



CITY COUNCIL MINUTES 22-017

9:30 a.m.
August 12, 2022
Council Chamber
Hamilton City Hall
71 Main Street West

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

Absent: Councillor B. Johnson – City Business
Councillor S. Merulla - Personal
Councillor T. Whitehead – 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:

1. CEREMONIAL ACTIVITY

Donation of Obsolete Firefighting Equipment to the Ukraine
Fire Chief Cunliffe and Firefighters Without Borders

4. COMMUNICATIONS

4.7 Correspondence respecting Report CM22016/PED22058(a)/HSC22030(a) - Hamilton's Climate Action Strategy Implementation Resources and Governance:

(a) David Farrar, President and Vice-Chancellor, McMaster University

(b) Joanna Sargent

Recommendation: Be received and referred to the consideration of Item 1 of General Issues Committee Report 22-016.

- 4.8 Correspondence respecting Report PED22154, Amendments to Expand the Permitted Uses in the Low Density Residential Zones of the Former Community Zoning By-laws of the Town of Ancaster, Town of Dundas, Town of Flamborough, Township of Glanbrook, City of Hamilton, and City of Stoney Creek and Create Two New Low Density Residential Zones in Zoning By-law No. 05-200:

- (a) Michael Mercier
- (b) Nancy Henderson and Al Dell
- (c) Dayna Firth
- (d) Brian Bentham
- (e) Anka Cassar
- (f) Summer Thomas
- (g) Kris Gadjanski
- (h) Sherri Brown
- (i) Nancy Hurst
- (j) Craig Cassar
- (k) Lorelei Brown
- (l) Ryan Ferrari, A.J. Clark and Associates Ltd.
- (m) Ian Borsuk, Environment Hamilton

Recommendation: Be received and referred to the consideration of Item 7 of Planning Committee Report 22-012.

- 4.9 Correspondence from Patrick Harrington, Aird & Berlis LLP respecting the ReEnactment of the Parkland Dedication By-law PED22158.

Recommendation: Be received and referred to the consideration of Item 9 of Planning Committee Report 22-013.

- 4.10 Correspondence from Sidney Shaw respecting 256 Mill St. South Waterdown Rezoning Application.

Recommendation: Be received and referred to the consideration of Item 3 of Planning Committee Report 22-012.

- 4.11 Correspondence from Nicole Smith respecting Hamilton's Climate Action Strategy Implementation Resources and Governance.

Recommendation: Be received and referred to the consideration of Item 1 of General Issues Committee Report 22-016.

7. NOTICES OF MOTION

- 7.1 Reconsideration of a decision that was defeated at the April 27, 2022 Council meeting respecting sub-section (a) of Item 10 of General Issues Committee Report 22-008, Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6)
- 7.2 Amendment to Item 3.1 of Council Minutes 22-001 respecting the Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(a)) (City Wide)
- 7.3 Financial Support for City Housing Hamilton (CHH) to Address underfunding from Canada Mortgage and Housing Corporation (CMHC) for the new developments at 104 Bay Street North and 55 Queenston Road, Hamilton, Ontario
- 7.4 Amendment to Item 2 of the Public Works Committee Report 19-011, respecting Ancaster Memorial Arts & Culture Centre (PW19072) (Ward 12) (Item 10.1)
- 7.5 Amendment to Item 4 of the Audit, Finance and Administration Committee Report 22-011, respecting the Governance Review Sub-Committee Report 22-002 - May 30, 2022, Hamilton Future Fund Governance Review and Reserve Strategy (FCS22045) (City Wide)
- 7.6 Amendment to Item 4 of the Audit, Finance and Administration Committee Report 21-022, respecting Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds
- 7.7 Potential Development and Expansion at John C. Munro Hamilton International Airport (CYHM, YHM) (PED22180) (Ward 11) (Item 10.1)
- 7.8 Association of Municipalities of Ontario (AMO) Representative

11. BY-LAWS AND CONFIRMING BY-LAW

- 206 To Adopt Official Plan Amendment No. 170 to the Urban Hamilton Official Plan Respecting 136 and 144 Upper Mount Albion Road (former City of Stoney Creek)
Ward: 9
- 207 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 136 and 144 Upper Mount Albion Road (Stoney Creek)
ZAC-21-033
Ward: 9

- 208 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)
Schedule 11 (No Left Turn on Red)
Schedule 13 (Designated Traffic Lanes)
Ward: 1, 2, 3, 5

- 209 A By-law to Establish a Municipal Accommodation Tax
Ward: City Wide

- 210 Being a By-law to Permanently Close a Portion of Public Unassumed Alley
Abutting 46 Ferguson Avenue South, Hamilton, established by Registered
Plan 48, in the City of Hamilton, designated as Part 2 on Reference Plan
62R-21195, being Part of PIN 17169-0382 (LT), City of Hamilton
Ward: 2

- 211 A By-law to Deem a Part of a Subdivision Not to Be Registered, Blocks
131, 132, 133 and 134, inclusive, of Registered Plan No. 62M-1085
Ward: 14

- 212 To Amend Zoning By-law No. 87-57, Respecting Lands Located at 154
Wilson Street East, Ancaster
ZAC-18-058/UHOPA-18-024
Ward: 12

- 213 To Adopt Official Plan Amendment No. 172 to the Urban Hamilton Official
Plan Respecting 705 and 713 Rymal Road East
Ward: 6

- 214 To Amend Zoning By-law No. 6593, Respecting Lands Located at 705 and
713 Rymal Road East
ZAC-21-026
Ward: 6

- 215 To Adopt Official Plan Amendment No. 175 to the Urban Hamilton Official
Plan Respecting Bill 13 & Bill 109 Implementation
Ward: City Wide

- 216 To Adopt Official Plan Amendment No. 36 to the Rural Hamilton Official
Plan Respecting Bill 13 and Bill 109 Implementation
Ward: City Wide

- 217 To Delegate Removal of a Holding Symbol, Approval and Extension of a
Temporary Use By-law and Minor Zoning By-law Amendment
Ward: City Wide

- 218 Being a By-law to Require the Conveyance of Land for Park or Other
Public Recreational Purposes as a Condition of Development or
Redevelopment or the Subdivision of Land
Ward: City Wide

- 219 To Adopt Official Plan Amendment No. 249 to the City of Hamilton Official Plan Respecting 405 James Street North (Hamilton)
Ward: 2
- 220 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 405 James Street North, Hamilton
ZAC-21-031
Ward: 2
- 221 Delegation of Consent Authority and Constituting a Committee of Adjustment
Ward: City Wide
- 223 To Adopt Official Plan Amendment No. 174 to the Urban Hamilton Official Plan, Respecting 1842 King Street East
Ward: 4
- 224 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 1842 King Street East, in the City of Hamilton
ZAC-21-021
Ward: 4
- 225 To Adopt Official Plan Amendment No. 176 to the Urban Hamilton Official Plan Respecting 510 Centennial Parkway North (Hamilton)
Ward: 5
- 226 To Amend Zoning By-law No. 6593 (Hamilton), as amended, Respecting Lands Located at 510 Centennial Parkway North, Hamilton
ZAC-21-041
Ward: 5
- 227 Hamilton 60 Caledon Avenue Municipal Housing Project Facilities By-law
Ward: 8

(Clark/Danko)

That the order of items of the August 12, 2022 Council Agenda, be **amended** by moving up the consideration of Items 7.1 - Reconsideration of a decision that was defeated at the April 27, 2022 Council meeting respecting sub-section (a) of Item 10 of General Issues Committee Report 22-008, Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6) and 7.2 - Amendment to Item 3.1 of Council Minutes 22-001 respecting the Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(a)) (City Wide) following the Declarations of Interest.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla

YES - Ward 5 Councillor Russ Powers
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 7 Councillor Esther Pauls
 YES - Deputy Mayor - 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
 NOT PRESENT - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

(Clark/Danko)

That the agenda for the August 12, 2022 meeting of Council be approved, as ***amended***.

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

YES - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 NOT PRESENT - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 7 Councillor Esther Pauls
 YES - Deputy Mayor - 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
 NOT PRESENT - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

CEREMONIAL ACTIVITY

Donation of Obsolete Firefighting Equipment to the Ukraine

On behalf of the City of Hamilton, Mayor Eisenberger who was joined by our Hamilton Fire Chief David Cunliffe and Oakville Deputy Fire Chief Kalpana Rajgopalan, a Director with Firefighters Without Borders, Bohdan Leschyshen and Anna Jacyniak of BUC Financial and Alena Lazar, President of the Ukrainian Canadian Congress Hamilton Chapter, was pleased to share that the Hamilton Fire Department is donating a significant amount of out of service firefighting gear to support Ukrainian counterparts through Firefighters Without Borders.

When it comes to donated equipment, Firefighters Without Borders helps to refurbish (where required) and repurpose valuable firefighting equipment to help build the firefighting capacity of communities around the world. While the 500 sets of Bunker Gear, 45 Helmets, 266 Firefighter Gloves, 53 protective hoods, 120 Nomex Coveralls and 21 Harnesses

are no longer suitable for service in Hamilton, given the conditions in Ukraine, it is anticipated that the gear will provide years of valuable service to first responders as they serve and protect residents.

