



CITY COUNCIL MINUTES 22-011

9:30 a.m.
May 11, 2022
Council Chamber
Hamilton City Hall
71 Main Street West

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

Absent: Councillor J. Farr – 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:

4. COMMUNICATIONS

4.5 Petition for Draining Works by Road Authority, from Peter Sniulis respecting Safari Road in the area of 1759 and 1727 is experiencing flooding and water over the road.

(a) Background Information respecting the Petition for Draining Works (Item 4.5)

Recommendation: ***Be received and referred to staff for the preparation of a report to be considered by the Public Works Committee.***

4.7 Correspondence respecting the Mandatory COVID-19 Vaccination Verification Policy and the cost of terminating employees:

- (j) Patricia Nicholson
- (k) Craig Burley
- (l) Wayne and Bonnie Paterson

Recommendation: Be received.

4.11 Correspondence respecting safer streets:

- (a) Sean and Taryn Theriault
- (b) Fleur McGeoch
- (c) Daniel Dunham and Margaret Juraj
- (d) Mike Lyons
- (e) Kevin Mutch and Melissa Murray-Mutch
- (f) Heather Ohrt
- (g) Ian and Kathleen Fox
- (h) Jess Atkinson
- (i) Brie Berry
- (j) Maureen McKeating
- (k) Allison Branston
- (l) Darren Stewart-Jones
- (m) Marian Toth
- (n) Brian Suta
- (o) Amy Norris-Lue
- (p) Mary Helen Rosenberg
- (q) Suzanne Levy
- (r) Beth Hovius
- (s) Kourtney Michaelis
- (t) Deborah Tomlinson-Veit
- (u) Matthew Higginson
- (v) Sheryl Boblin
- (w) Ian MacPherson
- (x) Craig Burley
- (y) Kathleen Suta
- (z) Holly McWilliams
- (aa) Brent van Staaldunin
- (ab) Allison Barnes
- (ac) Samantha Sargent
- (ad) Yvette Cowe
- (ae) Jeanette Eby
- (af) Larry Snaidero
- (ag) Jacob Bohnert
- (ah) David Broom
- (ai) Kaitlyn Jardine and Jamie Dugan
- (aj) Sean Gadoury
- (ak) Jason Morse
- (al) Deborah DiLiberto
- (am) Tasha Findlay-Clairmont

- (an) Zoubin Zarin
- (ao) Barb Williams and Family
- (ap) Melanie Rampen
- (aq) Larissa Ciupka
- (ar) Chris Ritsma
- (as) Stephanie Vegh
- (at) Kristin Campbell
- (au) Marijus Gudinskas
- (av) Ian Turner
- (aw) Matteo Scardellato

Recommendation: Be received and referred to the consideration of Item 7.2 Safety Enhancements to Major Arterial Roads.

- 4.12 Correspondence from Bob Maton respecting the denial of Application UHOPA-22-004 for an 8 storey condo at 392-412 Wilson Street East in Ancaster.

Recommendation: Be received and referred to the consideration of Item 6 of Planning Committee Report 22-007.

7. NOTICES OF MOTION

- 7.1 Reaffirming Council's Position on the Amendments Required to the *Highway Traffic Act*, to Include Right-of-Way Legislation for Pedestrians
- 7.2 Safety Enhancements to Major Arterial Roads
- 7.3 Banning of Hate Symbols

11. BY-LAWS AND CONFIRMING BY-LAW

- 116 To Permanently Close and Sell a Portion of Pinot Crescent, Stoney Creek, namely Part of Pinot Crescent, Plan 62M-1241, City of Hamilton, designated as Parts 1, 2 and 3 on 62R-21878; City of Hamilton
Ward: 10

(Johnson/Pearson)

That the agenda for the May 11, 2022 meeting of Council be approved, as amended.

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

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

CEREMONIAL ACTIVITY

Smart Cities Connect - Smart 50 Award to City of Hamilton

This is the 6th Annual Smart 50 Awards Honoring the 50 most transformative smart projects each year. The Smart 50 Awards, in partnership with Smart Cities Connect and Smart Cities Connect Foundation annually, recognize global smart cities projects, honoring the most innovative and influential work.

