



CITY COUNCIL MINUTES 23-002

9:30 a.m.

February 8, 2023
Council Chamber
Hamilton City Hall
71 Main Street West

Present: Mayor A. Horwath, Deputy Mayor N. Nann
Councillors J. Beattie; C. Cassar; B. Clark; J.P. Danko; M. Francis; T. Hwang; T. Jackson; C. Kroetsch; T. McMeekin; E. Pauls; M. Spadafora; M. Tadeson, A. Wilson and M. Wilson

Mayor A. Horwath 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

5.2 Correspondence respecting making our waterfalls more accessible instead of blocking them off:

(g) Doug MacBean

Recommendation: Be received.

5.12 Correspondence from Kim Zivanovich respecting the City's vaccination policy.

(a) Additional Information from Kim Zivanovich

Recommendation: Be received and referred to the consideration of Item 2 of the General Issues Committee Report 23-006.

5.13 Lakewood Beach Community Council respecting Procedural Clarification for 310 Frances Avenue. *(Referred to Council by the Planning Committee on January 31, 2023)*

(a) Additional Information from Lakewood Beach Community Council.

Recommendation: Be received **and referred to the consideration of Item 11.3**

5.18 Correspondence respecting Restructuring of the Board of Health:

- (a) Claire Bodkin, MD
- (b) Dr. Anjali Menezes
- (c) Dr. Kassia Johnson
- (d) Ruth Rodney, RN
- (e) Stacey Marjerrison, MD
- (f) Natasha Johnson, MD

Recommendation: Be received and referred to the consideration of Item 7.1

5.19 Correspondence from Mark Harrington respecting Permit Parking on west side of East 18th Street between Concession and Mountville Avenue, opposite G.L. Armstrong School.

Recommendation: Be received and referred to the General Manager of Public Works for appropriate action.

5.20 Correspondence from the Ministry of Health in response to the Mayor's letter respecting the feasibility of including members of the public on Hamilton's Board of Health.

Recommendation: Be received and referred to the consideration of Item 7.1

5.21 Correspondence from Robert Cooper respecting the Unvaccinated Hiring Freeze.

Recommendation: Be received and referred to the consideration of Item 2 of the General Issue Committee Report 23-006.

7. MOTIONS

7.1 Restructuring the Board of Health **REVISED**

8. NOTICES OF MOTION

8.1 Amendment to Item 5 of the Emergency and Community Services Committee Report 21-013, respecting Adaptation and Transformation of Services for People Experiencing Homelessness Update 4 (HSC20020(d)), which was approved by Council on December 15, 2021

11. PRIVATE AND CONFIDENTIAL

- 11.3 Correspondence from Lakewood Beach Community Council respecting Procedural Clarification for OLT Appeal OLT-22-001995, 310 Frances Avenue (LS23014) (Ward 10)

(Spadafora/Pauls)

That the agenda for the February 8, 2023 meeting of Council be approved, as amended.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- NOT PRESENT - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

DECLARATIONS OF INTEREST

Councillor M. Wilson declared a disqualifying interest respecting Communication Item 5.13, Lakewood Beach Community Council respecting Procedural Clarification for 310 Frances Avenue; Item 5.1 of the Planning Committee Report 23-002, Lakewood Beach Community Council respecting Procedural Clarification for 310 Frances Avenue and Private and Confidential Item 11.3, Correspondence from Lakewood Beach Community Council respecting Procedural Clarification for OLT Appeal OLT-22-001995, 310 Frances Avenue (LS23014) (Ward 10), as her spouse if a director of and shareholder in Fengate, who is involved in the land use development at 310 Frances Avenue.

Councillor B. Clark declared a non-disqualifying interest respecting Item 8 of the General Issues Committee Report 23-006, Update Regarding Ontario Land Tribunal Appeals of the Rural and Urban Hamilton Official Plans – Urban Boundary Expansion (LS16029(h)) (City Wide) (Item 14.4), as his son has a retail business interest with the principal.

APPROVAL OF MINUTES OF PREVIOUS MEETING**4. January 25, 2023 (Item 4.1)****(Hwang/Spadafora)**

That the Minutes of the January 25, 2023 meeting of Council be approved, as presented.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

COMMUNICATIONS**(Nann/A. Wilson)**

That Council Communications 5.1 to 5.21 be approved, as presented, as follows:

- 5.1 Correspondence from Brad Jones requesting that security cameras be installed at the escarpment stairs in Hamilton.

Recommendation: Be received.

- 5.2 Correspondence respecting making our waterfalls more accessible instead of blocking them off:

- (a) Tanya Davies
- (b) Debby McNair
- (c) Chih-Chi Bonenfant
- (d) Lisa Borsellino
- (e) Donna Poore
- (f) Brittney Bowen
- (g) Doug MacBean

Recommendation: Be received.

- 5.3 Correspondence from the Town of Cobourg requesting support for their resolution requesting that the Premier present and enact government legislation, *The Right of Passage Act*.

Recommendation: Be endorsed.

- 5.4 Correspondence from the Town of Halton Hills requesting support for their resolution urging the Provincial Government to repeal Bill 23.

Recommendation: Be received.

- 5.5 Correspondence from Bob Maton, President, Ancaster Village Heritage Community respecting the cancellation of Heritage Day in the City of Hamilton.

Recommendation: Be received.

- 5.6 Correspondence from the Township of Montague requesting support for their resolution supporting the World Thinking Day initiative.

Recommendation: Be received.

- 5.7 Correspondence from Maroussia Hajdukowski-Ahmed requesting that the City of Hamilton implement the Ontario Court ruling on encampments.

Recommendation: Be received.