The donation of out of service personal protective equipment is another tangible example of how Hamilton continues to demonstrate support for Ukraine and Ukrainians, whether it's welcome those who arrive in Hamilton fleeing the war, and in this case supporting fellow firefighters in Ukraine who are working to serve and protect citizens and property during such fraught times.

Council thanked the Firefighters Without Borders for their efforts to build firefighting capacity in Ukraine and to our team at the Hamilton Fire Department.

DECLARATIONS OF INTEREST

Councillor L. Ferguson declared a disqualifying interest to Item 8 of Planning Committee Report 22-012 respecting the Taxi Regulation Review Report (PED22055), as he is an owner of taxi plate licences.

Councillor B. Clark declared a disqualifying interest to Item 11 of Planning Committee Report 22-012 respecting 442-462 Wilson Street East - Ontario Land Tribunal Appeal Instructions, as his son has a retail business interest with one of the property owners.

Councillor B. Clark declared a disqualifying interest to Item 5 of Planning Committee Report 22-013 respecting Application for a Zoning By-law Amendment for Lands Located at 154 Wilson Street East, Ancaster (PED22165) (Ward 12), as his son has a retail business interest with the principal of the planning firm, UrbanSolutions.

Councillor B. Clark declared a disqualifying interest to Item 7 of Planning Committee Report 22-013 respecting Application for Official Plan Amendment and Zoning By-law Amendment for the Lands Located at 1842 King Street East, Hamilton (PED22139) (Ward 4), as his son has a retail business interest with the principal of the planning firm, UrbanSolutions.

Councillor J.P. Danko declared a non-disqualifying interest to Item 9 of General Issues Committee Report 22-015 respecting Hamilton-Wentworth District School Board Liaison Committee Report 22-002, June 27, 2022, as his wife is the Chair of the Hamilton Wentworth District School Board.

Councillor M. Wilson declared a non-disqualifying interest to Item 2 of General Issues Committee Report 22-015 respecting Community Benefits Protocol Advisory Committee (HSC19066(a)) (City Wide), as the organization for which her spouse works is one of the funders of the Community Benefits Network.

Councillor M. Wilson declared a disqualifying interest to Item 6 of General Issues Committee Report 22-015 respecting Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application, 488 & 500 Upper Wellington Street, Hamilton ERG-22-02 (PED22169) (Ward 8), as her spouse is on the Board of one of the principles on the development.

NOTICES OF MOTION

7.1 Reconsideration of a decision that was defeated at the April 27, 2022 Council meeting respecting sub-section (a) of Item 10 of General Issues Committee Report 22-008, Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6)

(Danko/Clark)

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Reconsideration of a decision that was defeated at the April 27, 2022 Council meeting respecting sub-section (a) of Item 10 of General Issues Committee Report 22-008, Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6)

Result: Motion CARRIED by a 2/3rds vote of 10 to 3, as follows:

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

For further disposition of this matter, refer to Item 6.4

7.2 Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(a)) (City Wide)

Councillor Pauls withdrew the Notice of Motion respecting an Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(a)) (City Wide).

APPROVAL OF MINUTES OF PREVIOUS MEETING
--

3.1 July 8, 2022

(Wilson/Pearson)

That the Minutes of the July 8, 2022 meeting of Council be approved, as presented.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

COMMUNICATIONS

(Danko/Pauls)

That Council Communications 4.1 to 4.11 be approved, as presented, as follows:

- 4.1 Correspondence from the Town of South Bruce Peninsula requesting support for their resolution respecting the Physician Shortages in Ontario.

Recommendation: Be received.

- 4.2 Correspondence from the Honourable Michael Kerzner, Solicitor General respecting an updated standards of care for dogs kept outdoors and dogs tethered outdoors.

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

- 4.3 Correspondence from the City of Brantford requesting support for their resolution respecting the Potential threat to residential home ownership.

Recommendation: Be received.

- 4.4 Correspondence from the City of Brantford requesting support for their resolution Seeking Prosperity and Partnership with Indigenous Nations and a Timely Resolution of Haldimand Tract Land Dispute.

Recommendation: Be received.

- 4.5 Correspondence from the Hamilton and District Apartment Association respecting the Vacant Home Tax.

Recommendation: Be received and referred to the General Manager of Finance and Corporate Services for appropriate action.

- 4.6 Correspondence from Sidney Shaw respecting the Public Hearing in regards to 265 Mills St. S. Waterdown, Rezoning Application.

Recommendation: Be received and referred to the consideration of Item 3 of Planning Committee Report 22-012.

- 4.7 Correspondence respecting Report CM22016/PED22058(a)/HSC22030(a) - Hamilton's Climate Action Strategy Implementation Resources and Governance:

- (a) David Farrar, President and Vice-Chancellor, McMaster University
- (b) Joanna Sargent

Recommendation: Be received and referred to the consideration of Item 1 of General Issues Committee Report 22-016.

- 4.8 Correspondence respecting Report PED22154, Amendments to Expand the Permitted Uses in the Low Density Residential Zones of the Former Community Zoning By-laws of the Town of Ancaster, Town of Dundas, Town of Flamborough, Township of Glanbrook, City of Hamilton, and City of Stoney Creek and Create Two New Low Density Residential Zones in Zoning By-law No. 05-200:

- (a) Michael Mercier
- (b) Nancy Henderson and Al Dell
- (c) Dayna Firth
- (d) Brian Bentham
- (e) Anka Cassar
- (f) Summer Thomas
- (g) Kris Gadjanski
- (h) Sherri Brown
- (i) Nancy Hurst
- (j) Craig Cassar
- (k) Lorelei Brown
- (l) Ryan Ferrari, A.J. Clark and Associates Ltd.
- (m) Ian Borsuk, Environment Hamilton

Recommendation: Be received and referred to the consideration of Item 7 of Planning Committee Report 22-012.

- 4.9 Correspondence from Patrick Harrington, Aird & Berlis LLP respecting the ReEnactment of the Parkland Dedication By-law PED22158.

Recommendation: Be received and referred to the consideration of Item 9 of Planning Committee Report 22-013.

- 4.10 Correspondence from Sidney Shaw respecting 256 Mill St. South Waterdown Rezoning Application.

Recommendation: Be received and referred to the consideration of Item 3 of Planning Committee Report 22-012.

- 4.11 Correspondence from Nicole Smith respecting Hamilton's Climate Action Strategy Implementation Resources and Governance.

Recommendation: Be received and referred to the consideration of Item 1 of General Issues Committee Report 22-016.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Danko/Pauls)

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

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

YES - 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 - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

PLANNING COMMITTEE REPORT 22-012

(Ferguson/Pearson)

That Planning Committee Report 22-012, being the meeting held on Wednesday, August 3, 2022, be received and the recommendations contained therein be approved.

Due to a declared conflict, Item 8 was voted on separately as follows:

8. Taxi Regulation Review Report (PED22055) (City Wide) (Item 10.1)

- (a) That Council approve the reinstatement of the Taxi Inactive Plate fee retroactive to its termination date of December 31, 2021 and extend it until December 31, 2022 at an estimated cost of \$28,350 and that the User Fees and Charges By-law No. 15-158, be amended accordingly;
- (b) That Council approve the amendment to Appendix 1, Schedule 25 of the Licensing By-law 07-170, to add a \$10 fee for requested Van (non-accessible) trips, attached as Appendix "A" to Report PED22055; and,
- (c) That Council approve a one-year extension to the Accessible Taxi Financial Incentive Program until April 1, 2024, originally passed as a one year pilot program in 2018 through report PED18082, was extended through PED18082(a) for 16 months and then re-extended through PED18082(a) until April 1, 2023 and that it be modified to include additional incentives of \$100 to \$500 annually based on the overall number of trips per approved licensed driver.