True Smart Cities at City of Hamilton Using IRIS AI Technologies

Maintenance is critical to the safety and resilience of our infrastructure, yet most technology that gathers asset condition data is expensive or impractical at scale. The award-winning solution enables cities to monitor road and right-of-way infrastructure at a substantially lower cost by using dash cameras with artificial intelligence (AI) to detect road hazards and defects in real time. Additional benefits to the technology includes frequent reporting on industry-standard pavement assessment indexes, right-of-way inventories and assessments and real time mobility data such as vehicle, ped and bike counts, all in one pass. Installed on ubiquitous municipal fleets such as buses and waste collection trucks, IRIS is able to provide frequent, timely and cost-effective pavement and roadway data collection unlike anything offered in the marketplace today. IRIS' technology also reducing significant GHG emissions by replacing dedicated patrols and surveys - while collecting real time data that is applicable and of use to various departments and divisions at the City Of Hamilton. IRIS is also a Hamilton/ Innovation Factory based company and won various local awards including Lions lair 2019. IRIS also works closely with McMaster, Mohawk and other local stakeholders.

DECLARATIONS OF INTEREST

Councillor B. Clark declared a disqualifying interest to Item 4.8 of the Communication Items, respecting the Correspondence respecting the Appeal of Draft Plan of Subdivision Application 25T201806 for Lands Located at 140 Garner Road East, Ancaster (PED22096) (Ward 12), as his son has a retail business interest with the principal of Urban Solutions.

Councillor B. Clark declared a disqualifying interest to Item 4.12 of the Communication Items, respecting the Correspondence from Bob Maton respecting the denial of Application UHOPA-22-004 for an 8 storey condo at 392-412 Wilson Street East in Ancaster, as his son has a retail business interest with the principal of Urban Solutions.

Councillor B. Clark declared a disqualifying interest to Item 5 of Planning Committee Report 22-007, respecting the Appeal of Draft Plan of Subdivision Application 25T-201806 for Lands Located at 140 Garner Road East, Ancaster (PED22096), as his son has a retail business interest with the principal of Urban Solutions.

Councillor B. Clark declared a disqualifying interest to Item 6 of Planning Committee Report 22-007, respecting the Applications for Amendments to the Urban Hamilton Official Plan and Zoning By-law No. 05-200 for Lands Located at 392, 398, 400, 402, 406, and 412 Wilson Street East and 15 Lorne Avenue (Ancaster) (PED22070) (Ward 12), as his son has a retail business interest with the principal of Urban Solutions.

Councillor B. Clark declared a disqualifying interest to Item 9 of Planning Committee Report 22-007, respecting Appeal to the Ontario Land Tribunal (OLT) for Refusal of an HCA Permit for Lands Located at 140 Garner Road East (Ancaster) (OLT-21-001567) (LS22020/PED22096(a)) (Ward 12), as his son has a retail business interest with the principal of Urban Solutions.

Councillor E. Pauls declared a non-disqualifying interest to Item 5 of Public Works Report 22-007 respecting the Joint Action by City of Hamilton and Hamilton Police Service to Improve Pedestrian Safety, as her son is employed by the Hamilton Police Service.

Councillor M. Wilson declared a non-disqualifying interest to Item 8 of the General Issues Committee Report 22-009, respecting Facility Naming Sub-Committee Report 22-001, regarding the Renaming of the MacNab Transit Terminal to The Frank A. Cooke Transit Terminal, as the Terminal is being named after her spouse's grandfather.

APPROVAL OF MINUTES OF PREVIOUS MEETING
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3.1 April 27, 2022

(Powers/Merulla)

That the Minutes of the April 27, 2022 meeting of Council be approved, as presented.

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

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

COMMUNICATIONS

(Wilson/Merulla)

That Council Communications 4.1 to 4.12 be approved, as presented, as follows:

- 4.1 Correspondence from the Honourable Sylvia Jones, Solicitor General respecting the province's commitment to review and update regulations under the *Provincial Animal Welfare Services Act, 2019* (PAWS Act) to keep animals safe.

Recommendation: Be received.

- 4.2 Correspondence from the Town of South Bruce Peninsula requesting support for their resolution requesting that the Government of Canada review its rebate program and consider implementing their rebate program in the same manner as that of Ontario.

Recommendation: Be received.

- 4.3 Correspondence from the Ministry of the Environment, Conservation and Parks advising that the Ministry is moving forward with Phase 2 regulations to improve the governance, oversight, transparency and accountability of conservation authority (CA) operations.

Recommendation: Be received.

- 4.4 Correspondence from the Multi-Municipal Wind Turbine Working Group respecting their resolution to address concerns raised related to noise and the public safety of citizens.

