



## CITY COUNCIL MINUTES 22-016

9:30 a.m.  
July 8, 2022  
Council Chamber  
Hamilton City Hall  
71 Main Street West

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

**Absent:** Councillor T. Whitehead – Personal  
Councillor M. Wilson - Personal

Mayor F. 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. COMMUNICATIONS

- 5.3 Correspondence from Alma Sarai, Associate Producer / Summer Shakespeare Artistic Director, Tottering Biped Theatre respecting their performance of 'A Midsummer Night's Dream' for 3 weeks in August.

Recommendation: Be received.

- 5.4 Correspondence from the Ministry of the Attorney General in response to the Mayor's letter respecting support for Bill C-229 and a request for provincial legislation regarding hate speech and symbols.

Recommendation: Be received.

- 5.5 Correspondence from the Municipality of Tweed requesting support for their resolution requesting that the Ministry of Agriculture, Food and Rural Affairs review the administration fee provided to municipalities for the administration of the Ontario Wildlife Damage Compensation Program.

Recommendation: Be received.

- 5.6 Correspondence from Sarah Knoll, Associate - Senior Planner/Hamilton Manager and Stuart Hastings, Planner of GSP Group respecting 510 Centennial Parkway North, Hamilton.

Recommendation: Be received and referred to the consideration of Item 6 of Planning Committee Report 22-011.

- 5.7 Correspondence from Arlene Whatmough respecting the conversion of Main and King Street to Two Way.

Recommendation: Be received.

## **8. NOTICES OF MOTION**

- 8.1 Amendment to Item 11 of the Audit, Finance & Administration Committee Report 22-010, respecting the Grants Sub-Committee Report 22-002, which was approved by Council on May 25, 2022

## **12. BY-LAWS AND CONFIRMING BY-LAW**

- 172 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic  
Schedule 2 (Speed Limits)  
Schedule 31 (Designated Areas – Reduced Speed Limit – 40km/h  
Neighbourhoods)  
Ward: City Wide

- 173 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic  
Schedule 2 (Speed Limits)  
Schedule 9 (No Right Turn on Red)  
Ward: 1, 2, 3, 13

- 174 To Establish City of Hamilton Land Described as Part of Block 111 on Plan 62M1073, designated as Parts 1 and 2 on Plan 62R-21881 as Part of Watershore Drive  
Ward: 10
- 175 To Amend Zoning By-law No. 6593 (Hamilton) Respecting Lands Located at 1540 Upper Wentworth Street (Hamilton)  
ZAC-21-023  
Ward: 7
- 176 To Amend Zoning By-law No. 05-200 with Respect to Lands Located at 60 Caledon Avenue, Hamilton  
ZAC-21-025  
Ward: 8
- 177 To Repeal By-law No. 87-167 and to Amend Zoning By-law No. 6593 Respecting Lands Located at 221-223 Charlton Avenue East and 200 Forest Avenue, Hamilton  
ZAC-21-020  
Ward: 2
- 178 To Adopt Official Plan Amendment No. 169 to the Urban Hamilton Official Plan Respecting 20 Reid Avenue North, 11-17 and 41 Reid Avenue South, 22-116 Lang Street and 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22 and 24 Hayes Avenue (Hamilton)  
Ward: 4
- 179 Respecting Removal of Part Lot Control, Lot 4, Registered Plan No. 62M-1229, Municipally known as 73 Aeropark Boulevard, Hamilton  
PLC-22-009  
Ward: 11

**(Clark/Pauls)**

That the agenda for the July 8, 2022 meeting of Council be approved, as amended.

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

- NOT PRESENT - 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
- YES - Ward 6 Councillor Tom Jackson
- YES - Deputy Mayor - 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

<b>DECLARATIONS OF INTEREST</b>
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Councillor J. P. Danko, declared a non-disqualifying interest to Item 12 of General Issues Committee Report 22-014, respecting the Hamilton-Wentworth District School Board Liaison Committee Report 22-001, May 9, 2022, as his wife is the Chair of the Hamilton-Wentworth District School Board.

Mayor F. Eisenberger declared a non-disqualifying interest to Item 18 of General Issues Committee Report 22-014 respecting Report PED22045 - Property Acquisition and Exchange to Facilitate Parkland and New School, as his son works for the Conseil Scolaire Catholique Monavenir.

Councillor M. Pearson declared a disqualifying interest with Item 5 of Planning Committee Report 22-011, Application for a Zoning By-law Amendment for Lands Located at 1540 Upper Wentworth Street, Hamilton (PED22149) (Ward 7) as she is a landlord of rental properties.

Councillor M. Pearson declared a disqualifying interest with Item 7 of Planning Committee Report 22-011, Application for a Zoning By-law Amendment for Lands Located at 60 Caledon Avenue, Hamilton (PED22143) (Ward 8), as she is a landlord of rental properties.

Councillor A. VanderBeek declared a disqualifying interest with Item 5 of Planning Committee Report 22-011, Application for a Zoning By-law Amendment for Lands Located at 1540 Upper Wentworth Street, Hamilton (PED22149) (Ward 7) as she is a landlord of rental properties.