Result: Motion on Item 8 of Planning Committee Report 22-012, CARRIED by a vote of 12 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
CONFLICT - Ward 12 Councillor Lloyd Ferguson
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson

YES - Ward 9 Councillor Brad Clark

7. **Amendments to Expand the Permitted Uses in the Low Density Residential Zones of the Former Community Zoning By-laws of the Town of Ancaster, Town of Dundas, Town of Flamborough, Township of Glanbrook, City of Hamilton, and City of Stoney Creek and Create Two New Low Density Residential Zones in Zoning By-law No. 05-200 (PED22154) (City Wide) (Item 9.6)**

(Danko/Wilson)

WHEREAS, at its meeting on November 23, 2016, Council received through Report PW16100 the Pilot Study Assessment of Increase in Lot Coverage in Rurally Serviced Roadway Neighbourhoods, Community of Ancaster (Phase 1 Report) and directed staff to undertake a Detail Detailed Drainage Assessment Study of all Existing Residential "ER" Neighbourhoods in Ancaster (Phase 2 study); and

WHEREAS, Item 7(a)(i) should reflect that the list are amendments to Appendix "A";

THEREFORE, BE IT RESOLVED:

- (a) That Item 7 of the Planning Committee Report 22-012, respecting the Amendments to Expand the Permitted Uses in the Low Density Residential Zones of the Former Community Zoning By-laws of the Town of Ancaster, Town of Dundas, Town of Flamborough, Township of Glanbrook, City of Hamilton, and City of Stoney Creek and Create Two New Low Density Residential Zones in Zoning By-law No. 05-200 (PED22154) (City Wide) (Item 9.6), be **amended**, by adding the following sub-section to read as follows:
- (vi) ***That upon completion of the Detail Detailed Drainage Assessment Study of all Existing Residential "ER" Neighbourhoods in Ancaster (Phase 2 study), staff be directed to prepare the appropriate Public Meeting notice under the Planning Act and associated report for Planning Committee to consider the following at a future statutory public meeting:***
- (a) ***Amendments to the Existing Residential "ER" Zone in the Town of Ancaster Zoning By-law No. 87-57 to implement the uses permitted in Urban Hamilton Official Plan Amendment No. 167.***
- (b) That Item 7 of the Planning Committee Report 22-012, respecting the Amendments to Expand the Permitted Uses in the Low Density Residential Zones of the Former Community Zoning By-laws of the Town of Ancaster, Town of Dundas, Town of Flamborough, Township of Glanbrook, City of Hamilton, and City of Stoney Creek and Create Two New Low Density Residential Zones in Zoning By-law No. 05-200 (PED22154) (City Wide) (Item 9.6), be further **amended**, by adding a reference to the amendments to Appendix "A" in sub-section (a)(i), to read as follows:

- (a) That City Initiative CI 22-G respecting amendments to the Low Density Residential Zones in Zoning By-law No. 05-200 and the Zoning By-laws applicable to the Town of Ancaster, Town of Dundas, Town of Flamborough, Township of Glanbrook, City of Hamilton, and City of Stoney Creek, to implement Urban Hamilton Official Plan Amendment No.167 by permitting an expanded range of low density residential uses and the conversion of existing single detached dwellings and duplex dwellings (two family dwellings) to provide small-scale intensification opportunities, be APPROVED on the following basis:
- (i) That the Draft By-laws to amend the Town of Ancaster Zoning By-law No. 87-57, Town of Dundas Zoning By-law No. 3581-86, Town of Flamborough Zoning By-law No. 90-145-Z, Township of Glanbrook Zoning By-law No. 464, City of Hamilton Zoning By-law No. 6593, and the City of Stoney Creek Zoning By-law No. 3692-92, attached as Appendix "A", as amended **by 1, 2, 3 and 4 as follows**, to Appendix "F" to Report PED22154, which have been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
1. That Section 5(b) be amended to delete reference to the "ER" Zone;
 2. That Section 6 be deleted in its' entirety
 3. That Sections 7 – 17 be renumbered accordingly to Section 6 – 16; **and**
 4. That the Appendix map included in the draft By-law to amend former **Town of Ancaster Zoning By-law** No. 87-57 be amended to delete any lands zoned "ER" in Zoning By-law No. 87-57.

Result: Motion on the Amendment to Item 7 of Planning Committee Report 22-012, CARRIED by a vote of 7 to 6, as follows:

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

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

7. **Amendments to Expand the Permitted Uses in the Low Density Residential Zones of the Former Community Zoning By-laws of the Town of Ancaster, Town of Dundas, Town of Flamborough, Township of Glanbrook, City of Hamilton, and City of Stoney Creek and Create Two New Low Density Residential Zones in Zoning By-law No. 05-200 (PED22154) (City Wide) (Item 9.6)**
- (a) That City Initiative CI 22-G respecting amendments to the Low Density Residential Zones in Zoning By-law No. 05-200 and the Zoning By-laws applicable to the Town of Ancaster, Town of Dundas, Town of Flamborough, Township of Glanbrook, City of Hamilton, and City of Stoney Creek, to implement Urban Hamilton Official Plan Amendment No.167 by permitting an expanded range of low density residential uses and the conversion of existing single detached dwellings and duplex dwellings (two family dwellings) to provide small-scale intensification opportunities, be APPROVED on the following basis:
- (i) That the Draft By-laws to amend the Town of Ancaster Zoning By-law No. 87-57, Town of Dundas Zoning By-law No. 3581-86, Town of Flamborough Zoning By-law No. 90-145-Z, Township of Glanbrook Zoning By-law No. 464, City of Hamilton Zoning By-law No. 6593, and the City of Stoney Creek Zoning By-law No. 3692-92, attached as Appendix “A”, as amended **by 1, 2, 3 and 4 as follows**, to Appendix “F” to Report PED22154, which have been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
1. That Section 5(b) be amended to delete reference to the “ER” Zone;
 2. That Section 6 be deleted in its’ entirety
 3. That Sections 7 – 17 be renumbered accordingly to Section 6 – 16; **and**
 4. That the Appendix map included in the draft By-law to amend former **Town of Ancaster Zoning By-law** No. 87-57 be amended to delete any lands zoned “ER” in Zoning By-law No. 87-57.
- (ii) That the Low Density Residential (R1) Zone and the Low Density Residential – Small Lot (R1a) Zone be added to Zoning By-law 05-200, and amendments to the Definition, Parking, General Provision and other Administrative Sections of Zoning By-law to implement the new zones, attached as Appendix “G” to Report PED22154, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
- (iii) That the proposed changes in zoning are consistent with the Provincial Policy Statement (2020), conform with A Place to Grow: Growth Plan for the Greater Golden Horseshoe, 2019, as amended, and comply the Urban Hamilton Official Plan;

- (iv) That upon final approval of Urban Hamilton Official Plan Amendment No. 167 and the draft Zoning By-laws that a general text amendment be added to all Neighbourhood Plans to add semi-detached dwellings and townhouse dwellings as permitted uses and to allow for the conversions of single detached dwellings and duplex dwellings to all low density residential areas identified in Appendix "A", as amended, to "G" to Report PED22154;
- (v) That staff be directed to consult on Neighbourhood Infill Guidelines and Urban Design Standards that will inform the creation of Residential Zones in Comprehensive Zoning By-law No. 05-200.
- (vi) ***That upon completion of the Detail Detailed Drainage Assessment Study of all Existing Residential "ER" Neighbourhoods in Ancaster (Phase 2 study), staff be directed to prepare the appropriate Public Meeting notice under the Planning Act and associated report for Planning Committee to consider the following at a future statutory public meeting:***
 - (a) ***Amendments to the Existing Residential "ER" Zone in the Town of Ancaster Zoning By-law No. 87-57 to implement the uses permitted in Urban Hamilton Official Plan Amendment No. 167.***

Result: Main Motion as Amended, Item 7 of Planning Committee Report 22-012, CARRIED by a vote of 9 to 3, as follows:

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

Due to a declared conflict, Item 11 was voted on separately as follows:

11. 442-462 Wilson Street East - Ontario Land Tribunal Appeal Instructions (Added Item 11.3)

WHEREAS, at its meeting on July 5, 2022, Planning Committee recommended refusal of the subject applications;

WHEREAS, on July 6, 2022 appeals were filed with the Ontario Land Tribunal for a failure of the City to make a decision on applications UHOPA-21-019 and ZAC-21-049 for lands located at 442, 450, 454 and 462 Wilson Street East; and

WHEREAS, at its meeting on July 8, 2022, Council refused the subject applications;

THEREFORE, BE IT RESOLVED:

- (a) That Legal and Risk Management Services staff be instructed to oppose the appeals for non-decision by 2691823 Ontario Inc arising from its applications for Official Plan amendment application UHOPA-21-019 and Zoning By-law amendment application ZAC-21-049;
- (b) That the Ontario Land Tribunal (OLT) be advised that the reasons for Council's opposition include but are not limited to the following:
 - (i) That the proposed amendment does not meet the general intent of the Urban Hamilton Official Plan and the Ancaster Wilson Street Secondary Plan with respect to building height, scale, massing, privacy, overlook, compatibility, and enhancing the character of the existing neighbourhood;
 - (ii) That the proposed change in zoning does not meet the general intent of the Urban Hamilton Official Plan and the Ancaster Wilson Street Secondary Plan with respect to setbacks, building height, and massing;
 - (iii) There is inadequate sanitary capacity for the proposed density;
 - (iv) That the proposal is not considered to be good planning and is considered an over development of the site.
- (c) That staff from Planning and Economic Development attend the hearing to provide evidence, if necessary;
- (d) That Legal and Risk Management Services staff, in consultation with Development Planning staff, be authorized to retain such outside professional(s) in support of Council's opposition to the proposal, as necessary and charge such costs of retainers to the Development Stabilization Reserve 110086.