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

- 4.5 Petition for Draining Works by Road Authority, from Peter Sniulis respecting Safari Road in the area of 1759 and 1727 is experiencing flooding and water over the road.

- (a) Background Information respecting the Petition for Draining Works (Item 4.5)

Recommendation: Be received and referred to staff for the preparation of a report to be considered by the Public Works Committee.

- 4.6 Correspondence from Harry Akamphuber respecting File no. ZAC-17-064.

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

4.7 Correspondence respecting the Mandatory COVID-19 Vaccination Verification Policy and the cost of terminating employees:

- (a) Hayley Vlietstra
- (b) Betty Vlietstra
- (c) Bob Maton
- (d) Eric Vlietstra
- (e) Fred Vlietstra
- (f) Rachel Van Dooren
- (g) Sarah Vlietstra
- (h) Robert Cooper
- (i) Harry Droogendyk
- (j) Patricia Nicholson
- (k) Craig Burley
- (l) Wayne and Bonnie Paterson

Recommendation: Be received.

4.8 Correspondence respecting the Appeal of Draft Plan of Subdivision Application 25T201806 for Lands Located at 140 Garner Road East, Ancaster (PED22096) (Ward 12):

- (a) Edin Zeljkovic
- (b) Kathy Garneau
- (c) George Counter
- (d) Shannon French
- (e) Judy Lanza

Recommendation: Be received and referred to the consideration of Item 5 of Planning Committee Report 22-007.

4.9 Correspondence from the Honourable Peter Bethlenfalvy, Minister of Finance in response to the City's request to establish a Vacant Home Tax for the purposes of improving housing supply and choice in Hamilton.

Recommendation: Be received and referred to the General Issues Committee for further discussion.

4.10 Correspondence from Association of Municipalities Ontario (AMO) respecting Call for Nominations for 2022-2024 AMO Board of Directors.

Recommendation: Be received.

4.11 Correspondence respecting safer streets:

- (a) Sean and Taryn Theriault
- (b) Fleur McGeoch
- (c) Daniel Dunham and Margaret Juraj
- (d) Mike Lyons
- (e) Kevin Mutch and Melissa Murray-Mutch

- (f) Heather Ohrt
- (g) Ian and Kathleen Fox
- (h) Jess Atkinson
- (i) Brie Berry
- (j) Maureen McKeating
- (k) Allison Branston
- (l) Darren Stewart-Jones
- (m) Marian Toth
- (n) Brian Suta
- (o) Amy Norris-Lue
- (p) Mary Helen Rosenberg
- (q) Suzanne Levy
- (r) Beth Hovius
- (s) Kourtney Michaelis
- (t) Deborah Tomlinson-Veit
- (u) Matthew Higginson
- (v) Sheryl Boblin
- (w) Ian MacPherson
- (x) Craig Burley
- (y) Kathleen Suta
- (z) Holly McWilliams
- (aa) Brent van Staaldunin
- (ab) Allison Barnes
- (ac) Samantha Sargent
- (ad) Yvette Cowe
- (ae) Jeanette Eby
- (af) Larry Snaidero
- (ag) Jacob Bohnert
- (ah) David Broom
- (ai) Kaitlyn Jardine and Jamie Dugan
- (aj) Sean Gadoury
- (ak) Jason Morse
- (al) Deborah DiLiberto
- (am) Tasha Findlay-Clairmont
- (an) Zoubin Zarin
- (ao) Barb Williams and Family
- (ap) Melanie Rampen
- (aq) Larissa Ciupka
- (ar) Chris Ritsma
- (as) Stephanie Vegh
- (at) Kristin Campbell
- (au) Marijus Gudinskas
- (av) Ian Turner
- (aw) Matteo Scardellato

Recommendation: Be received and referred to the consideration of Item 7.2
Safety Enhancements to Major Arterial Roads.

- 4.12 Correspondence from Bob Maton respecting the denial of Application UHOPA-22-004 for an 8 storey condo at 392-412 Wilson Street East in Ancaster.

Recommendation: Be received and referred to the consideration of Item 6 of Planning Committee Report 22-007.

Due to declared conflicts, Items 4.8 and 4.12, were voted on separately as follows:

- 4.8 Correspondence respecting the Appeal of Draft Plan of Subdivision Application 25T201806 for Lands Located at 140 Garner Road East, Ancaster (PED22096) (Ward 12):

- (a) Edin Zeljkovic
- (b) Kathy Garneau
- (c) George Counter
- (d) Shannon French
- (e) Judy Lanza

Recommendation: Be received and referred to the consideration of Item 5 of Planning Committee Report 22-007.