- 5.8 Correspondence from Rita Bailey respecting the response of Hamilton City Council to Hamilton Alliance for Tiny Shelters.

Recommendation: Be received.

- 5.9 Correspondence from the City of Thunder Bay requesting support for their resolution supporting the passing of Bill 42 - *Gender Affirming Health Care Act*.

Recommendation: Be endorsed.

- 5.10 Correspondence from the Town of Petrolia requesting support for their resolution requesting that the school boards become responsible for conducting their own trustee elections or at a minimum, municipalities be compensated by the school boards for overseeing such trustees elections.

Recommendation: Be received.

- 5.11 Correspondence from Paul Parente respecting Book Road being returned to whitebelt status.

Recommendation: Be received.

5.12 Correspondence from Kim Zivanovich respecting the City's vaccination policy.

(a) Additional Information from Kim Zivanovich

Recommendation: Be received and referred to the consideration of Item 2 of the General Issues Committee Report 23-006.

5.13 Lakewood Beach Community Council respecting Procedural Clarification for 310 Frances Avenue. (*Referred to Council by the Planning Committee on January 31, 2023*)

(a) Additional Information from Lakewood Beach Community Council.

Recommendation: Be received and referred to the consideration of Item 11.3.

5.14 Correspondence from Norma Coe, Chair, Association of Dundas Churches suggesting that a committee be struck to investigate the feasibility of the proposal made by Hamilton and District Labour Council respecting free transit for the specific groups.

Recommendation: Be received.

5.15 Correspondence from the Township of Montague requesting support for their resolution respecting the Renfrew Inquest Recommendations.

Recommendation: Be received.

5.16 Correspondence from the Honourable Caroline Mulroney, Minister of Transportation respecting the shared goals for Ontario's transportation sector.

Recommendation: Be received.

5.17 Correspondence from the City of Brantford requesting support for their resolution respecting VIA Rail Cancellations.

Recommendation: Be received.

5.18 Correspondence respecting Restructuring of the Board of Health:

- (a) Claire Bodkin, MD
- (b) Dr. Anjali Menezes
- (c) Dr. Kassia Johnson
- (d) Ruth Rodney, RN
- (e) Stacey Marjerrison, MD
- (f) Natasha Johnson, MD

Recommendation: Be received and referred to the consideration of Item 7.1

- 5.19 Correspondence from Mark Harrington respecting Permit Parking on west side of East 18th Street between Concession and Mountville Avenue, opposite G.L. Armstrong School.

Recommendation: Be received and referred to the General Manager of Public Works for appropriate action.

- 5.20 Correspondence from the Ministry of Health in response to the Mayor's letter respecting the feasibility of including members of the public on Hamilton's Board of Health.

Recommendation: Be received and referred to the consideration of Item 7.1 **and 7.7**

- 5.21 Correspondence from Robert Cooper respecting the Unvaccinated Hiring Freeze.

Recommendation: Be received and referred to the consideration of Item 2 of the General Issue Committee Report 23-006.

Due to a declared conflict, Item 5.13 was voted on separately:

- 5.13 Lakewood Beach Community Council respecting Procedural Clarification for 310 Frances Avenue. (*Referred to Council by the Planning Committee on January 31, 2023*)

(a) Additional Information from Lakewood Beach Community Council.

Recommendation: Be received and referred to the consideration of Item 11.3.

Result: Motion on Item 5.13 of the Communication Items, CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
CONFLICT - Ward 1 Councillor Maureen Wilson

Result: Motion on the balance of the Communication Items, as Amended, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

(Nann/A. Wilson)

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

Result: Motion CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

GENERAL ISSUES COMMITTEE (SPECIAL) REPORT 23-005**(Nann/Tadeson)**

That General Issues Committee (Special) Report 23-005, being the meeting held on Friday, January 27, 2023, be received.

Result: Motion on General Issues Committee (Special) Report 23-005, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

PLANNING COMMITTEE REPORT 23-002**(Spadafora/Tadeson)**

That Planning Committee Report 23-002, being the meeting held on Tuesday, January 31, 2023, be received and the recommendations contained therein be approved.

Result: Motion on Planning Committee Report 23-002, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson

YES - Ward 1 Councillor Maureen Wilson

GENERAL ISSUES COMMITTEE REPORT 23-006

(Nann/Spadafora)

That General Issues Committee Report 23-006, being the meeting held on Wednesday, February 1, 2023, be received and the recommendations contained therein be approved.

(Clark/Francis)

That Item (i)(i)(1) respecting the Encampment Pilot Evaluation (HSC20038(e) / PED21188(b)) (City Wide) be lifted from the Information Section and added as Item 11 of General Issues Committee Report 23-006, as follows:

**11. Encampment Pilot Evaluation (HSC20038(e) / PED21188(b)) (City Wide)
(Outstanding Business List Item) (Item 10.4)**

- (b) That, as the pilot program for the Coordination Response Team (CRT) ended on December 31, 2022, a permanent, dedicated CRT to coordinate response and service delivery related to encampments throughout the City, on a housing-outreach first approach, supported by a secondary role for enforcement only when needed, be established;
- (c) That, in order facilitate the permanent Coordination Response Team, the respective General Manager, or their designate, be authorized and directed to:
 - (i) Increase the Healthy and Safe Communities Department, Housing Services Division's budgeted complement by the following two full-time, permanent positions:
 - (1) Manager of Housing-focused Street Outreach, at an annual cost of approximately \$149,000 for salary, benefits and ancillary charges;
 - (2) Project Manager of Housing-focused Street Outreach, at an annual cost of approximately \$102,000 for salary, benefits and ancillary charges;
 - (ii) Increase the Public Works Department, Parks Section's budgeted complement by one full-time permanent position:
 - (1) Supervisor, at an annual cost of approximately \$124,000 for salary, benefits and ancillary charges;
 - (iii) Increase the Planning and Economic Development Department budgeted complement by two full-time, permanent positions:
 - (1) Two Municipal Law Enforcement Officers, at an annual cost of approximately \$138,500 each (\$277,000 for both) for salary, benefits, and ancillary charges;