Result: Motion on Item 11 of Planning Committee Report 22-012, CARRIED by a vote of 12 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 NOT PRESENT - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 7 Councillor Esther Pauls
 YES - Deputy Mayor - 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
 NOT PRESENT - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 CONFLICT - Ward 9 Councillor Brad Clark

9. Demolition Permits for 1117 and 1133 Beach Boulevard, Hamilton (Item 11.1)

(Powers/Farr)

That sub-section (a) be **amended** by deleting sub-section (a)(i) in its entirety, as follows, as the condition has been complied with:

- (a) That the Chief Building Official be authorized and directed to issue a demolition permit for 1117 Beach Boulevard, Hamilton, pursuant to Section 33 of the Planning Act as amended, without having to comply with the conditions in Sub-Section 6.(a) of Demolition Control Area By-law 22-101, ~~**upon the successful completion of the following condition:**~~

~~**(i) That the Holding Provision applicable to the property pursuant to Zoning By-law XX be lifted pursuant to s. 36 of the Planning Act, which shall require a documentation and salvage report to the satisfaction of the Director of Planning.**~~

Result: Motion on the Amendment to Item 9 of Planning Committee Report 22-012, CARRIED by a vote of 12 to 1, as follows:

YES - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 NOT PRESENT - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 YES - Ward 6 Councillor Tom Jackson
 NO - Ward 7 Councillor Esther Pauls
 YES - Deputy Mayor - 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
NOT PRESENT - 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:

WHEREAS, the owner of the property cannot proceed with a Demolition permit until after Site Plan approval, due to changes in the Demolition Control By-law; and,

WHEREAS, the neighbours at a Community meeting on the subject property requested demolition of the houses once they became vacant and the owner wishes to uphold that request;

THEREFORE, BE IT RESOLVED:

- (a) That the Chief Building Official be authorized and directed to issue a demolition permit for 1117 Beach Boulevard, Hamilton, pursuant to Section 33 of the Planning Act as amended, without having to comply with the conditions in Sub-Section 6.(a) of Demolition Control Area By-law 22-101.
- (b) That the Chief Building Official be authorized and directed to issue a demolition permit for 1133 Beach Boulevard, Hamilton, pursuant to Section 33 of the Planning Act as amended, without having to comply with the conditions in Sub-Section 6.(a) of Demolition Control Area By-law 22-101.

Result: Main Motion as *Amended*, Item 9 of Planning Committee Report 22-012, CARRIED by a vote of 12 to 1, as follows:

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

Result: Motion on the balance of Planning Committee Report 22-012, CARRIED by a vote of 13 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Danko/Pauls)

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 General Issues Committee Report 22-015, General Issues Committee Report 22-016, Planning Committee Report 22-013, Board of Health Report 22-008, CityHousing Hamilton Corporation Shareholder Report 22-002, Public Works Committee Report 22-012, Audit, Finance and Administration Committee Report 22-014 and Emergency and Community Services Committee Report 22-012.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

GENERAL ISSUES COMMITTEE REPORT 22-015

(Clark/Danko)

That General Issues Committee Report 22-015, being the meeting held on Thursday, August 4, 2022, be received and the recommendations contained therein be approved.

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

6. Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application, 488 & 500 Upper Wellington Street, Hamilton ERG-22-02 (PED22169) (Ward 8) (Item 10.3)

- (a) That Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application ERG-22-02, submitted by 488-500 Upper Wellington Nominee Inc. (488-500 Upper Wellington LP/Fengate Asset Management) owner of the properties at 488 and 500 Upper Wellington Street, Hamilton for an ERASE Redevelopment Grant not to exceed \$5,354,800, for estimated eligible remediation costs provided over a maximum of ten (10) years, be authorized and approved in accordance with the terms and conditions of the ERASE Redevelopment Agreement;
- (b) That the General Manager of the Planning and Economic Development Department be authorized and directed to execute the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Agreement together with any ancillary documentation required, to give effect to the ERASE Redevelopment Grant for 488-500 Upper Wellington Nominee Inc. (488-500 Upper Wellington LP/Fengate Asset Management), owner of the properties 488 and 500 Upper Wellington Street, Hamilton in a form satisfactory to the City Solicitor;
- (c) That the General Manager of the Planning and Economic Development Department be authorized and directed to administer the Grant and Grant Agreement including but not limited to: deciding on actions to take in respect of events of default and executing any Grant Amending Agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant, as approved by City Council, are maintained and that any applicable Grant Amending Agreements are undertaken in a form satisfactory to the City Solicitor.

Result: Motion on Item 6 of the General Issues Committee Report 22-015, CARRIED by a vote of 12 to 0, as follows:

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

YES - Deputy Mayor - 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
NOT PRESENT - 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 22-015, CARRIED by a vote of 13 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

GENERAL ISSUES COMMITTEE REPORT 22-016

(Danko/Pauls)

That General Issues Committee Report 22-016, being the meeting held on Monday, August 8, 2022, be received and the recommendations contained therein be approved.

Result: Motion on the General Issues Committee Report 22-016, CARRIED by a vote of 12 to 1, as follows:

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

YES - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

PLANNING COMMITTEE REPORT 22-013

(Ferguson/Pearson)

That Planning Committee Report 22-013, being the meeting held on Tuesday, August 9, 2022, be received and the recommendations contained therein be approved.

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

5. Application for a Zoning By-law Amendment for Lands Located at 154 Wilson Street East, Ancaster (PED22165) (Ward 12) (Item 9.3)

- (a) That Amended Zoning By-law Amendment Application ZAC-18-058, by UrbanSolutions Planning and Land Development (c/o Matt Johnston) on behalf of T. Valeri Construction Ltd. (Owner), for a change in zoning from Existing Residential “ER” Zone to Residential Multiple “RM4-715” Zone, Modified, to permit 10, three storey townhouse dwellings on a private (condominium) road for the lands located at 154 Wilson Street East, as shown on Appendix “A” attached to Report PED22165, be APPROVED on the following basis:
 - (i) That the draft By-law, attached as Appendix “B” to Report PED22165 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), and conforms to the Growth Plan for the Greater Golden Horseshoe (2019, as amended);
 - (iii) That the proposed change in zoning complies with the Urban Hamilton Official Plan and the Ancaster Wilson Street Secondary Plan.
 - (iv) That the proposal include a grass area along the curb of Wilson Street, for residents to leave garbage on pick-up day.
 - (v) That the Noise Study be implemented through the Site Plan and Condominium approval stages, which includes notice in the Agreement of Purchase and Sale, and in the Condominium agreement, to ensure it’s registered on title to advise future property owners of the maintenance facility of the golf club behind the proposed development.

Result: Motion on Item 5 of the Planning Committee Report 22-013, CARRIED by a vote of 12 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson

YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
CONFLICT - Ward 9 Councillor Brad Clark

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

7. Application for Official Plan Amendment and Zoning By-law Amendment for the Lands Located at 1842 King Street East, Hamilton (PED22139) (Ward 4) (Item 9.5)

- (a) That Urban Hamilton Official Plan Amendment Application UHOPA-21-009 by UrbanSolutions Planning & Land Development Consultant Inc. c/o Sergio Manchia, on behalf of 1842 King St E. Inc. c/o New Horizon Development Group, (Owner), to establish a Site Specific Policy Area within the Neighbourhoods designation, to permit a 13 storey, mixed use development, with a residential density of 500 units per hectare, to restrict the maximum height to 13 storeys, and to permit commercial uses below the ground floor, for 1842 King Street East, as shown on Appendix "A" attached to Report PED22139, be APPROVED on the following basis:
 - (i) That the draft Official Plan Amendment, attached as Appendix "B" to Report PED22139, be adopted by Council;
 - (ii) That the proposed Official Plan Amendment is consistent with the Provincial Policy Statement (2020) and conforms to the Growth Plan for the Greater Golden Horseshoe 2019, as amended;
- (b) That Revised Zoning By-law Amendment Application ZAC-21-021 by UrbanSolutions Planning & Land Development Consultant Inc. c/o Sergio Manchia, on behalf of 1842 King St E. Inc. c/o New Horizon Development Group, Owner, for a change in zoning from Major Institutional (I3) Zone to Mixed Use Medium Density (C5, 812, H76, H77) Zone, to permit four, 13 storey multiple dwellings with commercial uses below the ground floor and, four, four storey maisonette for a total of 1,341 dwelling units, and four commercial units, for lands located at 1842 King Street East, as shown on Appendix "A" attached to Report PED22139, be APPROVED on the following basis:

- (i) That the draft By-law, attached as Appendix “C” to Report PED22139, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
- (ii) That the amending By-law attached as Appendix “C” to Report PED22139 be added to Map No. 1139 of Schedule “A” – Zoning Maps of Zoning By-law No. 05-200;
- (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 City of Hamilton Official Plan upon approval of the Official Plan Amendment No. _____;
- (iv) 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 introducing the Holding symbol ‘H’ (H76) as a suffix to the proposed zoning for the following:
 - (1) The Owner submit and receive completion of a signed Record of Site Condition (RSC) being submitted to the City of Hamilton and the Ministry of the Environment, Conservation and Parks (MECP) or enters into a conditional building permit agreement with respect to completing a Record of Site Condition. This RSC must be to the satisfaction of the Director of Planning and Chief Planner, including a notice of acknowledgement of the RSC by the MECP, and submission of the City of Hamilton’s current RSC administration fee;
 - (2) That the Owner submit a Functional Servicing Report to demonstrate the stormwater management, sanitary flow and water supply demand (Water Hydraulic Analysis) resulting from this development has adequate capacity in the existing municipal infrastructure system in accordance with City standards to accommodate the proposed development, to the satisfaction of the Director of Growth Management;
 - (3) That the Owner make satisfactory arrangements with City’s Growth Management Division and enter into an external works agreement with the City for the design and construction of any improvements to the municipal infrastructure at the Owner’s cost, should it be determined that upgrades are required to the infrastructure to support this development, according to the Functional Servicing Report, Traffic Impact Study (TIS) and Watermain Hydraulic Analysis Report, to the satisfaction of the Director of Growth Management;
 - (4) A Documentation and Salvage Report in accordance with the City’s Guidelines for Documentation and Salvage Reports has been submitted and implemented all to the satisfaction of the

Director of Planning and Chief Planner prior to any demolition and the Owner shall demonstrate that a copy of this report is submitted to the Hamilton Public Library;

- (5) An updated Pedestrian Wind Study has been submitted and implemented to the satisfaction of the Director of Planning and Chief Planner;

- (v) 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 introducing the Holding symbol 'H' (H77) as a suffix to the proposed zoning for the following:

- (1) Regulations

For such time as the Holding Provision is in place, these lands shall be subject to the regulations of the (C5, 812) Zone except where in conflict with the following:

- (aa) No development exceeding 1,341 dwelling units;

- (2) Conditions for Holding Provision Removal

The Holding Provision shall, upon application by the landowner, be removed by way of an amending Zoning By-law, for all or part of the lands subject to this provision when the following conditions have been satisfied:

- (aa) That the Owner submit and receive approval of an updated Transportation Impact Study where greater than 1,341 dwelling units are proposed, to the satisfaction of the Director of Transportation Planning;

- (bb) That the Owner submit and receive approval of an updated Functional Servicing Report and Watermain Hydraulic Analysis Report where greater than 1,341 dwelling units are proposed, to the satisfaction of the Director of Growth Management.

Result: Motion on Item 7 of the Planning Committee Report 22-013, CARRIED by a vote of 12 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
CONFLICT - Ward 9 Councillor Brad Clark

Upon request, Council voted on Item 13 separately, as follows:

13. 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) (Deferred back to Committee by Council at their July 8, 2022 meeting) (Item 10.3)

- (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 APPROVED on the following basis:
 - (i) That the draft Official Plan Amendment, attached as Appendix "B" to Report PED22129, be adopted by City Council;
 - (ii) That the proposed Official Plan Amendment is consistent with the Provincial Policy Statement (2020) and conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe, 2019, as amended;
- (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 APPROVED on the following basis:
 - (i) That the draft By-law, attached as Appendix "C" to Report PED22129, 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 upon the approval of Official Plan
Amendment No. ____.

**Result: Motion on Item 13 of the Planning Committee Report 22-013, CARRIED by a
vote of 10 to 3, as follows:**

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

**Result: Motion on the balance of the Planning Committee Report 22-013, CARRIED by
a vote of 13 to 0, as follows:**

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

BOARD OF HEALTH REPORT 22-008

(Wilson/Partridge)

That Board of Health Report 22-008, being the meeting held on Wednesday, August 10, 2022, be received and the recommendations contained therein be approved.

Upon request, Council voted on Item 1 separately, as follows:

1. **Correspondence from the Timiskaming Health Unit respecting Decriminalization of Personal Possession of Illicit Drugs (Item 5.2)**
 - (a) That the Correspondence from the Timiskaming Health Unit respecting Decriminalization of Personal Possession of Illicit Drugs, be endorsed;
 - (b) That the City of Hamilton communicate to the Health Canada that penalties for the production and distribution of illicit drugs be increased;
 - (c) That the City of Hamilton request that the Federal Government include Hamilton in the Health Canada pilot-project, granting an exemption, under subsection 56(1) of the Controlled Drugs and Substance Use Act to remove criminal penalties for people who possess a small amount of certain illegal substances for personal use. pilot project, similar to that given to British Columbia; and
 - (d) That the correspondence be distributed to local Members of Parliament, Federation of Canadian Municipalities, the Hamilton Police Services Board and the Association of Municipalities of Ontario.

Result: Motion on Item 1 of the Board of Health Report 22-008, CARRIED by a vote of 11 to 2, as follows:

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

Upon request, Council voted on Item 4 separately, as follows:

**4. Healthy Babies Healthy Children Program Budget 2022-2023
(BOH22015) (City Wide) (Item 10.2)**

- (a) That the 2022-2023 Healthy Babies, Healthy Children program budget, funded primarily by the Ministry of Children, Community and Social Services be approved; and,
- (b) That the Medical Officer of Health or delegate be authorized and directed to receive, utilize, report on and execute all Service agreements and contracts, in a form satisfactory to the City Solicitor, required to give effect to the 2022-2023 Healthy Babies, Healthy Children program budget; and,
- (c) That the Medical Officer of Health or delegate be authorized and directed to receive, utilize, and report on the grant received from the Hamilton Community Foundation for the Nurse Family Partnership program for 2022.

Result: Motion on Item 4 of the Board of Health Report 22-008, CARRIED by a vote of 12 to 1, as follows:

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

Result: Motion on the balance of the Board of Health Report 22-008, CARRIED by a vote of 13 to 0, as follows:

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

YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

CITYHOUSING HAMILTON SHAREHOLDER REPORT 22-002

(Farr/Jackson)

That CityHousing Hamilton Shareholder Report 22-002, being the meeting held on Wednesday, August 10, 2022, be received and the recommendations contained therein be approved.

Result: Motion on the CityHousing Hamilton Shareholder Report 22-002, CARRIED by a vote of 13 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

PUBLIC WORKS COMMITTEE REPORT 22-012

(Nann/Powers)

That Public Works Committee Report 22-012, being the meeting held on Wednesday, August 10, 2022, be received and the recommendations contained therein be approved.

Result: Motion on the Public Works Committee Report 22-012, CARRIED by a vote of 13 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla

YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 22-014
--

(Pearson/VanderBeek)

That Audit, Finance and Administration Committee Report 22-014, being the meeting held on Thursday, August 11, 2022, be received and the recommendations contained therein be approved.

Upon Request, Council voted on Item 11 separately, as follows:

11. City Enrichment Fund - Digital Program (CM22015 / GRA22003) (City Wide) (Added Item 10.7)

That Report CM22015 / GRA22003, respecting the City Enrichment Fund - Digital Program as **Amended**, be REFERRED to the Grant's Sub-Committee for further consideration.

Result: Motion on Item 11 of the Audit, Finance and Administration Committee Report 22-014, DEFEATED by a vote of 3 to 11, as follows:

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

Mayor Eisenberger relinquished the Chair to Deputy Mayor Danko in order to move the following motion:

**11. City Enrichment Fund - Digital Program (CM22015 / GRA22003) (City Wide)
(Added Item 10.7)**

(Eisenberger/Nann)

- (a) *That a new Digital program area, which focuses on projects related to digital equity, be established within the City Enrichment Fund as a 2-year pilot, with the ability to evaluate the success of the program area thereafter;***
- (b) *That the City Enrichment Fund Reserve of \$150,000 be effectively allocated to this new pilot program area of Digital, with the split of \$75,000 allocated to Year 1 and \$75,000 be allocated to Year 2 and be made available to local eligible entities as per existing CEF eligibility guidelines and newly drafted program area specific guidelines; and,***
- (c) *That the Digital Handbook, containing objectives, funding categories, guidelines, application details and budget information, as outlined in the attached Appendix "A" to Report CM22015/GRA22003 be approved.***
- (d) *That staff be directed to report back to the Grant's Sub-Committee annually respecting the City Enrichment Fund - Digital Program Pilot Program.***

Result: Motion on Item 11, *As Amended*, of the Audit, Finance and Administration Committee Report 22-014, CARRIED by a vote of 12 to 1, as follows:

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

Result: Motion on the balance of the Audit, Finance and Administration Committee Report 22-014, CARRIED by a vote of 12 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson

YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 22-012

(Clark/Jackson)

That Emergency and Community Services Committee Report 22-012, being the meeting held on Thursday, August 11, 2022, be received and the recommendations contained therein be approved.