- 4.12 Correspondence from Bob Maton respecting the denial of Application UHOPA-22-004 for an 8 storey condo at 392-412 Wilson Street East in Ancaster.

Recommendation: Be received and referred to the consideration of Item 6 of Planning Committee Report 22-007.

Result: Motion on Items 4.8 and 4.12 of the Communication Items, CARRIED by a vote of 12 to 0, as follows:

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

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

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

(Wilson/Johnson)

That Council move into Committee of the Whole for consideration of the Committee Reports.

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

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

BOARD OF HEALTH REPORT 22-005**(Wilson/VanderBeek)**

That Board of Health Report 22-005, being the meeting held on Monday, May 2, 2022, be received.

Result: Motion on the Board of Health Report 22-005, CARRIED by a vote of 13 to 0, as follows:

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

PUBLIC WORKS COMMITTEE REPORT 22-007**(Nann/Powers)**

That Public Works Committee Report 22-007, being the meeting held on Monday, May 2, 2022, be received and the recommendations contained therein be approved.

Result: Motion on Public Works Committee Report 22-007, CARRIED by a vote of 13 to 0, as follows:

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

YES - Ward 9 Councillor Brad Clark

PLANNING COMMITTEE REPORT 22-007

(Ferguson/Johnson)

That Planning Committee Report 22-007, being the meeting held on Tuesday, May 3, 2022, be received and the recommendations contained therein be approved.

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

5. Appeal of Draft Plan of Subdivision Application 25T-201806 for Lands Located at 140 Garner Road East, Ancaster (PED22096) (Ward 12) (Item 10.1)

That Report PED22096 respecting Appeal of Draft Plan of Subdivision Application 25T-201806 for Lands Located at 140 Garner Road East, Ancaster, be received.

Result: Motion on Item 5 of the balance of Planning Committee Report 22-007, CARRIED by a vote of 12 to 0, as follows:

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

Due to a declared conflict, Item 6, was voted on separately as follows:

6. Applications for Amendments to the Urban Hamilton Official Plan and Zoning By-law No. 05-200 for Lands Located at 392, 398, 400, 402, 406, and 412 Wilson Street East and 15 Lorne Avenue (Ancaster)(PED22070) (Ward 12) (Item 10.2)

- (a) That Urban Hamilton Official Plan Amendment Application UHOPA-22-004, by Wilson St. Ancaster Inc. (c/o Giovanni Fiscaletti, Applicant / Owner), to amend the Ancaster Wilson Street Secondary Plan to redesignate the lands located at 15 Lorne Avenue from "Low Density Residential 1" designation to "Mixed Use - Medium Density" designation with a "Pedestrian Focus"; and, to establish a Site Specific Policy to permit an eight storey mixed use development with a maximum density of 220 units per hectare and provide for the relocation of the existing designated heritage building from 398 Wilson Street East to 15 Lorne

Avenue, on lands located at 392, 398, 400, 402, 406, and 412 Wilson Street East, as shown on Appendix "A" attached to Report PED22070, be DENIED on the following basis:

- (i) That the proposed amendment does not meet the general intent of the Urban Hamilton Official Plan and the Ancaster Wilson Street Secondary Plan with respect to the following matters: right-of-way dedications, building height, residential density, massing, privacy, overlook, setbacks, and compatibility with and enhancement of the character of the existing neighbourhood.
 - (ii) The mass, height, and bulk of the proposal is not considered to be good planning and is considered an overdevelopment of the site;
- (b) That Zoning By-law Amendment Application ZAC-22-011, by Wilson St. Ancaster Inc. (c/o Giovanni Fiscaletti, Applicant / Owner), to change the zoning from the Existing Residential "ER" Zone, the Mixed Use Medium Density - Pedestrian Focus (C5a, 570) Zone, and the Mixed Use Medium Density - Pedestrian Focus (C5a, 570, 651) Zone to a modified Mixed Use Medium Density - Pedestrian Focus (C5a) Zone, to permit an eight storey mixed use development with a maximum density of 220 units per hectare, with 1,677 m² of at grade commercial space and 169 dwelling units above with 55 surface parking spaces and 257 underground parking spaces, on lands located at 392, 398, 400, 402, 406, and 412 Wilson Street East and to relocate the existing designated heritage building on the lands located at 398 Wilson Street East to the lands located at 15 Lorne Avenue, as shown on Appendix "A" attached to Report PED22070, be DENIED on the following basis:
- (i) That the proposed change in zoning does not meet the general intent of the Urban Hamilton Official Plan and the Ancaster Wilson Street Secondary Plan with respect to building height, setbacks, and massing;
 - (ii) That the proposal does not meet the general intent of the Zoning By-law with regards to allowable building height, setbacks, minimum side yard, planting strip;
 - (iii) That the proposal is not considered to be good planning and is considered an overdevelopment of the site.