Councillor A. VanderBeek declared a disqualifying interest with Item 7 of Planning Committee Report 22-011, Application for a Zoning By-law Amendment for Lands Located at 60 Caledon Avenue, Hamilton (PED22143) (Ward 8), as she is a landlord of rental properties.

Councillor S. Merulla declared a non-disqualifying interest to Item 18 of General Issues Committee Report 22-014, respecting Report PED22045 - Property Acquisition and Exchange to Facilitate Parkland and New School, as his daughter works for the Conseil Scolaire Catholique Monavenir.

Councillor S. Merulla declared a disqualifying interest with Item 5 of Planning Committee Report 22-011, Application for a Zoning By-law Amendment for Lands Located at 1540 Upper Wentworth Street, Hamilton (PED22149) (Ward 7) as he is a landlord of rental properties.

Councillor S. Merulla declared a disqualifying interest with Item 7 of Planning Committee Report 22-011, Application for a Zoning By-law Amendment for Lands Located at 60 Caledon Avenue, Hamilton (PED22143) (Ward 8), as he is a landlord of rental properties.

Councillor B. Clark declared a disqualifying interest with Item 25 of Public Works Committee Report 22-011, Dewatering of Groundwater from the Roxborough Mixed Income/Tenure Demonstration Project to the City's Wastewater Collection System as his son has a retail business interest with the principal of the planning firm, Urban Solutions.

## CEREMONIAL ACTIVITIES

### 3.1 The Lifesaving Society Rescue Award of Merit Presentations

Mayor Eisenberger welcomed the four young lifeguards who were nominated for the Lifesaving Society Rescue Award of Merit to the meeting:

- Emma Paskvalin
- Elizabeth Aszcko
- Daniella Mesic, and
- Alexandra Pereira

Sergeant Phil Pourier who was in attendance and was present as Acting Sergeant on duty, when the water rescue in Lake Ontario (at Lakeland Swimming Pool) occurred on Labour Day weekend 2020, was impressed with the abilities and the commitment these lifeguards had, not only in searching for the victim, but in also ensuring the safety of all of those around them, risking their safety and going above and beyond.

The Lifesaving Society of Ontario is made up of committed leaders and partners in the delivery of water safety education throughout Canada and around the world and takes the lead responsibility for drowning prevention in Canada.

Mayor Eisenberger accompanied by Kathy Fisher of the Lifesaving Society of Ontario and Hamilton Police Chief Bergen presented Emma Paskvalin, Elizabeth Aszcko, Daniella Mesic, and Alexandra Pereira with Lifesaving Society Rescue Award of Merit certificates and expressed Council's deepest and heartfelt thanks in honour of their efforts and commitment to their critical skills as Lifeguards and helping others in crisis.

## APPROVAL OF MINUTES OF PREVIOUS MEETING

### 4.1 June 22, 2022

#### (Partridge/Ferguson)

That the Minutes of the June 22, 2022 meeting of Council be approved, as presented.

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

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson

YES - Deputy Mayor - 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

<b>COMMUNICATIONS</b>
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**(Pauls/Farr)**

That Council Communications 5.1 to 5.7 be approved, as **amended**, as follows:

- 5.1 Notice of the Passing of Education Development Charges Amending By-law, Hamilton-Wentworth Catholic District School Board.

Recommendation: Be received.

- 5.2 Correspondence from the Municipality of Brighton requesting support for their resolution requesting that the Minister of the Solicitor General, the Commissioner of the Ontario Provincial Police and the Premier's Office be requested to make the necessary changes to the Amber Alert system to create a new alert called the Draven Alert, which will protect vulnerable children who have not yet been abducted but are at high risk of danger, injury or death and alert the public that they are missing.

Recommendation: Be received **and referred to the consideration of Item 3 of Emergency and Community Services Committee Report 22-011.**

- 5.3 Correspondence from Alma Sarai, Associate Producer / Summer Shakespeare Artistic Director, Tottering Biped Theatre respecting their performance of 'A Midsummer Night's Dream' for 3 weeks in August.

Recommendation: Be received.

- 5.4 Correspondence from the Ministry of the Attorney General in response to the Mayor's letter respecting support for Bill C-229 and a request for provincial legislation regarding hate speech and symbols.

Recommendation: Be received.

- 5.5 Correspondence from the Municipality of Tweed requesting support for their resolution requesting that the Ministry of Agriculture, Food and Rural Affairs review the administration fee provided to municipalities for the administration of the Ontario Wildlife Damage Compensation Program.

Recommendation: Be received.

- 5.6 Correspondence from Sarah Knoll, Associate - Senior Planner/Hamilton Manager and Stuart Hastings, Planner of GSP Group respecting 510 Centennial Parkway North, Hamilton.

Recommendation: Be received and referred to the consideration of Item 6 of Planning Committee Report 22-011.

- 5.7 Correspondence from Arlene Whatmough respecting the conversion of Main and King Street to Two Way.

Recommendation: Be received.