(Nann/Wilson)

That sub-section (a)(i)1 to Item 7 of the Emergency and Community Services Committee Report 22-012, respecting Adaptation and Transformation of Services for People Experiencing Homelessness Update 6, be **amended**, to read as follows:

7. Adaptation and Transformation of Services for People Experiencing Homelessness Update 6 (HSC20020(f)) (City Wide) (Item 10.3)

(a) That staff be authorized to implement an interim plan for homelessness system service levels at an approximate cost of \$5.472M for additional pressures in 2022 and to the end of March 2023, as follows:

(i) In 2022:

1. ***Subject to receipt of the necessary building permits and/or planning approvals, a*** ~~A~~ one-time grant to a maximum amount of \$3.04 M to Mission Services for capital improvements to a new men's emergency shelter location ***at 400 King Street East***, replacing the current location at 325 James St. North to retain permanent emergency shelter for approximately 58 men and add 50 new transitional beds of which up to 24 can be used for shelter surge capacity in the men's shelter system;

Result: Amendment on Item 7 of the Emergency and Community Services Committee Report 22-012, CARRIED by a vote of 12 to 1, as follows:

YES - Ward 1 Councillor Maureen Wilson

YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
NO - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NOT PRESENT - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
NOT PRESENT - 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:

7. Adaptation and Transformation of Services for People Experiencing Homelessness Update 6 (HSC20020(f)) (City Wide) (Item 10.3)

- (a) That staff be authorized to implement an interim plan for homelessness system service levels at an approximate cost of \$5.472M for additional pressures in 2022 and to the end of March 2023, as follows:
 - (i) In 2022:
 - 1. ***Subject to receipt of the necessary building permits and/or planning approvals, a A*** one-time grant to a maximum amount of \$3.04 M to Mission Services for capital improvements to a new men's emergency shelter location ***at 400 King Street East***, replacing the current location at 325 James St. North to retain permanent emergency shelter for approximately 58 men and add 50 new transitional beds of which up to 24 can be used for shelter surge capacity in the men's shelter system;
 - 2. Ancillary costs, including security and damages, associated with the rental of hotel rooms for expanded temporary emergency shelter for single men and women, in the approximate amount of \$500 K;
 - (ii) From January to March 2023, addressing the needs of community members accessing the emergency shelter system through:
 - 1. Interim capacity of up to 100 additional beds in the women's emergency shelter system as needed, by extending temporary emergency shelter operations at 378 Main Street East (the former Cathedral Boys School) at an approximate cost of \$334 K monthly for an approximate total of \$1 M;

2. Maintaining increased interim emergency shelter capacity of up to 24 beds in the men's system, by increasing the overflow capacity of the new Mission Services men's shelter by up to 24 additional beds in the approximate monthly amount of \$58.3 K for an approximate total of \$175 K;
 3. Extending four temporary emergency shelter beds at Salvation Army men's shelter at an approximate cost of \$22 K; and;
 4. Continuation of enhanced drop-in services including but not limited to The Living Rock Ministries, Mission Services of Hamilton Inc., Wesley Urban Ministries Inc. and The Hamilton Young Women's Christian Association (YWCA) in the approximate monthly amount of \$245 K for an approximate total of \$735 K;
- (b) That staff be directed to pursue full recovery from senior levels of government for the costs identified in recommendation (a) as they are associated to COVID and that recommendations will be coming back through the Year End report outlining what has been funded and what requires additional funding;
- (c) That staff be directed to bring a business case forward to Council through the 2023 budget process detailing a phased transition plan over the remaining nine months of 2023 for the emergency shelter system; and,
- (d) That the Mayor, on behalf of City Council, correspond with the Federal Minister of Housing and Diversity and Inclusion and the Provincial Minister of Municipal Affairs and Housing to advocate for additional transitional COVID-19 funding resources to support ongoing housing and homelessness systems responses, address budgetary shortfalls, and mitigate impacts on the City.

Result: Main Motion, As Amended, Item 7 of the Emergency and Community Services Committee Report 22-012, CARRIED by a vote of 13 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - 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 22-012, CARRIED by a vote of 13 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Danko/Pauls)

That Council rise from Committee of the Whole.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Jackson/Pauls)

That Council recess until 1:20 p.m.

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

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr

YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

MOTIONS

6.1 Renaming of Keith Park to Joel Hulsman Park**(Nann/Eisenberger)**

WHEREAS, Joel Hulsman started working at Kenesky's Sports and Cycle at the age of 12 years, where he was part of the infamous legacy of producing the gold standard of goalie pads among hockey players until 1992;

WHEREAS, Joel Hulsman became the owner of Kenesky's Sports and Cycle on Barton Street until it closed in 2015;

WHEREAS, Joel Hulsman was known as the "Mayor of Barton Street", and Kenesky's Sports and Cycle acted as an information hub and community gathering place;

WHEREAS, residents in the ward have requested that a park situated at Keith Street and Douglas Avenue be named after Joel Hulsman to coincide with the 50th Anniversary of the Team Canada '72 Summit Series in hockey in September 2022; and

WHEREAS, a Facility Naming Sub-Committee meeting to discuss the request will not fall within the September deadline for the naming, as is the usual practice of naming requests;

THEREFORE, BE IT RESOLVED:

That staff proceed with the process of having the park at the corner of Keith Street and Douglas Avenue, named after Joel Hulsman to coincide with the 50th Anniversary of the Team Canada '72 Summit Series in hockey in September 2022.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann

NOT PRESENT - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 YES - Ward 6 Councillor Tom Jackson
 NOT PRESENT - Ward 7 Councillor Esther Pauls
 YES - Deputy Mayor - 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
 NOT PRESENT - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 NOT PRESENT - Ward 9 Councillor Brad Clark

6.2 Appointments to the Hamilton-Wentworth Catholic District School Board Liaison Committee and the Hamilton-Wentworth District School Board Liaison Committee

(Partridge/VanderBeek)

WHEREAS, Council on July 8th, increased the membership on the Hamilton-Wentworth District School Board Liaison Committee and the Hamilton-Wentworth Catholic District School Board Liaison Committee to a total of three Members of Council (Mayor and two members of Council).

THEREFORE, BE IT RESOLVED:

- (a) That Councillor R. Powers, be appointed to the Hamilton-Wentworth District School Board Liaison Committee for the remainder of the 2018-2022 Term of Council; and
- (b) That Councillor B. Clark, be appointed to the Hamilton-Wentworth Catholic District School Board Liaison Committee for the remainder of the 2018-2022 Term of Council.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 NOT PRESENT - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 YES - Ward 6 Councillor Tom Jackson
 NOT PRESENT - Ward 7 Councillor Esther Pauls
 YES - Deputy Mayor - 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
 NOT PRESENT - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson

NOT PRESENT - Ward 9 Councillor Brad Clark
Mayor Eisenberger relinquished the Chair to Deputy Mayor Danko in order to introduce the following motion:

6.3 Amendment to Item 5.10(a) of the June 22, 2022 Council minutes, respecting Report HSC22029(a) - Ukrainian Response Update and Request for Assistance (City Wide)

(Eisenberger/Jackson)

WHEREAS, Council on June 22, 2022 authorized staff to respond to supporting the Ukraine Crisis, including but not limited to short-term and temporary accommodations and wrap around supports with an estimated cost up to \$670,000 per month for 2 months (\$1,340,000);

WHEREAS, staff as of August 12, 2022, have expensed approximately \$25,000 of the estimated cost up to \$670,000 per month for 2 months (\$1,340,000);

WHEREAS, it is now necessary to extend the timeframe beyond August 2022 to approximately January 31, 2023, to an upset limit of \$1,340,000 (\$670,000 per month for 2 months).

THEREFORE, BE IT RESOLVED:

- (a) That Sub-section (a) of Item 5.10(a) of the June 22, 2022 Council minutes, respecting Report HSC22029(a) - Ukrainian Response Update and Request for Assistance (City Wide), be **amended**, to read as follows:
 - (a) That staff be authorized to respond to supporting the Ukraine Crisis, including but not limited to short-term and temporary accommodations and wrap around supports with **an upset limit of \$1,340,000**, to be charged to the Corporate Financials – Expenditures/Non-Program Dept Id; and

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

5.10(a) Sub-Sections (a) and (c) of Report HSC22029(a) - Ukrainian Response Update and Request for Assistance (City Wide)

- (a) That staff be authorized to respond to supporting the Ukraine Crisis, including but not limited to short-term and temporary accommodations and wrap around supports with **an upset limit of \$1,340,000**, to be charged to the Corporate Financials – Expenditures/Non-Program Dept Id; and
- (b) That the Mayor and City Clerk be authorized and directed to execute all documentation necessary to support the City's response to the Ukraine Crisis, with content acceptable to the General Manager, City Managers Office, and in a form satisfactory to the City Solicitor.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 NOT PRESENT - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 YES - Ward 6 Councillor Tom Jackson
 NOT PRESENT - Ward 7 Councillor Esther Pauls
 YES - Deputy Mayor - 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
 NOT PRESENT - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 NOT PRESENT - Ward 9 Councillor Brad Clark

Mayor Eisenberger assumed the Chair.