Result: Motion on Item 6 of the balance of Planning Committee Report 22-007, CARRIED by a vote of 12 to 0, as follows:

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

Due to a declared conflict, Item 9, was voted on separately as follows:

9. Appeal to the Ontario Land Tribunal (OLT) for Refusal of an HCA Permit for Lands Located at 140 Garner Road East (Ancaster) (OLT-21-001567) (LS22020/PED22096(a)) (Ward 12) (Added Item 14.2)

- (a) That the directions to staff in closed session respecting Report LS22020/PED22096(a) be released to the public, following approval by Council;
- (b) That the balance of Report LS22020/PED22096(a) remain confidential.

Result: Motion on Item 9 of the balance of Planning Committee Report 22-007, CARRIED by a vote of 12 to 0, as follows:

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

Result: Motion on the balance of Planning Committee Report 22-007, CARRIED by a vote of 14 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls

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

GENERAL ISSUES COMMITTEE REPORT 22-009

(Wilson/Pearson)

That General Issues Committee Report 22-009, being the meeting held on Wednesday, May 4, 2022, be received and the recommendations contained therein be approved.

**6. Open Streets Temporary Linear Urban Park (PED22075) (City Wide)
(Item 10.3)**

(Eisenberger/Clark)

That Item 6 (g) of General Issues Committee Report 22-009, respecting Open Streets Temporary Linear Urban Park (PED22075), be ***amended*** to include '***and report back to the General Issues Committee for consideration***', as follows:

- (g) That, prior to the implementation of any Open Streets Temporary Linear Urban Park, staff be directed to provide opportunity for direct resident engagement to include, but not be limited to, the use of Engage Hamilton to invite residents along the King Street stretch to comment on this matter, ***and report back to the General Issues Committee for consideration.***

Result: Amendment to Item 6 (g) of the General Issues Committee Report 22-009, CARRIED by a vote of 14 to 0, as follows:

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

Result: Motion on the General Issues Committee Report 22-009, As Amended, CARRIED by a vote of 13 to 0, as follows:

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

EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 22-007

(Clark/Merulla)

That Emergency and Community Services Committee Report 22-007, being the meeting held on Thursday, May 5, 2022, be received and the recommendations contained therein be approved.

Result: Motion on the Emergency and Community Services Committee Report 22-007, CARRIED by a vote of 13 to 0, as follows:

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

(Wilson/Nann)

That Council rise from Committee of the Whole to consider the Committee Reports.

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

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

MOTIONS

6.1 Reaffirming Council's Position on the Amendments Required to the *Highway Traffic Act*, to Include Right-of-Way Legislation for Pedestrians**(Merulla/Danko)**

WHEREAS, Council on November 13, 2013 requested that the Province of Ontario amend the Highway Traffic Act, to include right-of-way legislation for pedestrians, in order to create a complete streets environment; and

WHEREAS, the City of Hamilton is currently seeing a high volume of accidents involving automobiles and pedestrians.

THEREFORE, BE IT RESOLVED:

That Council reaffirm their previous request for the Province of Ontario to amend the *Highway Traffic Act*, to include right-of-way legislation for pedestrians.

