



CITY COUNCIL MINUTES 21-023

9:30 a.m.
November 24, 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),
J.P. Danko, B. Clark, M. Pearson, L. Ferguson, A. VanderBeek, E.
Pauls, S. Merulla and R. Powers.

Absent: Councillor Partridge – City Business
Councillor T. Jackson – Personal
Councillor T. Whitehead - Personal

Mayor Eisenberger called the meeting to order and recognized that Council is meeting on the traditional territories of the Erie, Neutral, HuronWendat, Haudenosaunee and Mississaugas. This land is covered by the Dish with One Spoon Wampum Belt Covenant, which was an agreement between the Haudenosaunee and Anishinaabek to share and care for the resources around the Great Lakes. It was further acknowledged that this land is covered by the Between the Lakes Purchase, 1792, between the Crown and the Mississaugas of the Credit First Nation. The City of Hamilton is home to many Indigenous people from across Turtle Island (North America) and it was recognized that we must do more to learn about the rich history of this land so that we can better understand our roles as residents, neighbours, partners and caretakers.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

5. COMMITTEE REPORTS

5.7 General Issues Committee (Rate Budget) Report 21-025 - November 22, 2021

6. MOTIONS

6.1 Appointments to Standing Committees, Shareholder / Sole Voting Member Groups, Sub-Committees, Business Improvement Area and Tribunals for the remainder of the 2018-2022 Term of Council (Councillor Russ Powers)
REVISED

10. PRIVATE & CONFIDENTIAL

- 10.2 Appointment of General Manager, Healthy and Safe Communities (CM21016)
(City Wide)

11. BY-LAWS AND CONFIRMING BY-LAW

- 222 To Amend City of Hamilton By-law No. 03-272, being a By-law to Impose Fees and Charges Respecting the Use of the City of Hamilton Sanitary Sewage System and to Implement a Wastewater Abatement Program
Ward: City Wide
- 223 To Amend City of Hamilton By-law No. 06-026, being a By-law to Regulate the Installation, Connection and Use of Sewers and Drains in the City of Hamilton
Ward: City Wide
- 224 To Amend City of Hamilton By-law No. R84-026, being a By-law Respecting the Management and Maintenance of the Water Works Systems of the Regional Municipality of Hamilton-Wentworth and the Establishment of Water Rates and Charges
Ward: City Wide

(Powers/Farr)

That the agenda for the November 24, 2021 meeting of Council be approved, ***as amended.***

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 Russ Powers
 NOT PRESENT - 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
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

DECLARATIONS OF INTEREST

Councillor M. Wilson declared an interest to Item 7 (b) of General Issues Committee report 21-024, respecting Facility Naming Sub-Committee Report 21-002, November 8, 2021, regarding Report PW18038(a) – Serafini Family Spray Pad Naming at future Brightside Park, 43 Lloyd Street, as her spouse has a corporate relationship with one of the parties.

Councillor M. Wilson declared an interest to Item 6.3, respecting Amendment to Item 9 to the Audit, Finance & Administration Committee Report 18-011, respecting Report HSC18040, Development Charge Exemption Request from Trillium Housing, as her spouse's employer, Hamilton Community Foundation, provides the funding for second mortgages for low to moderate income first time home buyers. It is her understanding is that this entity will be accessing that mortgage pool as part of their operations.

Councillor M. Pearson declared an interest with Item 10 of Planning Committee Report 21-018 respecting Instructions - Appeal to the Ontario Land Tribunal (OLT) for Lack of Decision on Zoning By-law Amendment Application (ZAC-14-003) for Lands Located at 195 Wellington Street South, Hamilton (LS21038/PED18054(a)) (Ward 2), as she is a landlord of rental properties.

Councillor A. VanderBeek declared an interest with Item 10 of Planning Committee Report 21-018 respecting Instructions - Appeal to the Ontario Land Tribunal (OLT) for Lack of Decision on Zoning By-law Amendment Application (ZAC-14-003) for Lands Located at 195 Wellington Street South, Hamilton (LS21038/PED18054(a)) (Ward 2), as she is a landlord of rental properties.

Councillor S. Merulla declared an interest with Item 10 of Planning Committee Report 21-018 respecting Instructions - Appeal to the Ontario Land Tribunal (OLT) for Lack of Decision on Zoning By-law Amendment Application (ZAC-14-003) for Lands Located at 195 Wellington Street South, Hamilton (LS21038/PED18054(a)) (Ward 2), as he is a landlord of rental properties.

Councillor R. Powers declared an interest with Item 6.7 respecting an Amendment to Item 10, as Amended, of the Audit, Finance & Administration Committee Report 21-010, respecting Item 1 of the Grants Sub-Committee Report 21-001, Schedule "C" Reference Number CSE-16 Good Shepherd Centre Hamilton SAM Adult Day Program, as his daughter is the Coordinate of the SAM Adult Day Program.

APPROVAL OF MINUTES OF PREVIOUS MEETING
--

3. November 10, 2021 (Item 3.1); November 12, 2021 (Item 3.2) and November 19, 2021 (Item 3.3)

(Ferguson/Pearson)

That the Minutes of the November 10, 2021, November 12, 2021 and November 19, 2021 meetings of Council be approved, as presented.