- (d) That the General Manager of the Healthy and Safe Communities Department, or designate, be authorized and directed, on behalf of the City of Hamilton, to enter into, execute and administer all agreements and documents necessary to hire the equivalent of 3.5 seconded Street Outreach Workers, at an approximate cost of \$61,500 each (total for 3.5 FTEs \$216,000) on terms and conditions satisfactory to the General Manager of the Healthy and Safe Communities Department, or designate, and in a form satisfactory to the City Solicitor;
- (e) That, based on last year's costing as an indicator, the Public Works Department's operating budget be increased by \$200,000 annually, to be used for ad hoc clean up or other costs incurred as a result of encampments on City property;
- (f) That, although the Hamilton Police Service (HPS) is willing to support for the Coordination Response Team, but it is not in the mandate of the HPS to do so, an additional 2 FTEs (police officers) be hired to support the delivery of the coordinated encampment response at an annual cost of \$268,646 for salary, benefits and one-time costs of \$30,000 for ancillary equipment, to be fully funded by the City from Dept ID 673247; and,
- (g) That Report HSC20038(e) / PED21188(b), respecting the Encampment Pilot Evaluation, in its entirety, be referred to the 2023 Operating Budget process (February 21, 2023 GIC) for consideration.

Result: Motion on the lifting of Item (i)(i)(1) the General Issues Committee Report 23-006, CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nringer Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

**11. Encampment Pilot Evaluation (HSC20038(e) / PED21188(b)) (City Wide)
(Outstanding Business List Item) (Item 10.4)**

(i) (Clark/Francis)

- (b) That, as the pilot program for the Coordination Response Team (CRT) ended on December 31, 2022, a permanent, dedicated CRT to coordinate response and service delivery related to encampments throughout the City, on a housing-outreach first approach, supported by a secondary role for enforcement only when needed, be established;
- (c) That, in order facilitate the permanent Coordination Response Team, the respective General Manager, or their designate, be authorized and directed to:
 - (i) Increase the Healthy and Safe Communities Department, Housing Services Division's budgeted complement by the following two full-time, permanent positions:
 - (1) Manager of Housing-focused Street Outreach, at an annual cost of approximately \$149,000 for salary, benefits and ancillary charges;
 - (2) Project Manager of Housing-focused Street Outreach, at an annual cost of approximately \$102,000 for salary, benefits and ancillary charges;
 - (ii) Increase the Public Works Department, Parks Section's budgeted complement by one full-time permanent position:
 - (1) Supervisor, at an annual cost of approximately \$124,000 for salary, benefits and ancillary charges;
 - (iii) Increase the Planning and Economic Development Department budgeted complement by two full-time, permanent positions:
 - (1) Two Municipal Law Enforcement Officers, at an annual cost of approximately \$138,500 each (\$277,000 for both) for salary, benefits, and ancillary charges;
- (d) That the General Manager of the Healthy and Safe Communities Department, or designate, be authorized and directed, on behalf of the City of Hamilton, to enter into, execute and administer all agreements and documents necessary to hire the equivalent of 3.5 seconded Street Outreach Workers, at an approximate cost of \$61,500 each (total for 3.5 FTEs \$216,000) on terms and conditions satisfactory to the General Manager of the Healthy and Safe Communities Department, or designate, and in a form satisfactory to the City Solicitor;

- (e) That, based on last year's costing as an indicator, the Public Works Department's operating budget be increased by \$200,000 annually, to be used for ad hoc clean up or other costs incurred as a result of encampments on City property;
- (f) That, although the Hamilton Police Service (HPS) is willing to support for the Coordination Response Team, but it is not in the mandate of the HPS to do so, an additional 2 FTEs (police officers) be hired to support the delivery of the coordinated encampment response at an annual cost of \$268,646 for salary, benefits and one-time costs of \$30,000 for ancillary equipment, to be fully funded by the City from Dept ID 673247; and,
- (g) That Report HSC20038(e) / PED21188(b), respecting the Encampment Pilot Evaluation, in its entirety, be referred to the 2023 Operating Budget process (February 21, 2023 GIC) for consideration.

Result: Motion on Item 11 (i) of the General Issues Committee Report 23-006, CARRIED by a vote of 11 to 5, as follows:

YES - Ward 10 Councillor Jeff Beattie
 YES - Ward 12 Councillor Craig Cassar
 YES - Ward 9 Councillor Brad Clark
 YES - Ward 8 Councillor John-Paul Danko
 YES - Ward 5 Councillor Matt Francis
 YES - Mayor Andrea Horwath
 YES - Ward 4 Councillor Tammy Hwang
 YES - Ward 6 Councillor Tom Jackson
 NO - Ward 2 Councillor Cameron Kroetsch
 NO - Ward 15 Councillor Ted McMeekin
 NO - Deputy Mayor - Ward 3 Councillor Nrinder Nann
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 14 Councillor Mike Spadafora
 YES - Ward 11 Councillor Mark Tadeson
 NO - Ward 13 Councillor Alex Wilson
 NO - Ward 1 Councillor Maureen Wilson

11. Encampment Pilot Evaluation (HSC20038(e) / PED21188(b)) (City Wide) (Outstanding Business List Item) (Item 10.4)

(ii) (Nann/Hwang)

- (a) That staff be directed to make recommendations to reallocate resources approved for encampment response towards implementing a new encampment protocol once approved by Council; and
- (b) That staff be directed to develop an evaluation framework for the new encampment protocol in consultation with community partners.