6.4(a) Reconsideration of a decision that was defeated at the April 27, 2022 Council meeting respecting sub-section (a) of Item 10 of General Issues Committee Report 22-008, Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6)

(Danko/Clark)

That sub-section (a) of Item 10 of General Issues Committee Report 22-008, Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6), which was defeated by Council on April 27, 2022 and reads as follows, be reconsidered:

10. Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6)

- (a) That the City suspend its Mandatory COVID-19 Vaccination Verification Policy requiring proof of full vaccination in the workplace, and that the following provisions in the current policy, be amended by:
 - (i) removing the general requirement to provide proof of vaccination or participate in rapid antigen testing program as an ongoing condition of employment, thereby eliminating the termination of employment for those employees failing to provide evidence of vaccination by May 31, 2022;
 - (ii) discontinuing the requirements for employees who have not disclosed their vaccination status (or who are subject to an accommodation) to participate in rapid antigen testing, effective May 2, 2022; and,
 - (iii) removing citizen appointees from the application of the Policy.

Result: Motion CARRIED by a 2/3rds vote of 10 to 3, as follows:

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

6.4(b) Consideration of a decision that was defeated at the April 27, 2022 Council meeting respecting sub-section (a) of Item 10 of General Issues Committee Report 22-008, Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6)

(Clark/Jackson)

That sub-section (a) of Item 10 of General Issues Committee Report 22-008, Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6), which was defeated by Council on April 27, 2022 and reads as follows, be considered:

10. Amendment to the Mandatory COVID-19 Vaccination Verification Policy (HUR21008(b)) (City Wide) (Item 10.6)

- (a) That the City suspend its Mandatory COVID-19 Vaccination Verification Policy requiring proof of full vaccination in the workplace, and that the following provisions in the current policy, be amended by:
 - (i) removing the general requirement to provide proof of vaccination or participate in rapid antigen testing program as an ongoing condition of employment, thereby eliminating the termination of employment for those employees failing to provide evidence of vaccination by May 31, 2022;
 - (ii) discontinuing the requirements for employees who have not disclosed their vaccination status (or who are subject to an accommodation) to participate in rapid antigen testing, effective May 2, 2022; and,

- (iii) removing citizen appointees from the application of the Policy.

Result: Motion CARRIED by a vote of 9 to 4, as follows:

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

6.5 Financial Support for CityHousing Hamilton (CHH) to Address underfunding from Canada Mortgage and Housing Corporation (CMHC) for the new developments at 104 Bay Street North and 55 Queenston Road, Hamilton, Ontario

(Farr/Jackson)

WHEREAS, Canada Mortgage and Housing Corporation (CMHC) Co-Investment applications were made for the City Housing Hamilton Projects at 104 Bay Street North and 55 Queenston Road in December 2020;

WHEREAS, further supporting documents were gathered and submitted as per the regular application process and project progression through design and planning for construction to commence in August 2022;

WHEREAS, without any prior indication, CityHousing Hamilton (CHH) received notice on June 13, 2022 that projects in the application stage that have not reached final funding commitments were being capped at new lower funding levels, or otherwise being reduced, resulting in an estimated gap of \$5.4M;

WHEREAS, CHH escalated the crisis issue to CHH Board President, Councillor Jason Farr, and Member of Parliament Chad Collins and subsequently to the CHH Board on June 21, 2022 (CEO Update) and July 22, 2022 (Report 17021(e)) detailing the risk to the build out of these 95 affordable housing units;

WHEREAS, the 55 Queenston Road project is time sensitive to a financial commitment of the \$4.6M shortfall in order to proceed with construction, and dialogue and negotiation with CMHC has not resulted in a resolution;

WHEREAS, the 104 Bay Street North project with a shortfall of \$800k is not as time sensitive as continued conversations with CMHC may enable the smaller financial shortfall to be bridged; and,

WHEREAS, the City has previously authorized the issuance of debt financing for both of these projects;

THEREFORE, BE IT RESOLVED

- (a) That the General Manager, Finance and Corporate Services, be authorized to enter into and execute any necessary agreements, including any agreements with Infrastructure Ontario's Loan Program, to secure the capital funding required for CityHousing Hamilton Corporation project at 55 Queenston Road with content acceptable to the General Manager, Finance and Corporate Services and in a form satisfactory to the City Solicitor;
- (b) That the General Manager, Finance and Corporate Services, be authorized and directed to negotiate and confirm the terms, placement and issuance of all debenture issue(s) and / or private placement debenture issue(s), in either a public or private market and / or bank loan agreements and debenture issue(s) and / or variable interest rate bank loan agreements and debenture issue(s), in an amount not to exceed \$4,600,000 Canadian currency in support of CityHousing Hamilton for project at 55 Queenston Road;
- (c) That the General Manager, Finance and Corporate Services, be authorized and directed to enter into and execute any necessary agreements, to engage the services of all required persons, agencies and companies to secure the terms and issuance of the debenture issue(s) described in Recommendation (a) including, but not limited to, external legal counsel, fiscal agents and financial professionals, with content acceptable to the General Manager, Finance and Corporate Services and in a form satisfactory to the City Solicitor;
- (d) That the General Manager, Finance and Corporate Services, Mayor and City Clerk are individually authorized and directed to enter into and / or execute, on behalf of the City of Hamilton, all agreements and necessary ancillary documents to implement Recommendation (a) and in order to secure the terms and issuance of the debenture issue(s) described in Recommendation (a) with content acceptable to the General Manager, Finance and Corporate Services and in a form satisfactory to the City Solicitor;
- (e) That the General Manager, Finance and Corporate Services be authorized and directed to administer all agreements and necessary ancillary documents described in Recommendations (a), (b), (c) and (d);
- (f) That staff be directed to prepare, for Council's consideration, all necessary By-law(s) to authorize and implement CityHousing Hamilton Corporation project at 55 Queenston Road, including By-laws for the purpose of authorizing the debenture issue(s) in accordance with Recommendations (b), (c), (d), (e), and (f) and any by-laws necessary to negotiate, place and secure the required capital funding in accordance with Recommendation (a);

- (g) That the General Manager, Finance and Corporate Services be directed and authorized to amend the debt financing amount in Recommendation (b) to reflect any additional funding sources, whether Federal or Provincial, that may be received in addition to the current budgeted amounts.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

6.6 Amendment to Item 2 of the Public Works Committee Report 19-011, respecting Ancaster Memorial Arts & Culture Centre (PW19072) (Ward 12) (Item 10.1)

(Ferguson/Partridge)

WHEREAS, the Fieldcote Memorial Park & Museum ("Fieldcote"), located at 64 Sulphur Springs Road, Ancaster, Ontario, is a City-owned facility which is cultural heritage centre;

WHEREAS, EarlyON Child and Family Centres offer a range of free programs that support parents and caregivers, encourage positive interactions with children and provide information regarding early learning and child development;

WHEREAS, EarlyON Child and Family Centres are rooted in collaboration across the system working with partners in recreation, libraries, school boards, arts and museums to ensure children and families are connected to essential resources that support optimal development;

WHEREAS, EarlyON Child and Family Centres require further support in Ancaster through an accessible, community-based location to meet service demands;

WHEREAS, the current indoor space and outdoor landscape at "Fieldcote" effectively complements EarlyON Child and Family Centre's need for an accessible, community-based location in Ancaster;

WHEREAS, it is proposed that the “Fieldcote” be used as the primary program space for an EarlyON Child and Family Centre, with the new Ancaster Memorial Arts & Culture Centre offering a secondary space available to the program occasionally (3-4 times per month at a minimum, when permissible);

WHEREAS, the use of primary program space at “Fieldcote” for an EarlyON Child and Family Centre can be accommodated without adversely impacting existing museum programs and services;

WHEREAS, the two City-owned facilities in close proximity to each other and on a transit route in downtown Ancaster has created a prominent presence and synergy to the community of Ancaster;

WHEREAS, a significant capital contribution of \$500,000 has been made from the Early Years Reserve #112218 to the new Ancaster Memorial Arts & Culture Centre Project;

WHEREAS, the Ancaster Memorial Arts & Culture Centre project is nearing substantial completion and the capital budget sits with a favorable variance due to anticipated property sale of the Carluke Community Centre, which has increased from its original appraised value of \$300,000 to favourable range of \$550,000 – \$600,000 based on current real estate market conditions; and

WHEREAS, due to popular and overwhelming demands at the Ancaster Memorial Arts & Culture Centre with the arts and theatre programming, available space for the EarlyON program has been reduced significantly, accordingly, another nearby location is required to meet the needs of the Ancaster community.