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 Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

COMMUNICATIONS

(Pearson/Farr)

That Council Communications 4.1 to 4.10 be approved, *as amended*, as follows:

- 4.1 Correspondence from Hamilton Centre for Civic Inclusion to Prime Minister Justin Trudeau respecting their full support for the recommendations of health providers and experts, like those in the Decent Work and Health network to immediately legislate 10 permanent paid sick days, plus 14 during health emergencies.

Recommendation: Be received.

- 4.2 Correspondence from the Honourable Sylvia Jones, Solicitor General congratulating the City of Hamilton on the completion of the community safety and well-being (CSWB) plan.

Recommendation: Be received.

- 4.3 Correspondence from Lena Sutton objecting to the proposed safe injection site 746 Barton Street East between Barnesdale Ave. N. and Lottridge.

Recommendation: Be received.

- 4.4 Correspondence from the Town of LaSalle requesting support for their resolution requesting that the Federal Government remove the requirement for Canadian Travelers to be tested for COVID-19 when using a land border crossing into the United States and then returning to Canada after the November 8, 2021 re-opening.

Recommendation: Be received.

- 4.5 Correspondence from the City of Kitchener requesting support for their resolution strongly encouraging the Province of Ontario to continue the relaxed regulations permitting extensions of licensed areas without requiring AGCO approval, subject to municipal authorization and flexibility on the requirements for demarcation of the limits of patios, such as not requiring a prescribed physical barrier.

Recommendation: Be *endorsed*.

- 4.6 Correspondence from the Municipality of Mattice - Val Cote requesting support for their resolution urging the Government of Ontario to reconsider its decision and direct MPAC to proceed with a province-wide assessment update in order for Ontario Municipalities to be able to collect property taxes based upon actual property value.

Recommendation: Be received.

- 4.7 Correspondence from Township of Lake of Bays requesting support for their resolution requesting additional COVID-19 funding.

Recommendation: Be received.

- 4.8 Correspondence from the Township of Lake of Bays requesting support for their resolution requesting the Federal and Provincial Governments to provide more funding to rural municipalities to support infrastructure projects related to major bridge and culvert replacements.

Recommendation: Be received.

- 4.9 Correspondence from the City of Vaughan requesting support for their resolution respecting the Athabasca Community Traffic Study Progress Report.

Recommendation: Be received.

- 4.10 Correspondence from the Ontario Municipal Social Services Association (OMSSA) to the Ministers of Education and Families, Children and Social Development respecting the potential national child care deal with the Province of Ontario.

Recommendation: Be received and referred to Item 1 of Emergency and Community Services Committee Report 21-012.

Result: Motion on the Communication Items, as amended, CARRIED by a vote of 13 to 0, as follows:

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

(Pearson/Johnson)

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

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 Russ Powers
- NOT PRESENT - 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
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

BOARD OF HEALTH REPORT 21-011

(Wilson/Nann)

That Board of Health Report 21-011, being the meeting held on Monday, November 15, 2021, be received and the recommendations contained therein be approved.

Result: Motion on Board of Health Report 21-011, 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 Russ Powers
- NOT PRESENT - 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
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

PUBLIC WORKS COMMITTEE REPORT 21-017

(VanderBeek/Nann)

That Public Works Committee Report 21-017, being the meeting held on Monday, November 15, 2021, be received and the recommendations contained therein be approved.

5. Salt Management Plan Update (TOE02129(b)) (City Wide) (Item 10.2)**(VanderBeek/Nann)**

That Item 5 of the Public Works Report 21-017, respecting Report TOE02129(b) - Salt Management Plan Update, **be amended** by deleting sub-sections (a) and (b) in their entirety and replacing them with the following in lieu thereof:

- ~~(a) That the single source procurement, pursuant to Procurement Policy #11 – Non-Competitive Procurements, for additional consultancy services including project management, contract administration during construction, site inspection and commissioning/warranty services for the Garner Road Pumping Station (HD018) upgrades, at the upset limit of \$750,000 be awarded to R.V. Anderson and Associates and funded from Project ID No. 5141667421; and,~~
- ~~(b) That the General Manager of Public Works, or their designate, be authorized and directed to negotiate, enter into and execute a contract and any ancillary documents required to give effect thereto with R.V. Anderson and Associates in a form satisfactory to the City of Hamilton Solicitor.~~
- (a) That the 2021 City of Hamilton Salt Management Plan, attached to Report TOE02129(b) as Appendix “A”, be approved as part of the City of Hamilton’s Transportation Quality Management System; and**
- (b) That staff be directed and authorized, subject to funding availability under operating budgets, to implement all aspects of the 2021 City of Hamilton Salt Management Plan.**

Result: Motion on Amendment to Item 5 of the Public Works Committee Report 21-017, 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 Russ Powers
- NOT PRESENT - 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
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson

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

Result: Motion on the Public Works Committee Report 21-017, As Amended, CARRIED by a vote of 13 to 0, as follows:

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

PLANNING COMMITTEE REPORT 21-018

(Danko/Johnson)

That Planning Committee Report 21-018, being the meeting held on Tuesday, November 16, 2021, be received and the recommendations contained therein be approved.