Result: Motion on Item 11 (ii) of the General Issues Committee Report 23-006, CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Pauls/Jackson)

That Item (g)(i) respecting the Amendment to Appendix “A” of Item 4.1 or the August 26, 2021 Council Minutes, respecting Report HUR21008, the Mandatory COVID-19 Vaccination Verification Policy, which was approved by Council on August 26, 2021 – REVISED, be lifted from the Information Section and added as Item 12 of General Issues Committee Report 23-006, as follows:

12. Amendment to Appendix “A” of Item 4.1 or the August 26, 2021 Council Minutes, respecting Report HUR21008, the Mandatory COVID-19 Vaccination Verification Policy, which was approved by Council on August 26, 2021 - REVISED (Item 11.1)

That Item 4.1 of the August 26, 2021 Council Minutes, respecting Report HUR21008, the Mandatory COVID-19 Vaccination Verification Policy, which was approved by Council on August 26, 2021, be **amended** to read as follows:

4.1 Mandatory COVID-19 Vaccination Verification Policy (HUR21008) (City Wide)

- (a) That Council approve the recommendation that the City implement the Mandatory COVID-19 Vaccination Verification Policy, attached hereto as Appendix “A”, **as further amended**, requiring proof of vaccination in the workplace, including a comprehensive testing, education and communication plan for unvaccinated staff:
- (i) That Appendix “A”, as amended, to Item 4.1 of the August 26, 2021 Council Minutes, respecting Report HUR21008, the Mandatory COVID-19 Vaccination Verification Policy (HR-66-21), be **amended**, as follows:

- (a) That paragraphs one and two of the Scope section of Appendix “A”, as amended, be **further amended** by deleting the words “of the City of Hamilton, including full-time, part-time, permanent, temporary, casual, volunteers; and students, and including Members of Council”; and by adding the words “**at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre**”, to read as follows:

SCOPE

This policy applies to all employees of the City of Hamilton, including full-time, part-time, permanent, temporary, casual, volunteers; and students, and including Members of Council **at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre.**

New Employees **at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre** will be subject to this policy as a condition of their employment contract with the City of Hamilton. It requires Employees to be fully vaccinated against the COVID-19 virus and requires Employees to provide proof of vaccination satisfactory to the employer.

- (b) That the Operational Areas Subject to Differential Terms and Conditions Requirements for New Employees section of Appendix “A”, as amended, be **further amended** by deleting bullet points 5 and 6, in their entirety, as follows:

Operational Areas Subject to Differential Terms and Conditions Requirements for New Employees

- ~~fully vaccinated or provide proof of valid exemption satisfactory to the employer prior to their start date. By signing the conditional offer letter, they acknowledge and agree to comply with any future vaccine policy requirements as an ongoing condition of employment at the City of Hamilton.~~
- ~~All Members of Council are required to be fully vaccinated against COVID-19, unless subject to an approved exemption. Failure to comply will result in a condition of employment, new hires are required to provide proof that they are compliant to the Integrity Commissioner.~~

- (c) That the Requirements for Members of Council Additional Provisions section of Appendix “A”, as amended, be **further amended** by adding the following words “***That for the***” and “***at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre who are still***” to the following bullet point, to read as follows:

Requirements for Members of Council Additional Provisions

1. Providing Proof of COVID-19 Vaccination Status
 - ***That for the*** employees ***at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre*** who are still required to provide proof of their vaccination series approved by Health Canada and recommended by Ontario Ministry of Health by providing one of the following:

- (d) That the Requirements for Members of Council Additional Provisions section of Appendix “A”, as amended, be **further amended** by deleting the words “and Members of Council” from the following bullet points:

Requirements for Members of Council Additional Provisions

2. Providing Proof of An Approved Exemption
 - The City will comply with its human rights obligations and accommodate Employees ***and Members of Council*** who are legally entitled to accommodation.
 - Employees ***and Members of Council*** are required to provide proof of their medical exemption by providing one of the following:

- (e) That the Compliance section of Appendix “A”, as amended, be **further amended**, by deleting the words “Non-compliance with the Policy by Members of Council will result in a complaint to the Integrity Commissioner”, as follows:

COMPLIANCE

~~Non-compliance with the Policy by Members of Council will result in a complaint to the Integrity Commissioner.~~

- (b) That the Mandatory COVID-19 Vaccination Verification Policy applies to all ***City employees at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre***; and,

- (c) That Appendix “B” to Report HUR21008, remain confidential and not be released publicly.

Result: Motion on the lifting of Item (g)(i) the General Issues Committee Report 23-006, CARRIED by a vote of 10 to 6, as follows:

YES - Ward 10 Councillor Jeff Beattie
 YES - Ward 12 Councillor Craig Cassar
 YES - Ward 9 Councillor Brad Clark
 NO - Ward 8 Councillor John-Paul Danko
 YES - Ward 5 Councillor Matt Francis
 NO - Mayor Andrea Horwath
 YES - Ward 4 Councillor Tammy Hwang
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 2 Councillor Cameron Kroetsch
 NO - Ward 15 Councillor Ted McMeekin
 NO - Deputy Mayor - Ward 3 Councillor Nrinder Nann
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 14 Councillor Mike Spadafora
 YES - Ward 11 Councillor Mark Tadeson
 NO - Ward 13 Councillor Alex Wilson
 NO - Ward 1 Councillor Maureen Wilson