**Result: Motion on the Communication Items, as Amended, CARRIED by a vote of 14 to 0, as follows:**

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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

**(Pauls/Farr)**

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

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

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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 22-013**

**(Pauls/Farr)**

That General Issues Committee Report 22-013, being the meeting held on Thursday, June 23, 2022, be received.

**Result: Motion on the General Issues Committee Report 22-013, CARRIED by a vote of 14 to 0, as follows:**

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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 22-014**

**(Pauls/Farr)**

That General Issues Committee Report 22-014, being the meeting held on Monday, July 4, 2022, be received and the recommendations contained therein be approved.

**(Partridge/VanderBeek)**

That Item 16 of the General Issues Committee Report 22-014, respecting the Memorandum of Understanding with City and Aeon Studios on Barton-Tiffany Lands (PED19063(d)) (Ward 2), be **amended** by adding sub-section (g), to read as follows:

- (g) *That after the transfer of net proceeds from the sale of Barton – Tiffany lands to the Hamilton Future Fund, that the Future Fund Board of Governors provide recommendations to Council concerning investments in affordable housing.***

**Result: *Amendment* to Item 16 of the General Issues Committee Report 22-014, CARRIED by a vote of 14 to 0, as follows:**

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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

Main Motion, as ***Amended***, to read as follows:

**16. Memorandum of Understanding with City and Aeon Studios on Barton-Tiffany Lands (PED19063(d)) (Ward 2) (Item 10.11)**

- (a) That the materials presented by Aeon Studio Group (Aeon) in Appendix “C” to Report PED19063(d) entitled “Aeon Studio Group Submission Package” and Confidential Appendix “D” entitled “Aeon Studio Group Confidential Submission Package – Preliminary Project Construction Costing”, be received;
- (b) That staff be authorized and directed to negotiate the necessary contractual agreements with Aeon, including a Master Development Agreement and/or proposed Agreement(s) of Purchase and Sale, based on the materials submitted by Aeon Studio Group, and the key City parameters, outlined in Appendix “C” to Report 22-014, and report to back to the General Issues Committee for approval, and on such terms and conditions deemed appropriate by the General Manager of Planning and Economic Development or designate, and in a form acceptable to the City Solicitor;
- (c) That staff be authorized and directed to undertake an appraisal, and to retain a development consultant to confirm the developability of the concept for the Barton-Tiffany lands, with a cost not to exceed \$150 K, to be funded from West Harbour Capital Project Account 4411706201, and report back to the General Issues Committee at the same time as the recommended agreements identified in Recommendation (b) of Report PED19063(d);
- (d) That Appendix “D” to Report PED19063(d), respecting the Memorandum of Understanding with City and Aeon Studios on Barton-Tiffany Lands, remain confidential;

- (e) That staff be directed to review opportunities for affordable housing through proceeds of the sale of the Barton-Tiffany lands and report back to the General Issues Committee; and,
- (f) That staff be directed to determine a definition of "affordable housing", from the City's perspective, in the forthcoming report, respecting review opportunities for affordable housing through proceeds of the sale of the Barton-Tiffany lands.
- (g) *That after the transfer of net proceeds from the sale of Barton – Tiffany lands to the Hamilton Future Fund, that the Future Fund Board of Governors provide recommendations to Council concerning investments in affordable housing.***

**Result: Main Motion, as Amended (Item 16) of the General Issues Committee Report 22-014, CARRIED by a vote of 14 to 0, as follows:**

NOT PRESENT - 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  
 YES - Ward 6 Councillor Tom Jackson  
 YES - Deputy Mayor - 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

Upon Council’s request, Item 6 was voted on separately, as follows:

**6. Commonwealth Games 2030 - Revised Memorandum of Understanding (PED19108(i)) (City Wide) (Item 10.1)**

That the General Manager of Finance and Corporate Services, or their designate, be authorized and directed to execute, on behalf of the City of Hamilton, a Memorandum of Understanding (MOU) with Hamilton100 Commonwealth Games Bid Corporation (Hamilton100), attached as Appendix “A” to Report 22-014, and any other required ancillary documents or agreements, all in a form satisfactory to the City Solicitor.

**Result: Motion on Item 6 of the General Issues Committee Report 22-014, CARRIED by a vote of 12 to 2, as follows:**

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - Ward 7 Councillor Esther Pauls  
NO - 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 balance of the General Issues Committee Report 22-014, CARRIED by a vote of 14 to 0, as follows:**

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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

**(Pauls/Farr)**

That Section 5.8(2) of the City's Procedural By-law 21-021, as Amended, 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 Planning Committee Report 22-011, Board of Health Report 22-007, Public Works Committee Report 22-011, Audit, Finance and Administration Committee Report 22-013 and Emergency and Community Services Committee Report 22-011.

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

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

<b>PLANNING COMMITTEE REPORT 22-011</b>
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**(Johnson/Ferguson)**

That Planning Committee Report 22-011, being the meeting held on Tuesday, July 5, 2022, be received and the recommendations contained therein be approved.