Due to declared conflicts, Item 10, was voted on separately, as follows:

- 10. Instructions - Appeal to the Ontario Land Tribunal (OLT) for Lack of Decision on Zoning By-law Amendment Application (ZAC-14-003) for Lands Located at 195 Wellington Street South, Hamilton (LS21038/PED18054(a)) (Ward 2) (Item 14.1)**
- (a) That recommendations (a), (b), (c), and (d) to Confidential Report LS21038/PED18054(a) and Appendices “A”, “B”, “C”, **as amended**, and “D” attached to Confidential Report LS21038/PED18054(a), be approved and remain confidential until made public as the City’s position before the Ontario Land Tribunal;
 - (b) That Confidential Report LS21038/PED18054(a) regarding the appeal to the Ontario Land Tribunal (PL171389) from the non-decision of the application to amend Zoning By-law No. 6593 for the lands located at 195 Wellington Street south, including Appendices “A”, “B”, “C”, and “D” attached thereto, remain confidential.

Result: Motion on Item 10 of Planning Committee Report 21-018, CARRIED by a vote of 10 to 0, as follows:

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

Result: Motion on the balance of Planning 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
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

GENERAL ISSUES COMMITTEE REPORT 21-024

(Pearson/Pauls)

That General Issues Committee Report 21-024, being the meeting held on Wednesday, November 17, 2021, be received and the recommendations contained therein be approved.

Due to a declared conflict, Item 7 (b), was voted on separately, as follows:

7. Facility Naming Sub-Committee Report 21-002, November 8, 2021 (Item 10.5)

(b) Serafini Family Spray Pad Naming at future Brightside Park, 43 Lloyd Street (PW18038(a)) (Ward 3)

- (i) That, further to the recommendations of Report PW18038, the future spray pad to be constructed at Brightside Park be named after the Serafini family for a period of twenty-five (25) years;
- (ii) That the General Manager, Public Works be authorized and directed to execute all necessary documents relating to the Contribution Agreement with Mr. Lou Serafini Jr. for Naming Rights of the future spray pad at 43 Lloyd Street, Hamilton, ON, in a form satisfactory to the City Solicitor.

Result: Motion on Item 7 (b) of General Issues Committee Report 21-024, 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
 YES - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 NOT PRESENT - 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
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

At Council's request, Item 9 was voted on separately, as follows:

9. 2030 Commonwealth Games Bid, Sports and Venues Request for Proposals (PED19108(g)/HSC21049/LS21049) (City Wide) (Item 10.7)

- (a) That staff be authorized and directed to develop and submit a Sports and Venues proposal as the City of Hamilton's submission to the "2030 Commonwealth Games Bid Request for Proposals (RFP)";
- (b) That the General Manager of Planning and Economic Development be authorized and directed to execute, on behalf of the City, together with all necessary ancillary documents, a non-binding submission to the Request for Proposals (RFP) including Memorandum of Understanding(s) (MOUs)

- between the City of Hamilton, Hamilton100 and the appropriate sport governing body(ies) as required, pursuant to the “2030 Commonwealth Games Bid Request for Proposals”, with additional clauses as outlined in the confidential Appendix “C” to Report PED19108(g) / HSC21049 / LS21049, and with content acceptable to the Director of Tourism and Culture, Planning and Economic Development Department, and the Director Recreation, Healthy and Safe Communities Department, and in a form satisfactory to the City Solicitor;
- (c) That the City of Hamilton’s Sports and Venue proposal, outlined in Appendix “B” to Report 21-004, be included as part of the City of Hamilton’s submission to the “2030 Commonwealth Games Bid Request for Proposals”;
 - (d) That, as requested by Hamilton Urban Entertainment Precinct Group (HUPEG) in correspondence attached as Appendix “D” to Report PED19108(g)/HSC21049/LS21049, the General Manager of Planning and Economic Development be authorized, on behalf of the City of Hamilton as the “venue owner”, to execute a non-binding Memorandum of Understanding(s) (MOUs) between HUPEG and Hamilton100, as well as any ancillary agreements, to be included in HUPEG’s submission to the “2030 Commonwealth Games Bid Request for Proposals” on condition that HUPEG’s proposals align with the City’s Strategic Plan, rights and objectives;
 - (e) That the directions provided to staff in Closed Session, respecting Report PED19108(g)/HSC21049/LS21049 - 2030 Commonwealth Games Bid, Sports Venues Request for Proposals, be approved;
 - (f) That Appendix “C” to PED19108(g)/HSC21049/LS21049, respecting the 2030 Commonwealth Games Bid, Sports Venues Request for Proposals, remain confidential.

Result: Motion on Item 9 of the General Issues Committee Report 21-024, CARRIED by a vote of 9 to 4, 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 - Ward 5 Councillor Russ Powers
 NOT PRESENT - Ward 6 Councillor Tom Jackson
 YES - Ward 7 Councillor Esther Pauls
 NO - Ward 8 Councillor John-Paul Danko
 YES - Mayor Fred Eisenberger
 NOT PRESENT - Ward 15 Councillor Judi Partridge
 NOT PRESENT - Ward 14 Councillor Terry Whitehead
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 NO - Ward 11 Councillor Brenda Johnson
 YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

Result: Motion on the balance of the General Issues Committee Report 21-024, 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 Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 21-020
--

(Ferguson/Pearson)

That Audit, Finance and Administration Committee Report 21-020, being the meeting held on Thursday, November 18, 2021, be received and the recommendations contained therein be approved.