12. **Amendment to Appendix “A” of Item 4.1 or the August 26, 2021 Council Minutes, respecting Report HUR21008, the Mandatory COVID-19 Vaccination Verification Policy, which was approved by Council on August 26, 2021 - REVISED (Item 11.1)**

(Pauls/Francis)

That Item 4.1 of the August 26, 2021 Council Minutes, respecting Report HUR21008, the Mandatory COVID-19 Vaccination Verification Policy, which was approved by Council on August 26, 2021, be **amended** to read as follows:

4.1 Mandatory COVID-19 Vaccination Verification Policy (HUR21008) (City Wide)

- (a) That Council approve the recommendation that the City implement the Mandatory COVID-19 Vaccination Verification Policy, attached hereto as Appendix “A”, **as further amended**, requiring proof of vaccination in the workplace, including a comprehensive testing, education and communication plan for unvaccinated staff:
- (i) That Appendix “A”, as amended, to Item 4.1 of the August 26, 2021 Council Minutes, respecting Report HUR21008, the Mandatory COVID-19 Vaccination Verification Policy (HR-66-21), be **amended**, as follows:
- (a) That paragraphs one and two of the Scope section of Appendix “A”, as amended, be **further amended** by deleting the words “of the City of Hamilton, including full-time, part-time, permanent, temporary, casual, volunteers; and

students, and including Members of Council”; and by adding the words “***at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre***”, to read as follows:

SCOPE

This policy applies to all employees of the City of Hamilton, including full-time, part-time, permanent, temporary, casual, volunteers; and students, and including Members of Council ***at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre***.

New Employees ***at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre*** will be subject to this policy as a condition of their employment contract with the City of Hamilton. It requires Employees to be fully vaccinated against the COVID-19 virus and requires Employees to provide proof of vaccination satisfactory to the employer.

- (b) That the Operational Areas Subject to Differential Terms and Conditions Requirements for New Employees section of Appendix “A”, as amended, be ***further amended*** by deleting bullet points 5 and 6, in their entirety, as follows:

Operational Areas Subject to Differential Terms and Conditions Requirements for New Employees

- ~~***fully vaccinated or provide proof of valid exemption satisfactory to the employer prior to their start date. By signing the conditional offer letter, they acknowledge and agree to comply with any future vaccine policy requirements as an ongoing condition of employment at the City of Hamilton.***~~
- ~~***All Members of Council are required to be fully vaccinated against COVID-19, unless subject to an approved exemption. Failure to comply will result in a condition of employment, new hires are required to provide proof that they are complaint to the Integrity Commissioner.***~~

- (c) That the Requirements for Members of Council Additional Provisions section of Appendix “A”, as amended, be ***further amended*** by adding the following words “***That for the***” and “***at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre who are still***” to the following bullet point, to read as follows:

Requirements for Members of Council Additional Provisions

1. Providing Proof of COVID-19 Vaccination Status
 - ***That for the employees at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre*** who are still required to provide proof of their vaccination series approved by Health Canada and recommended by Ontario Ministry of Health by providing one of the following:
- (d) That the Requirements for Members of Council Additional Provisions section of Appendix “A”, as amended, be ***further amended*** by deleting the words “and Members of Council” from the following bullet points:

Requirements for Members of Council Additional Provisions

2. Providing Proof of An Approved Exemption
 - The City will comply with its human rights obligations and accommodate Employees ***and Members of Council*** who are legally entitled to accommodation.
 - Employees ***and Members of Council*** are required to provide proof of their medical exemption by providing one of the following:
- (e) That the Compliance section of Appendix “A”, as amended, be ***further amended***, by deleting the words “Non-compliance with the Policy by Members of Council will result in a complaint to the Integrity Commissioner”, as follows:

COMPLIANCE

~~Non-compliance with the Policy by Members of Council will result in a complaint to the Integrity Commissioner.~~

- (b) That the Mandatory COVID-19 Vaccination Verification Policy applies to all ***City employees at the Lodges, Hamilton Paramedic Service and the Red Hill Child Care Centre***; and,
- (c) That Appendix “B” to Report HUR21008, remain confidential and not be released publicly.

Mayor Horwath relinquished the Chair to Deputy Mayor Nann, in order to move the following motion:

(Horwath/Clark)

That Item 12 of the General Issues Committee Report 23-006, respecting an Amendment to Appendix "A" of Item 4.1 or the August 26, 2021 Council Minutes, respecting Report HUR21008, the Mandatory COVID-19 Vaccination Verification Policy, which was approved by Council on August 26, 2021 – REVISED, be REFERRED to the Medical Officer of Health (MOH) to prepare a report for General Issues Committee in Q2 of 2023 on the efficacy of the existing staff vaccination policy that includes a recommendation on whether to: renew the policy in its current form, update the policy, remove the policy for all or certain parts of the organization, or any other recommendations that the MOH sees fit to make.

Result: Motion to Refer Item 12 of the General Issues Committee Report 23-006, CARRIED by a vote of 13 to 3, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NO - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
NO - Ward 14 Councillor Mike Spadafora
NO - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Mayor Horwath assumed the Chair.

Result: Motion on the balance of the General Issues Committee Report 23-006, CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls

- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 23-002

(Kroetsch/Hwang)

That Audit, Finance and Administration Committee Report 23-002, being the meeting held on Thursday, February 2, 2023, be received and the recommendations contained therein be approved.