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

**5. Application for a Zoning By-law Amendment for Lands Located at 1540 Upper Wentworth Street, Hamilton (PED22149) (Ward 7) (Item 9.1)**

- (a) That Revised Zoning By-law Amendment Application ZAC-21-023 by T. Johns Consulting Group Ltd. c/o Katelyn Gillis on behalf of Hamilton East Kiwanis Non-Profit Homes Inc. c/o New Commons Development, owner, for a change in zoning from "RT-20" (Townhouse - Maisonette) District to "RT-20/S-1823" (Townhouse - Maisonette) District, Modified (Block 1) and "E-2/S-1823-H" (Multiple Dwellings) District, Modified, Holding (Block 2) in order to permit the demolition of two blocks of existing townhouses for the development of an eight storey, 126 unit multiple dwelling on a portion of the lands located at 1540 Upper Wentworth Street, as shown on Appendix "A" attached to Report PED22149, be APPROVED on the following basis.
- (i) That the draft By-law, attached as Appendix "B" to Report PED22149, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
  - (ii) That the amending By-law apply the Holding Provisions of Section 36(1) of the Planning Act, R.S.O. 1990 to the subject lands by introducing the Holding 'H' as a suffix to the proposed zoning for 1540 Upper Wentworth Street as shown on Schedule "A" of Appendix "B" attached to Report PED22149.

The Holding Provision "E-2/S-1823-H" (Multiple Dwellings) District, Modified, Holding, be removed conditional upon:

- 1) An acceptable tenant relocation and assistance plan addressing the right to return to occupy the replacement housing at similar

rents, the provision of alternative accommodation at similar rents, and other assistance to lessen the hardship, is provided to the satisfaction of the Director of Housing Services and the Director of Planning and Chief Planner;

- (iii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2020), conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019, as amended) and complies with the Urban Hamilton Official Plan (UHOP);
- (b) That upon finalization of the amending By-law, the subject lands be re-designated from "Attached Housing" to "High Density Apartments" in the Barnstown Neighbourhood Plan.
- (c) That the public submissions regarding this matter were received and considered by the Committee.

**Result: Motion on Item 5 of the Planning Committee Report 22-011, CARRIED by a vote of 10 to 1, as follows:**

NOT PRESENT - 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  
 YES - Ward 6 Councillor Tom Jackson  
 YES - Deputy Mayor - Ward 7 Councillor Esther Pauls  
 YES - Ward 8 Councillor John-Paul Danko  
 YES - Mayor Fred Eisenberger  
 NO - Ward 15 Councillor Judi Partridge  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead  
 NOT PRESENT - Ward 13 Councillor Arlene VanderBeek  
 YES - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 11 Councillor Brenda Johnson  
 CONFLICT - Ward 10 Councillor Maria Pearson  
 YES - Ward 9 Councillor Brad Clark

**(Johnson/Ferguson)**

WHEREAS, the Planning Committee on July 5, 2022, defeated the motion approving the recommendations contained within Report PED22129, respecting Urban Hamilton Official Plan Amendment (UHOPA-21-019) and Zoning By-law Amendment (ZAC-21-041) Applications for the Lands Located at 510 Centennial Parkway North; and

WHEREAS, a motion denying the Urban Hamilton Official Plan Amendment (UHOPA-21-019) and Zoning By-law Amendment (ZAC-21-041) Applications for the Lands Located at 510 Centennial Parkway North, is required;

THEREFORE, BE IT RESOLVED:

That Item 6 of the Planning Committee Report 22-011, respecting the Urban Hamilton Official Plan Amendment (UHOPA-21-019) and Zoning By-law Amendment (ZAC-21-041) Applications for the Lands Located at 510 Centennial Parkway North (PED22129) (Ward 5) (Item 9.3), be **amended**, to read as follows:

6. **Urban Hamilton Official Plan Amendment (UHOPA-21-019) and Zoning By-law Amendment (ZAC-21-041) Applications for the Lands Located at 510 Centennial Parkway North (PED22129) (Ward 5) (Item 9.3)**
  - (a) ***That Official Plan Amendment Application UHOPA-21-019 by Confederation Park Shopping Centres Limited and Confederation Park Shopping Centres II Limited, Owner (c/o Adam Anthony Hawkswell) for a further modification to Area Specific Policy - Area "D" in the Centennial Neighbourhoods Secondary Plan to permit the establishment of a four storey warehouse (mini storage facility), to restrict the maximum gross floor area of the mini storage use to 12,900 square metres and to permit a mini storage facility in addition to the existing maximum gross floor area cap of 45,058 square metres for all District Commercial uses, for lands located at 510 Centennial Parkway North, as shown on Appendix "A" attached to Report PED22129, be DENIED.***
  - (b) ***That Zoning By-law Amendment Application ZAC-21-041 by Confederation Park Shopping Centres Limited and Confederation Park Shopping Centres II Limited (c/o Adam Anthony Hawkswell) for a further modification to the "G-1/S-1613" (Designated Shopping Centre) District, Modified, to permit a four storey, 12,482 square metre warehouse (mini storage facility) on the lands located at 510 Centennial Parkway North, as shown on Appendix "A" attached to Report PED22129, be DENIED.***
  - (c) That the public submissions regarding this matter were received and considered by the Committee.