Result: Motion on Audit, Finance and Administration Committee Report 21-020, 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 Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 21-012**(Nann/Pauls)**

That Emergency and Community Services Committee Report 21-012, being the meeting held on Thursday, November 18, 2021, be received and the recommendations contained therein be approved.

Council agreed by consensus to the *friendly amendment* in Sub-section (b) of Item 1, as follows:

1. National Childcare Strategy – Investigating the Potential for Direct Municipal Agreement with the Federal Government (Item 11.1)

WHEREAS, on April 19, 2021 the Government of Canada's budget announcement included a \$30 billion investment over five years to create a national system of Early Learning and Child Care and Indigenous Early Learning and Child Care;

WHEREAS, the Government of Canada has entered into Child Care Agreements with seven provinces and one territory to improve the quantity and quality of regulated child care while reducing the costs for parents to an average of \$10 per day;

WHEREAS, the provinces and territory that signed agreements with the federal government are collectively committing to expanding capacity of new regulated child care spaces by 125,000;

WHEREAS, an agreement between the Government of Canada and Province of Ontario on a bilateral child care program remains outstanding with public reports stating negotiations are ongoing;

WHEREAS, Ontario is home to 38% of Canada's children under the age of 6;

WHEREAS, like other cities in Ontario, families in Hamilton struggle with accessing child care and managing the high fees required to maintain care once secured;

WHEREAS, the COVID-19 pandemic has particularly amplified the precarious position that women, primarily the caregivers of children, are placed in when forced to choose between participating in the workforce and caring for their children or their extended family's children;

WHEREAS, twice as many women as men vacated the paid labour force by September 2021 compared to February 2020;

WHEREAS, the adoption of a National Child Care strategy would provide the resources required to ensure all families have access to the child care supports that meet their needs while providing all members of our community the opportunity to fully participate in the work force;

WHEREAS, the National Child Care strategy aligns with Hamilton's Economic Recovery Task Force recommendation to ensuring a direct connection is made to the health and well-being of the community and the economy; and

WHEREAS, the National Child Care strategy aligns with Hamilton's Early Years Community Plan and the commitment to providing responsive, high quality, accessible early years programming that achieves equitable outcomes for all children and families.

THEREFORE, BE IT RESOLVED,

- (a) That staff from the Healthy and Safe Communities Department investigate the potential for entering into a direct municipal agreement with the Federal Government that would allow the City of Hamilton to participate in the National Childcare Strategy and report back to the Emergency and Community Services Committee as soon as possible; and
- (b) That City Council strongly supports the Federal Government's National Childcare Strategy and **requests** that the Province of Ontario formalize an affordable, equitable, quality childcare agreement with the Federal Government as soon as possible.

Result: Motion on Emergency and Community Services Committee Report 21-012, As Amended, CARRIED by a vote of 13 to 0, as follows:

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

(Pearson/Clark)

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 General Issues Committee (Rate Budget) Report 21-025.

Result: Motion CARRIED by a 2/3 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 Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

GENERAL ISSUES COMMITTEE (RATE BUDGET) REPORT 21-025

(Pearson/Clark)

That General Issues Committee (Rate Budget) Report 21-025, being the meeting held on Wednesday, November 22, 2021, be received and the recommendations contained therein be approved.

Result: Motion on General Issues Committee Report 21-025, 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 Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Pearson/Ferguson)

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
 YES - Ward 5 Councillor Russ Powers
 NOT PRESENT - 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
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

MOTIONS

6.1 Appointments to Standing Committees, Shareholder / Sole Voting Member Groups, Sub-Committees, Sub-Committees, Business Improvement Area and Tribunals for the remainder of the 2018 - 2022 Term of Council (Councillor Russ Powers)

(VanderBeek/Clark)

That Councillor Russ Powers, be appointed to the following Standing Committees, Shareholder / Sole Voting Member Groups, Sub-Committees, Business Improvement Area and Tribunals for the remainder of the 2018 – 2022 Term of Council:

- (a) Standing Committees:
 - (i) Audit, Finance and Administration Committee;
 - (ii) Public Works Committee;
 - (iii) Board of Health; and
 - (iv) General Issues Committee

- (b) Shareholder / Sole Voting Member Groups:
 - (i) Hamilton Utilities Corporation Shareholder
 - (ii) Hamilton Street Railway Shareholder
 - (iii) Hamilton Renewable Power Inc. Shareholder
 - (iv) Hamilton Enterprises Holding Corporation Shareholder
 - (v) CityHousing Hamilton Shareholder
 - (vi) Sole Voting Member of the Hamilton Farmer Market

- (c) Sub-Committees:
 - (i) Affordable Housing Site Selection
 - (ii) Airport Sub-Committee
 - (iii) Hamilton Conservation Authority Board of Directors
 - (iv) Hamilton Port Authority - City of Hamilton Liaison Committee
 - (v) Hamilton Street Railway Board of Directors
 - (vi) Red Hill Valley Joint Stewardship Board
 - (vii) Transit Area Rating Review Sub-Committee
 - (viii) West Harbour Development Sub-Committee

- (d) Business Improvement Area:
 - (i) Stoney Creek Business Improvement Area

- (e) Tribunals:

Hamilton Licensing Tribunal

- (f) That the City Solicitor be directed to prepare the appropriate by-laws and any ancillary documents, as may be required, to give effect to Councillor Powers' appointments to the Shareholder / Sole Voting Member groups, for the remainder of the 2018-2022 Term of Council, as shown above in sub-section (b).