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

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko

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

6.2 Safety Enhancements to Major Arterial Roads

(Wilson/Nann)

WHEREAS, 10 people have been killed and many others have suffered serious injury from collisions on Hamilton's streets since January 2022;

WHEREAS, the City of Hamilton's annual collision report provides statistical data on all reported collisions on City of Hamilton roads during a five-year period;

WHEREAS, there have been 70 fatal incidents, including 26 pedestrians and 2 cyclists over the past five years (2017-2021) on Hamilton streets because of collisions;

WHEREAS, the annual collision report reveals an over representation of fatal and injury collision along Main and King Streets in Hamilton;

WHEREAS, the Multi-Modal Transportation focus area under the Term of Council Priorities 2018 – 2022, it is identified that safety measures will be built in to ensure road safety for all road users in-line with the principles of a Vision Zero strategy;

WHEREAS, in 2019 Hamilton City Council approved the City of Hamilton Vision Zero Action Plan 2019-2025 which identifies that fatalities and serious injuries on our roads are preventable and that no loss of life is acceptable;

WHEREAS, Hamilton City Council voted unanimously in support of a Vision Zero Action plan which states that our city's street designs should minimize risk to all users, especially vulnerable users such as children, older adults and people with disabilities;

WHEREAS, the implementation of LRT in the Main-King-Queenston corridor will transform our city and act as a catalyst for re-prioritizing road space with a focus on pedestrians;

WHEREAS, Hamilton City Council voted unanimously to apply equity, diversity and inclusion principles to all city actions and practices, including transportation design, operations and capital funding;

WHEREAS, Hamilton City Council unanimously declared a climate emergency that committed the municipality to prioritizing climate action and sustainability;

WHEREAS, equitable mobility means that all residents have an opportunity to move around reliably and safely regardless of their abilities, income, race, gender, postal code and means of transportation;

WHEREAS, the removal of unsafe conditions created by the existing design and operation of Main and King Streets would support healthy lives, social development, economic opportunities and civic participation for all Hamilton residents;

WHEREAS, Complete Streets is an approach to planning, design, building, operating and maintaining streets that enable safe access for all people who need to use them;

WHEREAS, the Hamilton Police Service have publicly reported that the structural redesign of Main and King is necessary to address the sustained pattern of fatalities and injuries; and

WHEREAS, the City must honour its stated commitments to safety, accessibility, equity, mitigating the impact of climate change to create a healthier, more liveable and prosperous city.

THEREFORE, BE IT RESOLVED:

- (a) That staff identify actions that can be taken immediately to improve safety for all users along Main Street and King Street such as expanded and enhanced pedestrian space, temporary lane reductions, removal of parking restrictions, reduced speed limit, synchronized traffic signal options, no right turn on red restrictions at intersections, and leading pedestrian intervals;
- (b) That the conversion of Main Street from one-way to two-way be approved as an immediate safety intervention and that an implementation plan be developed for the conversion of Main Street from one-way to two-way that integrates a Complete Streets redesign that will enable safer use for all people who need to use the streets including public transit riders, pedestrians, motorists and cyclists and that these spaces also contribute to climate resilience by providing shade trees and permeable surfaces;
- (c) That staff be directed to undertake engagement with the public and advisory committees on the medium- and long-term vision of Main Street that leverages a Complete Streets, EDI and Climate Change approach;
- (d) That staff consult with Metrolinx and the Ministry of Transportation on the implications of the implementation plan on LRT and Highway 403 interchanges;
- (e) That staff report back in early 2023 with an implementation plan for the two-way conversion of Main Street that includes an assessment of costs, construction timing and resource requirements;
- (f) That the City retain a consultant to prepare the implementation plan for Main Street funded from Vision Zero Priorities Capital Budget (#4662020050) at an upset limit of \$400,000; and

- (g) That staff update and reassess all remaining one-way streets in the City of Hamilton utilizing the street conversion framework identified in the Transportation Master Plan and report back to Council.

Upon Council's request, sub-section (b) of Item 6.2 was voted on separately, as follows:

- (b) That the conversion of Main Street from one-way to two-way be approved as an immediate safety intervention and that an implementation plan be developed for the conversion of Main Street from one-way to two-way that integrates a Complete Streets redesign that will enable safer use for all people who need to use the streets including public transit riders, pedestrians, motorists and cyclists and that these spaces also contribute to climate resilience by providing shade trees and permeable surfaces;

Result: Motion on sub-section (b) of Item 6.2 CARRIED by a vote of 12 to 2, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
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
NO - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
NO - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Result: Motion on the balance of the Item 6.2 CARRIED by a vote of 13 to 1, as follows:

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

NO - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6.3 Banning Hate Symbols

(Eisenberger/Johnson)

WHEREAS, Council voted to ban expressions and symbols associated with hate from public property within the City's jurisdiction August 9, 2021.

WHEREAS, Council at its meeting of June 23rd, 2021 endorsed Private Member's Bill C-313 *Banning Symbols of Hate Act*.