**(Powers/Pearson)**

- (a) ***That Item 6 of the Planning Committee Report 22-011, respecting the Urban Hamilton Official Plan Amendment (UHOPA-21-019) and Zoning By-Law Amendment (ZAC-21-041) Applications for the Lands Located at 510 Centennial Parkway North (PED22129) (WARD 5), be referred to the August 9, 2022 Planning Committee meeting for further information and consideration; and***
- (b) ***That Communication Item 5.6, Correspondence from Sarah Knoll, Associate - Senior Planner/Hamilton Manager and Stuart Hastings, Planner of GSP Group respecting 510 Centennial Parkway North, Hamilton, be referred to the August 9, 2022 Planning Committee meeting for consideration.***

**Result: Amendment to Item 6 of the Planning Committee Report 22-011, CARRIED by a vote of 10 to 3 as follows:**

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - Ward 7 Councillor Esther Pauls  
NO - Ward 8 Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
NO - Ward 15 Councillor Judi Partridge  
NOT PRESENT - Ward 14 Councillor Terry Whitehead  
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
NO - Ward 11 Councillor Brenda Johnson  
YES - Ward 10 Councillor Maria Pearson  
YES - Ward 9 Councillor Brad Clark

Due to declared conflicts, Item 7 was voted on separately as follows:

- 7. Application for a Zoning By-law Amendment for Lands Located at 60 Caledon Avenue, Hamilton (PED22143) (Ward 8) (Item 9.4)**
- (a) That Revised Zoning By-law Amendment Application ZAC-21-025 by GSP Group Inc. c/o Brenda Khes on behalf of Victoria Park Community Homes Inc. and Hamilton East Kiwanis Non-Profit Homes Inc., owners, for a change in zoning from the Community Institutional (I2) Zone to the Community Institutional (I2, 810, H127) Zone, to permit the lands to be developed for two, six storey, multiple dwellings and five, three storey, maisonette (back-to-back townhouse) buildings on lands located at 60 Caledon Avenue, as shown as on Appendix "A" attached to Report PED22143, be APPROVED on the following basis:
- (i) That the draft By-law, attached as Appendix "B" attached to Report PED22143, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
- (ii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2020), conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019, as amended) and complies with the Urban Hamilton Official Plan (UHOP);
- (b) That the amending By-law apply the Holding Provision of Section 36(1) of the Planning Act, R.S.O. 1990 to the subject lands by adding the Holding symbol H127 to Schedule D of City of Hamilton Zoning By-law No. 05-200; and, that it shall be lifted upon completion of the following:

- (i) That the Owner submits and receives approval of an updated Functional Servicing Report and Stormwater Management Report and related drawings to demonstrate that adequate capacity exists in the existing municipal sanitary sewer downstream of the site to support the proposed development, to the satisfaction of the Director of Growth Management;
- (c) That upon finalization of the amending By-law, the subject lands be re-designated from "Civic and Institutional" to "Medium Density Apartments" in the Yeoville Neighbourhood Plan.
- (d) That the public submissions regarding this matter were received and considered by the Committee.

**Result: Motion on Item 7 of the Planning Committee Report 22-011, CARRIED by a vote of 11 to 0, as follows:**

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

**Result: Motion on the balance of the Planning Committee Report 22-011, CARRIED by a vote of 13 to 0, as follows:**

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - Ward 7 Councillor Esther Pauls  
YES - Ward 8 Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
YES - Ward 15 Councillor Judi Partridge  
NOT PRESENT - Ward 14 Councillor Terry Whitehead  
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson

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

<b>BOARD OF HEALTH REPORT 22-007</b>
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**(Pauls/Farr)**

That Board of Health Report 22-007, being the meeting held on Wednesday, July 6, 2022, be received and the recommendations contained therein be approved.

Upon Council's request, Item 2 was voted on separately as follows:

**2. Board of Health Governance Follow-Up (BOH21006(b)) (City Wide) (Item 7.1)**

- (a) That Report BOH21006(b), respecting a Board of Health Governance Follow-up, be received; and
- (b) That the Board of Health communicate with the province on the feasibility of including members of the public on the Board of Health, with a report back to the Board.

**Result: Motion on Item 2 of the Board of Health Report 22-007, CARRIED by a vote of 9 to 4, as follows:**

NOT PRESENT - 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  
NO - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - Ward 7 Councillor Esther Pauls  
NO - Ward 8 Councillor John-Paul Danko  
NO - Mayor Fred Eisenberger  
YES - Ward 15 Councillor Judi Partridge  
NOT PRESENT - Ward 14 Councillor Terry Whitehead  
NOT PRESENT - 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

Upon Council's request, Item 3 (c) was voted on separately as follows:

**3. Scarsin COVID-19 Forecasting Technology Procurement (BOH22013) (City Wide) (Item 10.1)**

- (c) That Appendix "A" to Report BOH22013 respecting Scarsin COVID-19 Forecasting Technology Procurement, remain confidential.