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 Russ Powers
- NOT PRESENT - 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
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

6.2 Review of the Powers Delegated to the Head of Council Under the *Municipal Act 2001, As Amended*

Councillor Merulla withdrew the motion.

6.3 Amendment to Item 9 to the Audit, Finance & Administration Committee Report 18-011, respecting Report HSC18040, Development Charge Exemption Request from Trillium Housing

(Ferguson/Powers)

WHEREAS, Council at its meeting of November 10, 2021, approved Item 3 of the General Issues Committee Report 21-021, regarding Report LS21042-FCS21108 - Instructions regarding the Proposed Settlement of Development Charge Complaint by Trillium Housing Winona Non-Profit and Trillium Housing Highbury Non-Profit;

THEREFORE, BE IT RESOLVED:

That Item 9 of the Audit, Finance & Administration Committee Report 18-011, respecting Report HSC18040, Development Charge Exemption Request from Trillium Housing, which was approved by Council on August 17, 2018, and amended by Council on September 12, 2018, **be further amended** by deleting sub-sections (b),(c) and (d) in their entirety, to read as follows:

9. Development Charge Exemption Request from Trillium Housing (HSC18040) (City Wide) (Outstanding Business List Item) (Added Item 8.5)

- (a) That the request for Development Charge exemptions for the affordable units in the Highbury and Winona Developments by Trillium Housing, be denied;
- ~~(b) That the General Manager of the Healthy and Safe Communities Department or his designate be authorized and directed to deliver and administer a municipal Down Payment Assistance Program, with an upset limit of \$1,800,175, for eligible purchasers of the two Trillium Housing Non-Profit housing developments (Winona and Highbury), in accordance with the program guidelines, attached as Appendix "B", as amended, to AF&A Report 18-011;~~
- ~~(c) That the General Manager of the Healthy and Safe Communities Department or his designate be authorized to approve and execute any agreements and ancillary documentation, in a form satisfactory to the City Solicitor, that are required to deliver and administer a municipal Down Payment Assistance Program for eligible purchasers of the two Trillium Housing Non-Profit housing developments (Winona and Highbury);~~
- ~~(d) That the annual interest cost of \$61,000 (when the program is at capacity) of providing the Trillium Down Payment Assistance Program in accordance with the program guidelines, be absorbed within the Housing Services Division existing operating budget;~~
- (e) That the initial, one-time cost of administration of the Trillium Housing Down Payment Assistance Program for the two Trillium Housing Non-Profit housing developments (Winona and Highbury), in the amount of

~~\$100,000 be funded through the Municipal Down Payment Assistance Program Reserve (#112009); and,~~

- (f) That the matter respecting “Trillium Housing Non-Profit” be identified as complete and removed from the Audit, Finance and Administration Committee Outstanding Business List.

The following Councillors advising that, as they are members of the Audit, Finance and Administration Committee’s Development Charge Complaint hearings body therefore, they recused themselves from participating in the vote on the deferral of Item 6.3 respecting an Amendment to Item 9 to the Audit, Finance & Administration Committee Report 18-011, respecting Report HSC18040, Development Charge Exemption Request from Trillium Housing, until they were able to receive legal advice to confirm whether or not they were required to recuse themselves from the vote:

- (i) Councillor Brenda Johnson
(ii) Councillor Brad Clark

(Powers/Ferguson)

That the consideration of Item 6.3 respecting Amendment to Item 9 to the Audit, Finance & Administration Committee Report 18-011, respecting Report HSC18040, Development Charge Exemption Request from Trillium Housing, be deferred until later in the meeting.

Result: Motion CARRIED by a vote of 10 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
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
NOT PRESENT- Ward 9 Councillor Brad Clark

6.4 Resignation from the Hamilton Police Services Board

(Farr/Pearson)

That Council accept Mayor Eisenberger’s resignation from the Hamilton Police Services Board, effective November 26, 2021.

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 Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6.5 Appointment to the Hamilton Police Services Board

(Farr/Pearson)

That Council appoint Councillor Judi Partridge to the Hamilton Police Services Board, for the remainder of the 2018-2022 Term of Council, effective November 26, 2021.

