive, Stoney Creek
ZAH-21-038

Result: Motion on Bill 198, CARRIED by a vote of 12 to 0, as follows:

CONFLICT - Ward 1 Councillor Maureen Wilson
YES – Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
VACANT - Ward 5
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
YE - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Result: Motion on the balance of the Bills, 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
NOT PRESENT - Ward 4 Councillor Sam Merulla
VACANT - Ward 5
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 - Deputy Mayor - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Pauls/Partridge)

That, there being no further business, City Council be adjourned at 2:01 p.m.

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

YES - Ward 1 Councillor Maureen Wilson
YES – Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
VACANT - Ward 5
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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Deputy Mayor - 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