**Result: Motion on Item 3 (c) of the Board of Health Report 22-007, CARRIED by a vote of 9 to 3, as follows:**

NOT PRESENT - Ward 1 Councillor Maureen Wilson  
YES - Ward 2 Councillor Jason Farr  
NO - Ward 3 Councillor Nrinder Nann  
YES - Ward 4 Councillor Sam Merulla  
NOT PRESENT - Ward 5 Councillor Russ Powers  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - Ward 7 Councillor Esther Pauls  
YES - Ward 8 Councillor John-Paul Danko  
YES - Mayor Fred Eisenberger  
NO - Ward 15 Councillor Judi Partridge  
NOT PRESENT - Ward 14 Councillor Terry Whitehead  
NOT PRESENT - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 11 Councillor Brenda Johnson  
YES - Ward 10 Councillor Maria Pearson  
NO - Ward 9 Councillor Brad Clark

**Result: Motion on the balance of the Board of Health Report 22-007, CARRIED by a vote of 12 to 0, as follows:**

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

<b>PUBLIC WORKS COMMITTEE REPORT 22-011</b>
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**(Nann/Powers)**

That Public Works Committee Report 22-011, being the meeting held on Wednesday, July 6, 2022, be received and the recommendations contained therein be approved.

Due to a declared conflict, Item 25 was voted on separately as follows:

**25. Dewatering of Groundwater from the Roxborough Mixed Income/Tenure Demonstration Project to the City's Wastewater Collection System (Added Item 11.12)**

WHEREAS, the Roxborough Development Group has secured participation in the Canada Mortgage and Housing Corporation (CMHC) Rental Construction Financing Initiative (RCFI) program designed to facilitate the construction of new rental housing that is attainable and affordable, which is supporting the Roxborough Demonstration Project to construct 352 affordable rental units;

WHEREAS, there is a significant time sensitivity to beginning the construction of the apartment towers that incorporate these affordable rental units;

WHEREAS, the Roxborough Demonstration Project has approval from the Ministry of the Environment, Conservation and Parks to construct an underground stormwater detention tank with a maximum storage volume of 2,000 cubic metres;

WHEREAS, the groundwater levels in the area will impact the future operation, serviceability and maintenance of the underground stormwater detention tank;

WHEREAS, the Roxborough Development Group plans to remove groundwater from the property in order to sustain the future operation of the stormwater detention tank;

WHEREAS, the City's Sewer Use Bylaw 14-090 permits the discharge of groundwater to the City's sewer works, provided that the discharge complies with a valid Sewer Discharge Permit;

WHEREAS, the Roxborough Demonstration Project will result in a net benefit to wet weather flow discharged to the City's combined sewer system;

THEREFORE, BE IT RESOLVED

- (a) That the General Manager, Public Works or designate, be directed to approve a Sewer Discharge Permit for the discharge of groundwater from the Roxborough Demonstration Project to the City sewer works on Queenston Road, subject to the following conditions:
  - (i) The Roxborough Development Group will procure, construct, install, and always operate a treatment system for the groundwater that will reduce the concentrations of any contaminants in the groundwater below the parameter limits listed in Schedule B to City Bylaw 14-090;
  - (ii) The Roxborough Development Group will install and maintain measurement and monitoring devices as required by the City for the ongoing measurement of the groundwater quantities that are discharged to the City sewer works;

- (iii) The Roxborough Development Group will collect treated groundwater samples at a frequency specified by the City, to be analysed by an accredited laboratory, for the chemical constituents required by the City, in order to demonstrate compliance with Schedule B to City Bylaw 14-090;
  - (iv) The Roxborough Development Group will provide records of groundwater volumes discharged to the City sewer works, at a frequency stipulated by the City;
  - (v) The Roxborough Development Group will provide records of analysis of the treated groundwater to the City, at a frequency stipulated by the City;
  - (vi) The Roxborough Development group will pay all permit and treatment costs to the City, related to the groundwater discharge, at the frequency specified by the City;
  - (vii) The Roxborough Development Group will implement measures to reduce or eliminate the quantity of groundwater that is discharged to the City's sewer works during periods where there is snow melt, or when a wet weather is expected with anticipated rainfall accumulation of 10mm or greater;
  - (viii) The Roxborough Development Group will establish a Surcharge Contingency Plan should the discharge of groundwater volumes exceeding 0.4 liters per second be required, or should the City advise that the discharge of groundwater must be reduced or eliminated;
  - (ix) At any point should the volume of groundwater to be discharged meet or exceed a threshold of 50,000 litres per day, the Roxborough Development Group will apply to the Ministry of the Environment, Conservation and Parks for a Permit to Take Water in accordance with the requirements of the Ontario Water Resources Act;
- (b) That the Roxborough Development Group prepare and implement the recommendation of slope stability analysis, settlement analysis, monitoring plan contingency plans and remedial action plans due to permanent dewatering, to the satisfaction of the Director of Growth Management in accordance with any peer review of the study complete by the City. Costs for a City peer review will be recovered from The Roxborough Development Group if required.
- (c) That the Roxborough Development Group enter into and register a site plan agreement with the City to address all related issues to the satisfaction of the Manager of Development Approvals.