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 Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6.6 Amendment to Item 3 to the Emergency and Community Services Committee Report 21-003, respecting Report HSC2005(a) Support for Rapid Housing Initiative Affordable Housing Development Projects

(Farr/Pearson)

WHEREAS, Council at its meeting of April 14, 2021, approved Item 3 of the Emergency and Community Services Committee Report 21-003, regarding Report HSC2005(a) Support for Rapid Housing Initiative Affordable Housing Development Projects,

thereby, approving the Corktown Co-operative development of 17 units for Ontario Priorities Housing Initiative (OPHI) New Rental Housing Component Year 3 funding;

WHEREAS, the development lands which have not been altered were acquired by Corktown Co-op in the name of Charlton Co-op;

WHEREAS, at the appropriate time the two Co-ops (Corktown Co-op and Charlton Co-op) will be merged to create a single Co-operative; and

WHEREAS, for the purposes of the executing the Contribution Agreement, a revision to the original approval is now required to change the name from the Corktown Co-op to the Charlton Co-operative;

THEREFORE, BE IT RESOLVED:

That Item 3 of the Emergency and Community Services Committee Report 21-003, respecting Report HSC2005(a) Support for Rapid Housing Initiative Affordable Housing Development Projects, which was approved by Council on April 14, 2021, **be amended**, to read as follows:

3. **Support for Rapid Housing Initiative Affordable Housing Development Projects (HSC20056(a)) (City Wide) (Item 10.1)**
 - (a) That the Minister of Municipal Affairs and Housing (MMAH) be advised that the City of Hamilton recommends that the Ontario Priorities Housing Initiative (OPHI) New Rental Housing Component Year 3 funding in the amount of \$750,000 be allocated to Wesley Community Homes, 195 Ferguson Avenue North under Request for Proposal (RFP) C5-19-19 prior to its expiration July 31, 2021;
 - (b) That the Minister of Municipal Affairs and Housing (MMAH) be advised that the City of Hamilton recommends that the Ontario Priorities Housing Initiative (OPHI) New Rental Housing Component Year 3 funding in the amount of \$822,495 be allocated to the **Charlton** Co-op affordable housing development under Request for Proposal (RFP) C5-19-19 prior to its expiration July 31, 2021;
 - (c) That, subject to approval of the reallocation of Canada-Ontario Community Housing Initiative (COCHI) Year 3 funds from the Rent Supplement Component to the Capital Component, New Build by the Minister of Municipal Affairs and Housing (MMAH), CityHousing Hamilton's Rapid Housing Initiative project at 350 King Street East be recommended to the Minister for funding in the amount of \$846,414;
 - (d) That the Options for Independent Living and Development's (OFILD) modular affordable housing development Rapid Housing Initiative (RHI) project, 137 George Street be funded in the amount of \$483,303 from the Poverty Reduction Fund (Project ID 6731741609) to provide the full amount requested in its proposal;

- (e) That a contingency of approximately \$565 K, be used at the sole discretion of the General Manager of the Healthy and Safe Communities Department to address unanticipated issues that arise in affordable housing development projects using the funds remaining in the Poverty Reduction Fund Housing Services Division (Project ID 6731741609); and,
- (f) That the Outstanding Business List item identified as Modular Housing Pilot, be removed from the Outstanding Business List and considered complete.

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 Russ Powers
 NOT PRESENT - 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
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

6.3 Amendment to Item 9 to the Audit, Finance & Administration Committee Report 18-011, respecting Report HSC18040, Development Charge Exemption Request from Trillium Housing (CONTINUED)

(Ferguson/Powers)

WHEREAS, Council at its meeting of November 10, 2021, approved Item 3 of the General Issues Committee Report 21-021, regarding Report LS21042-FCS21108 - Instructions regarding the Proposed Settlement of Development Charge Complaint by Trillium Housing Winona Non-Profit and Trillium Housing Highbury Non-Profit;

THEREFORE, BE IT RESOLVED:

That Item 9 of the Audit, Finance & Administration Committee Report 18-011, respecting Report HSC18040, Development Charge Exemption Request from Trillium Housing, which was approved by Council on August 17, 2018, and amended by Council on September 12, 2018, **be further amended** by deleting sub-sections (b),(c) and (d) in their entirety, to read as follows:

9. Development Charge Exemption Request from Trillium Housing (HSC18040) (City Wide) (Outstanding Business List Item) (Added Item 8.5)

- (a) That the request for Development Charge exemptions for the affordable units in the Highbury and Winona Developments by Trillium Housing, be denied;
- ~~(b) That the General Manager of the Healthy and Safe Communities Department or his designate be authorized and directed to deliver and administer a municipal Down Payment Assistance Program, with an upset limit of \$1,800,175, for eligible purchasers of the two Trillium Housing Non-Profit housing developments (Winona and Highbury), in accordance with the program guidelines, attached as Appendix "B", as amended, to AF&A Report 18-011;~~
- ~~(c) That the General Manager of the Healthy and Safe Communities Department or his designate be authorized to approve and execute any agreements and ancillary documentation, in a form satisfactory to the City Solicitor, that are required to deliver and administer a municipal Down Payment Assistance Program for eligible purchasers of the two Trillium Housing Non-Profit housing developments (Winona and Highbury);~~
- ~~(d) That the annual interest cost of \$61,000 (when the program is at capacity) of providing the Trillium Down Payment Assistance Program in accordance with the program guidelines, be absorbed within the Housing Services Division existing operating budget;~~
- (e) That the initial, one-time cost of administration of the Trillium Housing Down Payment Assistance Program for the two Trillium Housing Non-Profit housing developments (Winona and Highbury), in the amount of \$100,000 be funded through the Municipal Down Payment Assistance Program Reserve (#112009); and,
- (f) That the matter respecting "Trillium Housing Non-Profit" be identified as complete and removed from the Audit, Finance and Administration Committee Outstanding Business List.