Result: Motion on the Audit, Finance and Administration Committee Report 23-002, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

(Kroetsch/A. Wilson)

That Council recess until 12:35 p.m.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora

YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Spadafora/Kroetsch)

That Council rise from Committee of the Whole.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
NOT PRESENT - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
NOT PRESENT - Deputy Mayor - Ward 3 Councillor Nringer Nann
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

MOTIONS

7.1 Restructuring the Board of Health REVISED

Councillor Kroetsch withdrew the motion respecting the Restructuring of the Board of Health REVISED.

7.2 Light Rail Transit Sub-Committee

(M. Wilson/Danko)

That Councillor Nann, be appointed to the Light Rail Transit Sub-Committee, for the remainder of the 2022-2026 Term of Council.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch

YES - Ward 15 Councillor Ted McMeekin
NOT PRESENT - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.3 Hamilton100 Committee

(Beattie/Francis)

WHEREAS, Council is designate two elected officials to serve as the City's representative(s) on the Hamilton100 Committee, as per the Memorandum of Understanding between the City of Hamilton and the Hamilton100 Commonwealth Games Bid Corporation;

THEREFORE, BE IT RESOLVED:

That Councillor Pauls, be appointed to the Hamilton100 Committee, for the remainder of the 2022-2026 Term of Council.

(Clark/Kroetsch)

That the consideration of the motion respecting the appointment to the Hamilton100 Committee, be DEFERRED until after Council has received the report on this matter at the General Issues Committee meeting on February 15, 2023.

Result: Amendment to Item 7.3 CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
NOT PRESENT - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.4 Stoney Creek Historical Society

(Francis/Beattie)

WHEREAS, the Stoney Creek Historical Society's mission is preserving, recording, and capturing the history of Stoney Creek;

WHEREAS, the Stoney Creek Historical Society is the steward of a local Reference Library and Archive consisting of historic documents, records, and photos;

WHEREAS, the Stoney Creek Historical Society is supportive of the events and programs of the City of Hamilton's Battlefield House Museum & Park; and

WHEREAS, the City of Hamilton has a compensation agreement with GFL Environmental Inc. (formerly Terrapure Environmental), for the City's local infrastructure projects and charitable initiatives within the former City of Stoney Creek;

THEREFORE, BE IT RESOLVED:

- (a) That \$1,500 be allocated from the Stoney Creek Compensation Royalties (Terrapure Landfill) Reserve 117036 to the Stoney Creek Historical Society to support some unexpected operating costs; and
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nringer Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.5 Stoney Creek Business Improvement Area (BIA)**(Francis/Beattie)**

WHEREAS, the Stoney Creek Business Improvement Area (BIA) promotes small business and economic vibrancy within Stoney Creek;

WHEREAS, residents of Stoney Creek enjoy enhanced seasonal lighting on the hydro poles within the BIA;

WHEREAS, improvements to the lighting on the street increases activity and vitality to the neighbourhood and promotes a healthy and engaged community;

WHEREAS, the state of the current lighting infrastructure requires investment; and

WHEREAS, the City of Hamilton has a compensation agreement with GFL Environmental Inc. (formerly Terrapure), for the City's local infrastructure projects and charitable initiatives within the former City of Stoney Creek;

THEREFORE, BE IT RESOLVED:

- (a) That \$2,000 be allocated from the Stoney Creek Compensation Royalties (Terrapure Landfill) Reserve 117036 to the to Downtown Stoney Creek Business Improvement Area (BIA) for upgrades to support the BIA's annual holiday lighting event; and
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.6 Upper Paradise Road In-Service Road Safety Review (Ward 14)**(Spadafora/M. Wilson)**

WHEREAS, the City of Hamilton Vision Zero Action Plan 2019-2025 identifies that no loss of life is acceptable, and that traffic fatalities and injuries are preventable;

WHEREAS, ensuring the safety of vulnerable road users is a priority.

WHEREAS, on Dec 22, 2017 two pedestrians from the local neighborhood were struck by a motor vehicle resulting in a woman losing her life and her husband having sustained serious injury on Upper Paradise near the intersection of Stone Church Road West;

WHEREAS, on January 11, 2023 a student pedestrian from St. Thomas More Catholic Secondary School lost their life in a motor vehicle collision on Upper Paradise Road near the intersection of Stone Church Road West;

WHEREAS, Ward 14 residents have expressed safety concerns for children attending St. Thomas More Catholic Secondary School;

WHEREAS, Ward 14 residents have expressed safety concerns and accessibility concerns, in regards to getting to and accessing the commercial plazas in this area which provide pharmacies, grocery stores and many other necessities for our community, and

WHEREAS, the Transportation Operations & Maintenance Division is facilitating an in-service road safety review of Upper Paradise Road between Rymal Road West and Stone Church Road West to identify possible safety enhancements.

THEREFORE, BE IT RESOLVED:

That upon the conclusion of the Upper Paradise Road in-service road safety review that the Transportation Operations & Maintenance Division, staff report back to the Public Works Committee with the review's findings inclusive of costs and a proposed implementation plan in Q3 of 2023.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls

YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.7 Report on Recommendations for a Board of Health Advisory Committee

(Danko/Jackson)

WHEREAS, Hamilton Public Health Services offers a range of services and supports to address the growing and changing needs of our community; and,

WHEREAS, Council is committed to ensuring that there is equitable consideration of all advisory committees, community partners, healthcare professionals, interested parties and members of the public in the provision and oversight of Hamilton Public Health Services;

WHEREAS, Council through the Board of Health will be receiving further information on the principles and models for governance of public health at an upcoming Board of Health meeting; and,

WHEREAS, Council is committed to transparency, engaged and informed decision making and meaningful public consultation.