**Result: Motion on Item 25 of the Public Works Committee Report 22-011, CARRIED by a vote of 12 to 0, as follows:**

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

**Result: Motion on the balance of the Public Works Committee Report 22-011,  
CARRIED by a vote of 13 to 0, as follows:**

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

<b>AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 22-013</b>
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**(Pearson/Partridge)**

That Audit, Finance and Administration Committee Report 22-013, being the meeting held on Thursday, July 7, 2022, be received and the recommendations contained therein be approved.

**(Pearson/Ferguson)**

That Item 2 (b) of the Audit, Finance and Administration Committee Report 22-013 respecting Report FCS22016 / HR22010, Mandatory COVID-19 Vaccination Verification Policy for Members of Council and Members of Council Appointed Committees (City Wide) within the Governance Review Sub-Committee Report 22-003 of June 23, 2022, be **amended**, as follows:

**2. Governance Review Sub-Committee Report 22-003 - June 23, 2022 (Item 10.2)****(b) Mandatory COVID-19 Vaccination Verification Policy for Members of Council and Members of Council Appointed Committees (FCS22016 / HR22010) (City Wide) (Item 10.2)**

- (i) *That Report FCS22016 / HR22010, respecting the Mandatory COVID-19 Vaccination Verification Policy for Members of Council and Members of Council Appointed Committees (City Wide), be referred back to staff to report back with further information with a goal of making vaccination or a medical exemption mandatory for Members of Council and if vaccination verification or a medical exemption does not apply that the matter be referred to the Integrity Commissioner; and***
- (ii) *That all Members of Council be notified of the Governance Review Sub-Committee meeting where this matter will be considered.***

**Result: Amendment to Item 2 (b) of the Audit, Finance and Administration Committee Report 22-013, CARRIED by a vote of 13 to 0, as follows:**

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

**Result: Motion on the Audit, Finance and Administration Committee Report 22-013, As Amended, CARRIED by a vote of 14 to 0, as follows:**

NOT PRESENT - 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  
 YES - Ward 6 Councillor Tom Jackson  
 YES - Deputy Mayor - 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

<b>EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 22-011</b>
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**(Clark/Jackson)**

That Emergency and Community Services Committee Report 22-011, being the meeting held on Thursday, July 7, 2022, be received and the recommendations contained therein be approved.

**(Nann/Jackson)**

That Item 2 to the Emergency and Community Services Committee Report 22-003, respecting the Proposal by Hamilton Alliance for Tiny Shelters (HSC22015) (City Wide), be **amended**, to read as follows:

That the General Managers of the Healthy and Safe Communities and Corporate Services Departments work with other City staff to review the challenges facing not-for-profit housing developments, such as the Hamilton is Home project at 60 Caledon Avenue, regarding the requirements of the City of Hamilton Development Charges By-Law and of Federal funding and report back to the ~~August 12, 2022 Council~~ **August 11, 2022 Emergency and Community Services Committee** meeting ~~with a viable solutions to determine options available~~ for that project and other known or expected in-year requests.

**Result: Amendment to Item 2 of the Emergency and Community Services Committee Report 22-011, CARRIED by a vote of 13 to 0, as follows:**

NOT PRESENT - 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  
 YES - Ward 6 Councillor Tom Jackson  
 YES - Deputy Mayor - 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

Main Motion, **as Amended**, to read as follows:

**2. Relief for Not-For-Profit Housing Developments (Added Item 9.1)**

That the General Managers of the Healthy and Safe Communities and Corporate Services Departments work with other City staff to review the challenges facing not-for-profit housing developments, such as the Hamilton is Home project at 60 Caledon Avenue, regarding the requirements of the City of Hamilton Development Charges By-Law and of Federal funding and report back to the **August 11, 2022 Emergency and Community Services Committee** meeting **to determine options available** for that project and other known or expected in-year requests.

**Result: Main Motion as Amended (Item 2) of the Emergency and Community Services Committee Report 22-011, CARRIED by a vote of 13 to 0, as follows:**

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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 balance of the Emergency and Community Services Committee Report 22-011, CARRIED by a vote of 13 to 0, as follows:**

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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

**(Pauls/Farr)**

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:**

NOT PRESENT - 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  
 YES - Ward 6 Councillor Tom Jackson  
 YES - Deputy Mayor - 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

<b>MOTIONS</b>
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**7.1 Amendment to Item 11 of the Audit, Finance & Administration Committee Report 22-010, respecting the Grants Sub-Committee Report 22-002, which was approved by Council on May 25, 2022**

**(Pearson/VanderBeek)**

WHEREAS, the name of the Grant recipient for Urban Moorings Two needs to be corrected to include “Nora Hutchinson” in order to process the approved funding.