Result: Motion CARRIED by a vote of 11 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
 YES - Ward 5 Councillor Russ Powers
 NOT PRESENT - 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
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

6.7 Amendment to Item 10, as Amended, of the Audit, Finance & Administration Committee Report 21-010, respecting Item 1 of the Grants Sub-Committee Report 21-001

(Johnson/Nann)

(a) That Category ART D-16, shown in Appendix “C” (attached hereto) to Item 10 of the Audit, Finance & Administration Committee Report 21-010, respecting the Grants Sub-Committee Report 21-001 – Report GRA21002, 2021 City Enrichment Funding Recommendations, be **further amended** by adding the name “**Gabriel Baribeau**” to the organization name of Bonus Earth, to read as follows:

ART D-16	Bonus Earth (Gabriel Baribeau)
----------	---

Result: Motion 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
 NOT PRESENT - Ward 4 Councillor Sam Merulla
 CONFLICT - Ward 5 Councillor Russ Powers
 NOT PRESENT - 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
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

6.8 Amendment to Item 2 to the Emergency and Community Services Committee Report 21-010, respecting Report HSC19048(a) Accessing Capital Repair Funds National Housing Strategy Co-Investment Fund CityHousing Hamilton

(Farr/Nann)

WHEREAS, Council at its meeting of May 12, 2021, approved Item 2 of the Emergency and Community Services Committee Report 21-005, regarding Report HSC19048(a) Accessing Capital Repair Funds National Housing Strategy Co-Investment Fund

CityHousing Hamilton authorizing the General Manager, Healthy and Safe Communities Department, on behalf of the City of Hamilton:

- to enter into a Letter of Intent (LOI) with CMHC in respect of the loans, which LOI provided that the City would grant an unlimited payment and performance guarantee and indemnity agreement to CMHC for all of CHH's obligations of relating to the loans; and
- to execute, on behalf of the City, a guarantee to CMHC on the understanding that this guarantee would not exceed \$145,688,880 being the principal amount of the loans by CMHC to CHH;

WHEREAS, the City is sole shareholder of CityHousing Hamilton Corporation (CHH);

WHEREAS, the Canada Mortgage and Housing Corporation (CMHC) has agreed to loan CHH the sums of \$87,413,328 in repayable loans and \$58,275,552 in forgivable loans as part of the National Housing Strategy Co-Investment Fund – Repair and Renewal Stream to assist with the financing of repairs and renewal of six thousand two hundred and ninety units owned and operated by CHH;

WHEREAS, the City has agreed to guarantee the aforesaid loans;

WHEREAS, CMHC representatives have advised that CMHC is requiring the same or similar guarantees from all municipalities with wholly owned housing providers which are receiving loans under the National Housing Strategy Co-Investment Fund – Repair and Renewal Stream; and

WHEREAS, to avoid any uncertainty relating to the guarantee obligations of the City to CMHC, Council wishes to confirm its acceptance of an unlimited guarantee and indemnify to CMHC with respect to the loans between CMHC and CHH.

THEREFORE, BE IT RESOLVED:

That Item 2 of the Emergency and Community Services Committee Report 21-005, respecting Report HSC19048(a) Accessing Capital Repair Funds National Housing Strategy Co-Investment Fund CityHousing Hamilton, which was approved by Council on May 12, 2021, **be amended**, by deleting and replacing **sub-section (c) and adding sub-section (d)** to read as follows:

- 2. Accessing Capital Repair Funds from the National Housing Strategy Co-Investment Fund for CityHousing Hamilton (HSC19048(a)) (City Wide) (Item 10.1)**
 - (a) That the General Manager of Healthy and Safe Communities Department, as the Service Manager, be authorized to enter into and execute the Letter of Intent with the Canadian Mortgage and Housing Corporation for funding through the National Housing Strategy Co-Investment Fund – Repair and Renewal Stream to support CityHousing Hamilton;
 - (b) That staff report back to the Emergency and Community Services Committee with any Service Manager consents or other approvals

required to execute CityHousing Hamilton's Credit Agreement with the Canadian Mortgage and Housing Corporation for the National Housing Strategy Co-Investment – Repair and Renewal Stream;

- ~~(c) That the City of Hamilton will act as guarantor of the long-term financing and performance obligations identified in the Letter of Intent, not to exceed \$87,413,328 in repayable loans and \$58,275,552 in forgivable loans and that the General Manager, Finance and Corporate Services, and City Clerk be authorized to execute any agreements and ancillary documents relating to the guarantee;~~
- (c) **That the City of Hamilton will enter into an unlimited payment and performance guarantee and indemnity agreement with CMHC with respect to these loans between CMHC and CHH, and that that the General Manager, Finance and Corporate Services Department and the City Clerk be authorized to execute any agreements and ancillary documents relating to the guarantee in a form satisfactory to the City Solicitor; and**
- (d) **That the General Manager, Healthy and Safe Communities Department be authorized to enter into and execute the Credit Agreement, and all ancillary documents, with the Canadian Mortgage and Housing Corporation for funding through the National Housing Strategy Co-Investment Fund – Repair and Renewal Stream to support CityHousing Hamilton in a form satisfactory to the City Solicitor.**