WHEREAS, the 43rd Parliament was dissolved on August 15th, 2021, bringing to an end all proceedings and bills before Parliament.

WHEREAS, Bill C-229 An Act to amend the Criminal Code (banning symbols of hate) was introduced for First Reading on February 3, 2022; and

WHEREAS, hateful symbols cause community and individual harm.

THEREFORE, BE IT RESOLVED:

- (a) That Hamilton City Council endorse Bill C-229, An Act to amend the Criminal Code (banning symbols of hate).
- (b) That Council requests the federal and provincial governments act swiftly to take action to ban symbols of hate.
- (c) That the Federal Government develop legislation that would clarify and strengthen the definition of hate speech and symbols; and work with all orders of government in addressing the root causes of hate speech; and
- (d) That the Provincial Government enact legislation to enable municipalities to make enforceable decisions regarding symbols deemed unacceptable by the local community; including a review of statutes where hate speech may be identified as illegal.

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

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger

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

NOTICES OF MOTION

7.1 Reaffirming Council's Position on the Amendments Required to the *Highway Traffic Act*, to Include Right-of-Way Legislation for Pedestrians

(Merulla/Danko)

That the rules of order be waived to allow for the introduction of a Motion respecting Reaffirming Council's Position on the Amendments Required to the *Highway Traffic Act*, to Include Right-of-Way Legislation for Pedestrians.

Result: Motion CARRIED by a 2/3rds vote of 13 to 0, as follows:

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

For further disposition of this matter, refer to Item 6.1

7.2 Safety Enhancements to Major Arterial Roads

(Wilson/Nann)

That the rules of order be waived to allow for the introduction of a Motion respecting Safety Enhancements to Major Arterial Roads.

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

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann

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

For further disposition of this matter, refer to Item 6.2

The Mayor relinquished the Chair to Deputy Mayor Wilson, in order to move the following motion:

7.3 Banning Hate Symbols

(Eisenberger/Johnson)

That the rules of order be waived to allow for the introduction of a Motion respecting the Banning of Hate Symbols.

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

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

For further disposition of this matter, refer to Item 6.3

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

STATEMENTS BY MEMBERS

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

COUNCIL COMMUNICATION UPDATES**(Wilson/Eisenberger)**

That the listing of Council Communication Updates from April 22, 2022 to May 5, 2022, be received.

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

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
NOT PRESENT - 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 – April 27, 2022**(Powers/Ferguson)**

That the Closed Session Minutes dated April 27, 2022 be approved, as presented, and remain confidential.

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

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko

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

BY-LAWS AND CONFIRMING BY-LAW

(Wilson/Clark)

That Bills No. 22-108 to 22-117, 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:

- 108 A By-law to Amend By-law No. 12-031, a By-law for Responsible Animal Ownership and to Repeal By-law No. 12-220
Ward: 2, 4, 12
- 109 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 14 (Wheelchair Loading Zones)
Ward: 2, 3, 4, 7, 12, 13
- 110 Respecting Removal of Part Lot Control, Part of Block 1, Registered Plan No. 62M1283, municipally known as 1288 Baseline Road, Stoney Creek
PLC-22-004
Ward: 10
- 111 To Amend By-law No. 21-207, being a By-law to Regulate Public Notices at Infill Constructions Sites
Ward: City Wide
- 112 Respecting the Appointments of a Chief Building Official, Deputies and Inspectors, and to Repeal By-law No. 22-041
Ward: City Wide
- 113 To Amend Zoning By-law No. 05-200 Respecting Lands Located at 9270 Haldibrook Road
ZAA-22-006
Ward: 11
- 114 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 1640 Trinity Church Road, Glanbrook
ZAA-22-010

Ward: 11

- 115 To Amend Zoning By-law No. 3581-86, Respecting Lands Located at 71 Main Street and 10 Baldwin Street, Dundas
ZAH-21-037
Ward: 13

- 116 To Permanently Close and Sell a Portion of Pinot Crescent, Stoney Creek, namely Part of Pinot Crescent, Plan 62M-1241, City of Hamilton, designated as Parts 1, 2 and 3 on 62R-21878; City of Hamilton
Ward: 10

- 117 To Confirm the Proceedings of City Council

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

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

(VanderBeek/Pauls)

That, there being no further business, City Council be adjourned at 12:56 p.m.

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

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

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

Respectfully submitted,

Mayor Fred Eisenberger

Andrea Holland
City Clerk