THEREFORE, BE IT RESOLVED:

That Category ART-D20, shown in Appendix “A” (attached hereto) to Item 11 of the Audit, Finance & Administration Committee Report 22-010, respecting the Grants Sub-Committee Report 22-002 – Report GRA22-002, 2022 City Enrichment Funding Recommendations, be **amended** by adding the name “**Nora Hutchinson**” to the organization name of Urban Moorings Two, to read as follows:

ART-D20	Urban Moorings Two ( <b>Nora Hutchinson</b> )
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**Result: Motion CARRIED by a vote of 13 to 0, as follows:**

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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

<b>NOTICES OF MOTION</b>
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**8.1 Amendment to Item 11 of the Audit, Finance & Administration Committee Report 22-010, respecting the Grants Sub-Committee Report 22-002, which was approved by Council on May 25, 2022**

**(Pearson/VanderBeek)**

That the rules of order be waived to allow for the introduction of a Motion respecting Amendment to Item 11 of the Audit, Finance & Administration Committee Report 22-010, respecting the Grants Sub-Committee Report 22-002, which was approved by Council on May 25, 2022

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

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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 7.1

**STATEMENTS BY MEMBERS**

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

**COUNCIL COMMUNICATION UPDATES**

**(Pauls/Farr)**

That the listing of Council Communication Updates from June 17, 2022 to June 30, 2022, be received.

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

- NOT PRESENT - 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
- YES - Ward 6 Councillor Tom Jackson
- YES - Deputy Mayor - 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

**BY-LAWS AND CONFIRMING BY-LAW**

**(Pauls/Farr)**

That Bills No. 22-165 to No. 22-180, 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:

- 165 To Adopt Official Plan Amendment No. 35 to the Rural Hamilton Official Plan Respecting 5020 Tyneside Road (Glanbrook)  
Ward: 11
- 166 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 5015 and 5020 Tyneside Road, Glanbrook  
Ward: 11  
ZAC-21-032/RHOPA-21-015
- 167 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)  
Schedule 20 (School Bus Loading Zones)  
Ward: 1, 2, 3, 4, 10, 12, 13
- 168 To Establish City of Hamilton Land Described as Part of Lot 55, Concession 2 in the Geographic Township of Ancaster, designated as Parts 5 and 6 on Plan 62R-7673 as Part of Scenic Drive  
Ward: 12
- 169 To Establish City of Hamilton Land Described as Part of Lot A and Part of the Block Between Guise Street East, James Street North, Hughson Street North, and Burlington Street East, on James Hughson Survey (unregistered), as in Instrument Number AB214414 as Part of Burlington Street East  
Ward: 2
- 170 To Establish City of Hamilton Land Described as Part of Lot 55, Concession 1 in the Geographic Township of Ancaster, designated as Part 3 on Plan 62R-4056 as Part of Ewen Road  
Ward: 1
- 171 To Establish City of Hamilton Land Described as Part of Lot 40, Concession 2 in the Geographic Township of Ancaster, designated as Parts 12 and 13 on Plan 62R21873 as Part of Jerseyville Road  
Ward: 12
- 172 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic  
Schedule 2 (Speed Limits)  
Schedule 31 (Designated Areas – Reduced Speed Limit – 40km/h Neighbourhoods)  
Ward: City Wide
- 173 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic  
Schedule 2 (Speed Limits)  
Schedule 9 (No Right Turn on Red)  
Ward: 1, 2, 3, 13
- 174 To Establish City of Hamilton Land Described as Part of Block 111 on Plan 62M1073, designated as Parts 1 and 2 on Plan 62R-21881 as Part of Watershore Drive  
Ward: 10
- 175 To Amend Zoning By-law No. 6593 (Hamilton) Respecting Lands Located at 1540 Upper Wentworth Street (Hamilton)  
ZAC-21-023  
Ward: 7

- 176 To Amend Zoning By-law No. 05-200 with Respect to Lands Located at 60 Caledon Avenue, Hamilton  
ZAC-21-025  
Ward: 8
- 177 To Repeal By-law No. 87-167 and to Amend Zoning By-law No. 6593 Respecting Lands Located at 221-223 Charlton Avenue East and 200 Forest Avenue, Hamilton  
ZAC-21-020  
Ward: 2
- 178 To Adopt Official Plan Amendment No. 169 to the Urban Hamilton Official Plan Respecting 20 Reid Avenue North, 11-17 and 41 Reid Avenue South, 22-116 Lang Street and 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22 and 24 Hayes Avenue (Hamilton)  
Ward: 4
- 179 Respecting Removal of Part Lot Control, Lot 4, Registered Plan No. 62M-1229, Municipally known as 73 Aeropark Boulevard, Hamilton  
PLC-22-009  
Ward: 11
- 180 To Confirm the Proceedings of City Council

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

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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

**(Pearson/Johnson)**

That, there being no further business, City Council be adjourned at 1:39 p.m.

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

NOT PRESENT - 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  
YES - Ward 6 Councillor Tom Jackson  
YES - Deputy Mayor - 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

Respectfully submitted,

Mayor Fred Eisenberger

Andrea Holland  
City Clerk