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
 NOT PRESENT- Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 NOT PRESENT - 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
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

6.9 Appointments to School Board Properties Sub-Committee and CityHousing Hamilton Corporation Board of Directors for the remainder of the 2018 - 2022 Term of Council

(Farr/Danko)

- (a) That Councillor Maureen Wilson and Councillor Lloyd Ferguson, be appointed to the School Board Properties Sub-Committee, for the remainder of the 2018 – 2022 Term of Council; and
- (b) That Mayor Fred Eisenberger, be appointed to the CityHousing Hamilton Corporation Board of Directors for the remainder of the 2018 – 2022 Term of Council.

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
- NOT PRESENT- Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Russ Powers
- NOT PRESENT - 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
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Deputy Mayor - 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

(Pearson/Powers)

That the listing of Council Communication Updates from November 5, 2021 to November 18, 2021, be received.

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
- NOT PRESENT- Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Russ Powers
- NOT PRESENT - 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
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Deputy Mayor - 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 – November 10, 2021

(Pearson/Ferguson)

That the Closed Session Minutes dated November 10, 2021 be approved, as presented, and 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
 NOT PRESENT- Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 NOT PRESENT - 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
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

(Johnson/Pauls)

That Council move into Closed Session respecting Item 10.2, Report CM21016, Appointment of General Manager, Healthy and Safe Communities, pursuant to Section 9.1, Sub-section (d) of the City's Procedural By-law 21-021 and Section 239(2), Sub-section (d) of the *Ontario Municipal Act*, 2001, as amended, as the subject matters pertains to labour relations and employee negotiations.

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
 NOT PRESENT- Ward 4 Councillor Sam Merulla

YES - Ward 5 Councillor Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeeck
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

**10.2 Appointment of General Manager, Healthy and Safe Communities (CM21016)
(City Wide)**

(Nann/Clark)

- (a) That the directions to staff in Closed Session, be approved; and
- (b) That Report CM21016 respecting the appointment of the General Manager, Healthy and Safe Communities 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
NOT PRESENT- Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeeck
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

BY-LAWS AND CONFIRMING BY-LAW

(Pearson/Farr)

That Bills No. 21-214 to No. 21-225, 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:

- 214 Establish City of Hamilton Land Described as Part of Block 118 on Plan 62M-1118 as Part of Davinci Boulevard

Ward: 14

- 215 To Amend By-law No. 20-205, Being a By-law to Adopt and Maintain a Procurement Policy for the City of Hamilton
Ward: City Wide
- 216 To Establish city of Hamilton Land Described as Block 20 on Plan 62M-637, Parts 7, 8, 9, 10, 11, 13 and 16 on Plan 62R-21497 and Part 3 on Plan 62R-21780 as Part of Osprey Drive
Ward: 12
- 217 To Amend By-law No. 07-1701, Being a By-law to License and Regulate Various Businesses
Schedule 20 (Residential Care Facilities)
Ward: City Wide
- 218 To Adopt Official Plan Amendment No. 156 to the Urban Hamilton Official Plan Respecting 1086 West Fifth Street (City of Hamilton)
Ward: 8
- 219 To Amend Zoning By-law No. 6593 Respecting Lands Located at 1086 West 5th Street (Hamilton)
CI-21-B
Ward: 8
- 220 To Amend Zoning By-law No. 05-200 Respecting Lands Located at 1086 West 5th Street (Hamilton)
CI-21-B
Ward: 8
- 221 To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking
Schedule 8 (No Parking Zones)
Schedule 12 (Permit Parking Zones)
Schedule 13 (No Stopping Zones)
Schedule 14 (Wheelchair Loading Zones)
Ward: 2, 3, 4, 5, 6, 7, 13
- 222 To Amend City of Hamilton By-law No. 03-272, being a By-law to Impose Fees and Charges Respecting the Use of the City of Hamilton Sanitary Sewage System and to Implement a Wastewater Abatement Program
Ward: City Wide
- 223 To Amend City of Hamilton By-law No. 06-026, being a By-law to Regulate the Installation, Connection and Use of Sewers and Drains in the City of Hamilton
Ward: City Wide
- 224 To Amend City of Hamilton By-law No. R84-026, being a By-law Respecting the Management and Maintenance of the Water Works Systems of the Regional

Municipality of Hamilton-Wentworth and the Establishment of Water Rates and Charges
Ward: City Wide

225 To Confirm the Proceedings of City Council

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
NOT PRESENT- Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Pearson/Johnson)

That, there being no further business, City Council be adjourned at 11:53 a.m.

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
NOT PRESENT- Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - 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
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Deputy Mayor - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Respectfully submitted,

Mayor F. Eisenberger

Andrea Holland
City Clerk