THEREFORE, BE IT RESOLVED:

- (a) That staff engage in consultation with appropriate City of Hamilton Advisory Committees, community partners, healthcare professionals, members of the public and other interested stakeholders to identify issues and opportunities with the current Board of Health's governance process;
- (b) That based on the results of the consultation, staff report back with options for the Board of Health's governance which will include as an option a dedicated Board of Health Advisory Committee as well as an option for a semi-autonomous board of health, and report back to the Governance Review Sub-Committee with recommendations prior to the end of Q3 of 2023; and
- (c) That staff be provided with a budget of up to \$50,000 for the purpose of soliciting input and feedback from Hamiltonians to inform their work, and that this be funded through the Tax Stabilization Reserve 110046.

Result: Motion CARRIED by a vote of 9 to 7, as follows:

YES - Ward 10 Councillor Jeff Beattie
NO - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
NO - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson

NO - Ward 2 Councillor Cameron Kroetsch
NO - Ward 15 Councillor Ted McMeekin
NO - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NO - Ward 13 Councillor Alex Wilson
NO - Ward 1 Councillor Maureen Wilson

7.8 Amendment to Item 5 of the Emergency and Community Services Committee Report 21-013, respecting Adaptation and Transformation of Services for People Experiencing Homelessness Update 4 (HSC20020(d)), which was approved by Council on December 15, 2021

(Kroetsch/A. Wilson)

WHEREAS, Council on December 15, 2021 approved funding for the Hamilton Young Women's Christian Association (YWCA) for capital renovations required to continue to operate Carol Anne's Place as a temporary drop in program for 22 single homeless women until June 30, 2022;

WHEREAS, Council on December 7, 2022 amended its previous approval of report HSC20020(d) for the funding of capital renovations for Carol Anne's place so as to provide that it continues to operate until March 31st, 2023;

WHEREAS, delays beyond the control of YWCA had continue to be encountered preventing them from meeting the March 31st, 2023 and require a further extension until May 31st, 2023; and

WHEREAS, the building permits have been issued for the capital improvements for Carol Anne's Place, and YWCA has advised they will be completed by May 31, 2023;

THEREFORE, BE IT RESOLVED:

That sub-section (b) of Item 5 of the Emergency and Community Services Committee Report 21-013, respecting Adaptation and Transformation of Services for People Experiencing Homelessness Update 4 (HSC20020(d)), be **amended** to read as follows:

5. Adaptation and Transformation of Services for People Experiencing Homelessness Update 4 (HSC20020(d)) (City Wide) (Item 8.2)

- (b) That an additional grant in the **maximum** amount of \$500 K (**the "Grant"**) to **the Hamilton Young Women's Christian Association ("YWCA")** for **costs incurred for** capital renovations required to continue to operate Carol Anne's Place as a temporary drop in program for 22 single homeless women **at the property municipally known as 75 MacNab Street South, Hamilton (the "Property")** until **May 31, 2023, or for such longer period and at a greater capacity as deemed appropriate by the General Manager of Healthy and Safe**

Communities Department provided that the YWCA has sufficient operating funds to accommodate such extensions; and the capital renovations, be funded from the Tax Stabilization Reserve #110046 and advanced as follows:

- (i) a first advance, for the actual costs of the work, including HST, permitted by Building Permit Number 2112156800C3 that is equal to the lesser of \$200,000.00 or the actual cost, of the work, which shall be advanced after the capital work pertaining to said Building Permit has been completed to the satisfaction of the City's Building Department and proof of the cost of the work has been provided to the General Manager of Healthy and Safe Communities Department to her satisfaction; and***

- (ii) a second and final advance for the actual costs, including HST, of the work permitted by Building Permit Number 2211916800 in an amount, that is equal to \$500,000 minus the amount of the first advance, which shall be advanced after completion of work permitted by the Building Permit issued for Building Permit Application Number 2211916800 and which is necessary to accommodate a 22 single women's temporary drop in space, to the satisfaction of the City's Building Department and proof of the cost of the work has been provided to the General Manager of Healthy and Safe Communities Department to her satisfaction;***

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

NOTICES OF MOTION**8.1 Amendment to Item 5 of the Emergency and Community Services Committee Report 21-013, respecting Adaptation and Transformation of Services for People Experiencing Homelessness Update 4 (HSC20020(d)), which was approved by Council on December 15, 2021****(Kroetsch/A. Wilson)**

That the Rules of Order be waived to allow for the introduction of a motion respecting Amendment to Item 5 of the Emergency and Community Services Committee Report 21-013, respecting Adaptation and Transformation of Services for People Experiencing Homelessness Update 4 (HSC20020(d)), which was approved by Council on December 15, 2021.

Result: Motion CARRIED by a 2/3rds vote of 15 to 0, as follows:

NOT PRESENT - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

For further disposition of this matter, refer to Item 7.8.

STATEMENTS BY MEMBERS

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

COUNCIL COMMUNICATION UPDATES**(Nann/McMeekin)**

That the listing of Council Communication Updates from January 20, 2023 to February 2, 2023, be received.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark

- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

PRIVATE AND CONFIDENTIAL

Council determined that discussion of Item 11.1 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

11.1 Closed Session Minutes – January 25, 2023

(Hwang/Clark)

That the Closed Session Minutes dated January 25, 2023 be approved, as presented, and remain confidential.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

(Hwang/Spadafora)

That the Committee move into Closed Session to discuss Items 11.2 and 11.3 respecting Canada Mortgage and Housing Corporation (CMHC) Rapid Housing Initiative (RHI) Round 3 (HSC20056(c)) and Correspondence from Lakewood Beach Community Council respecting Procedural Clarification for OLT Appeal OLT-22-001995, 310 Frances Avenue (LS23014) (Ward 10), pursuant to Section 9.3, Sub-sections (e), (f), (h) and (i) of the City's Procedural By-law 21- 021, as amended, and Section 239(2), Sub-sections (e), (f), (h) and (i) of the Ontario Municipal Act, 2001, as amended, as the subject matters pertains to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and advice that is subject to solicitor-client privilege, including communications necessary for that purpose; information explicitly supplied in confidence to the City or a local board by Canada, a province or territory or a Crown agency of any of them and a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the City or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

11.2 Canada Mortgage and Housing Corporation (CMHC) Rapid Housing Initiative (RHI) Round 3 (HSC20056(c))**(Beattie/Clark)**

- (a) That Report HSC20056(c), respecting Canada Mortgage and Housing Corporation (CMHC) Rapid Housing Initiative (RHI) Round 3, be referred to the February 15, 2023 General Issues Committee for consideration;
- (b) That a Special Council meeting be convened following the February 15, 2023 General Issues Committee meeting;
- (c) That the Mayor be directed to continue to meet with local MPs to advance discussions surrounding the CMHC Rapid Housing Initiative Phase 3; and

- (d) That the Mayor be permitted to share closed session discussion with local MPs, without prejudice, to relay Council's position on the CMHC Rapid Housing Initiative funding requirements.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
 YES - Ward 12 Councillor Craig Cassar
 YES - Ward 9 Councillor Brad Clark
 YES - Ward 8 Councillor John-Paul Danko
 YES - Ward 5 Councillor Matt Francis
 YES - Mayor Andrea Horwath
 YES - Ward 4 Councillor Tammy Hwang
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 2 Councillor Cameron Kroetsch
 YES - Ward 15 Councillor Ted McMeekin
 YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 14 Councillor Mike Spadafora
 YES - Ward 11 Councillor Mark Tadeson
 YES - Ward 13 Councillor Alex Wilson
 NOT PRESENT - Ward 1 Councillor Maureen Wilson

11.3 Correspondence from Lakewood Beach Community Council respecting Procedural Clarification for OLT Appeal OLT-22-001995, 310 Frances Avenue (LS23014) (Ward 10)

(Beattie/Clark)

- (a) That Report LS23014, respecting Correspondence from Lakewood Beach Community Council respecting Procedural Clarification for OLT Appeal OLT-22-001995, 310 Frances Avenue, be received;
- (b) That Appendix 'B' to Report LS18054, be released publicly;
- (c) That the balance of Report LS23014, respecting Correspondence from Lakewood Beach Community Council respecting Procedural Clarification for OLT Appeal OLT-22-001995, 310 Frances Avenue, remain confidential; and
- (d) That the City Solicitor be directed to review the process and instruction summary for planning act appeals report back to Planning Committee.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
 YES - Ward 12 Councillor Craig Cassar
 YES - Ward 9 Councillor Brad Clark
 YES - Ward 8 Councillor John-Paul Danko
 YES - Ward 5 Councillor Matt Francis
 YES - Mayor Andrea Horwath
 YES - Ward 4 Councillor Tammy Hwang

YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
NOT PRESENT - Ward 1 Councillor Maureen Wilson

BY-LAWS AND CONFIRMING BY-LAW

(Nann/Jackson)

That Bills No. 23-010 to No. 23-019, 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:

- 010 To Amend By-law No. 01-215 Being a By-law to Regulate Traffic
Schedule 9 (No Right Turn on Red)
Schedule 11 (No Left Turn on Red)
Schedule 12 (No U-Turns)
Schedule 18 (Bike Lanes)
Ward: 2, 3, 4, 6
- 011 To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking
Schedule 8 (No Parking)
Schedule 12 (Permit Parking Zones)
Schedule 13 (No Stopping Zones)
Schedule 15 (Commercial Vehicle Loading Zones)
Schedule 23 (Special Enforcement Area)
Ward: 1, 2, 3, 4, 7, 11, 12, 13
- 012 To Amend Zoning By-law No. 464 Respecting Lands located at 39 Garinger Crescent, in the Former Town of Glanbrook, now in the City of Hamilton
Ward: 11
ZAH-22-039
- 013 To Amend Zoning By-law No. 05-200 Respecting Lands Located at 2544 Regional Road 56, in the Former Town of Glanbrook, now in the City of Hamilton
Ward: 11
ZAH-22-039
- 014 To Adopt Official Plan Amendment No. 179 to the Urban Hamilton Official Plan Respecting 3250 Homestead Drive (former Township of Glanbrook)
Ward: 11

- 015 To Amend Zoning By-law No. 05-200 with Respect to Lands Located at 3250 and 3260 Homestead Drive, Glanbrook
Ward: 11
ZAC-22-020
- 016 To Adopt Official Plan Amendment No. 180 to the Urban Hamilton Official Plan Respecting 15 Ridgeview Drive (Former City of Stoney Creek)
Ward: 9
- 017 To Amend Zoning By-law No. 3692-92 Respecting Lands Located at 15 Ridgeview Drive, Stoney Creek
Ward: 9
ZAC-17-001/25T-201701/UHOPA-17-001
- 018 To Amend Zoning By-law No. 05-200 with Respect to Lands Located at 15 Ridgeview Drive, Stoney Creek
Ward: 9
ZAC-17-001/25T-201701/UHOPA-17-001
- 019 To Confirm the Proceedings of City Council

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

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- NOT PRESENT - Ward 1 Councillor Maureen Wilson

(Spadafora/Hwang)

That, there being no further business, City Council be adjourned at 4:07 p.m.

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

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis

YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
NOT PRESENT - Ward 1 Councillor Maureen Wilson

Respectfully submitted,

Mayor Andrea Horwath

Andrea Holland
City Clerk