THEREFORE, BE IT RESOLVED:

- (a) That Sub-section (b) to Item 2 of the Public Works Committee Report 19-011, respecting Ancaster Memorial Arts & Culture Centre (PW19072) (Ward 12) (Item 10.1), be **amended** to redistributed the original capital contribution of the \$500,000 from Early Years Reserve to Ancaster Memorial Arts & Culture Centre Project to include Fieldcote Memorial Park & Museum at 64 Sulphurs Spring Road as part of the EarlyON Child and Family Centre support in the Ancaster area, as follows:
 - (b) That the following funding strategy for an additional \$12.115M be approved for Project 3541641602, Ancaster Memorial Arts & Culture Centre **and Fieldcote Memorial Park & Museum at 64 Sulphurs Spring Road as part of the EarlyON Child and Family Centre support in the Ancaster area**, to complete construction of the projects as well as cover any associated project costs and fees:
 - (i) \$860,000 from Councillor Priority Roads Work-In-Process (for road access upgrade to property);
 - (ii) \$540,000 from additional Property Sales;

- (iii) \$2,000,000 from additional Community Contribution, of which \$1,000,000 will be loaned from the Investment Stabilization Reserve 112300;
 - (iv) \$2,738,333 from Federal Gas Tax;
 - (v) \$2,738,334 from the Unallocated Capital Reserve 108020;
 - (vi) \$2,738,333 from a 10-year Ancaster area-rating charge to be loaned from the Investment Stabilization Reserve 112300;
 - (vii) \$500,000 from Early Years Reserve 112218;
- (b) That the following Sub-sections be included in Item 2 of the Public Works Committee Report 19-011, respecting Ancaster Memorial Arts & Culture Centre (PW19072) (Ward 12) (Item 10.1), with the remaining sub-sections being renumbered as follows:
 - (c) ***That staff be directed to set up a new Capital Project ID #7202241002 called “Ancaster Heritage Improvements”;***
 - (d) ***That funding be made available from the Ancaster Memorial Arts Project 3541641602 – “Ancaster Memorial Arts & Culture Centre”, in the amount of \$200,000 to be transferred to Capital Project ID #7202241002 “Ancaster Heritage Improvements”, in lieu of a rental fee and that the available funds be committed to future heritage-related capital initiatives at Ancaster museums and grounds together with the EarlyON Child and Family Centre; and***
 - (e) ***That the Energy, Fleet & Facilities Management Division staff work in collaboration with all parties to facilitate the necessary Service Level Agreement(s) (SLA) and/or License Agreement(s) which will outline the terms, conditions and expectation in accommodating the EarlyON Child and Family Centre at the two City-owned properties in Ancaster, being:***
 - (i) ***Fieldcote Memorial Park & Museum at 64 Sulphur Spring Road; and***
 - (ii) ***Ancaster Memorial Arts & Culture Centre at 357 Wilson Street East.***
- (f) That staff be directed to explore funding from other levels of government to offset the City's own source funding commitment;
- (g) That the General Manager, Public Works Department be authorized and directed to negotiate, enter into, execute and amend any ancillary documents with funders or other levels of government for additional funding on the project, with such terms and conditions in a form satisfactory to the City Solicitor; and,

- (h) That pursuant to Procurement Policy #11 – Non-competitive Procurements staff be authorized to enter into single source procurement for \$125,000, with Archaeology Research Associates to complete the final Stage 4 excavation report in accordance with the Ministry of Tourism Culture and Sport Standards and Guidelines for Archaeologists.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 NOT PRESENT - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 YES - Ward 6 Councillor Tom Jackson
 NOT PRESENT - Ward 7 Councillor Esther Pauls
 YES - Deputy Mayor - 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
 NOT PRESENT - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 NOT PRESENT - Ward 9 Councillor Brad Clark

6.7 Amendment to Item 4 of the Audit, Finance and Administration Committee Report 22-011, respecting the Governance Review Sub-Committee Report 22-002 - May 30, 2022, Hamilton Future Fund Governance Review and Reserve Strategy (FCS22045) (City Wide) (Item 10.1)

(Wilson/Nann)

WHEREAS, homelessness and affordable housing is a Hamilton City council Priority;

WHEREAS, ensuring sustainability along the housing continuum is a critical and urgent concern and Council has been asked to endorse a whole of community approach to develop a Housing Sustainability and Investment Plan, which will require the identification of appropriate and sustainable funding sources;

WHEREAS, there are approximately 6,450 active households on the City of Hamilton housing waitlist;

WHEREAS, additional affordable housing developments, with appropriate supports, require a coordinated strategy, involving all levels of government, the not for profit sector and private donors;

Whereas, the Future Fund was established in 2002 with a mandate to create a permanent legacy for current and future generations of Hamiltonians to enjoy economic prosperity and improved quality of life.

WHEREAS, the City of Hamilton leveraged \$20 million from the Future Fund in the past towards a Poverty Reduction Strategy with an emphasis on affordable housing;

WHEREAS, the Office of the City Auditor (OCA) performed an assessment of the effectiveness of the Hamilton Future Fund;

WHEREAS, the OCA brought forward ten recommendations to strengthen fund governance, including: Development of a strategic plan for the use of funds, which incorporates public consultation;

WHEREAS, City staff have been directed by Council to develop and execute public engagement and consultation on the Hamilton Future Fund governance and reserve strategy and report back on the results in January 2023;

WHEREAS, City Council approved a framework of the public engagement and consultation on Hamilton Future Fund governance and reserve strategy on June 8, 2022 through Audit, Finance & Administration Committee Report 22-011 (Report FCS22045); and,

WHEREAS, some jurisdictions have introduced lending programs to help non-profit organizations keep and increase affordable housing units e.g. Nova Scotia - Community Housing Acquisition Program (CHAP) and the City of Ottawa Community Land Trust.

THEREFORE, BE IT RESOLVED:

- (i) That Sub-section (b) to Item 4 to the Audit, Finance and Administration Committee Report 22-011, respecting the Governance Review Sub-Committee Report 22-002 - May 30, 2022, Hamilton Future Fund Governance Review and Reserve Strategy (FCS22045) (City Wide) (Item 10.1), be **amended**, to read as follows:

4. Governance Review Sub-Committee Report 22-002 - May 30, 2022 (Added Item 10.3)

(b) Hamilton Future Fund Governance Review and Reserve Strategy (FCS22045) (City Wide) (Item 10.1)

- (i) That staff be directed to develop and execute public engagement and consultation on the Hamilton Future Fund governance and reserve strategy and report back on the results in January 2023; and,
- (ii) That the framework of the public engagement and consultation on Hamilton Future Fund governance and reserve strategy, attached hereto as **REVISED Page 4** of Appendix "C" to Audit, Finance and Administration Committee Report 22-011, be approved, as **amended**, by including:

Priorities for investment along the housing continuum specific to non-profit affordable housing whereby the Hamilton Future Fund, in whole or in conjunction with federal monies, could serve as a permanent revolving source of sustainable funding to assist in making affordable housing projects viable where co-investment is appropriate and/or required with upper levels of government, and that the public engagement feedback be considered in the context of future updates to the City's Affordable Housing strategy.

(Powers/Eisenberger)

That the amendment to Item 4 of the Audit, Finance and Administration Committee Report 22-011, respecting the Governance Review Sub-Committee Report 22-002 - May 30, 2022, Hamilton Future Fund Governance Review and Reserve Strategy (FCS22045) (City Wide), as follows, be referred to the Hamilton Future Fund Board of Governors for consideration and a report back to Audit, Finance and Administration:

(b) Hamilton Future Fund Governance Review and Reserve Strategy (FCS22045) (City Wide) (Item 10.1)

- (ii) That the framework of the public engagement and consultation on Hamilton Future Fund governance and reserve strategy, attached hereto as ***REVISED Page 4*** of Appendix "C" to Audit, Finance and Administration Committee Report 22-011, be approved, as ***amended***, by including:

Priorities for investment along the housing continuum specific to non-profit affordable housing whereby the Hamilton Future Fund, in whole or in conjunction with federal monies, could serve as a permanent revolving source of sustainable funding to assist in making affordable housing projects viable where co-investment is appropriate and/or required with upper levels of government, and that the public engagement feedback be considered in the context of future updates to the City's Affordable Housing strategy.

Result: Amendment CARRIED by a vote of 10 to 1, as follows:

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

6.8 Amendment to Item 4 of the Audit, Finance and Administration Committee Report 21-022, respecting Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds

(Danko/Wilson)

WHEREAS, Vision Zero and Complete Streets principles are used in the City of Hamilton to provide a safer environment for all road users;

WHEREAS, in 2020 a review of designated Ward 8 neighbourhoods was initiated with the intent of providing a Complete Streets report identifying areas of concern and recommendations to provide a safer environment for all road users based on Vision Zero and Complete Streets principles;

WHEREAS, the Complete Streets review included a focus on Traffic Calming Measures at problem locations considering road width, classification, surrounding land use, proximity to schools/playgrounds, access roads from arterials, on-street parking and other considerations;

WHEREAS, extensive public consultation has been completed as part of the Ward 8 Complete Streets review;

WHEREAS, Phase One (Short-Term) of the Ward 8 Complete Streets Review implementation strategy recommended the installation of speed cushions and other traffic calming measures on various roadways in Ward 8 based upon the study's review, input from residents and needs assessment to aid in managing safe use of neighborhood roadways, as outlined in the May 2, 2022 motion; and

WHEREAS, Phase Two (Medium-Term) and Phase Three (Long-Term) of the Ward 8 Complete Streets Review implementation strategy is being finalized and is expected to include more complex traffic calming measures including gateway features, curb bump-outs, raised crosswalks and other traffic safety installations.

THEREFORE, BE IT RESOLVED:

That sub-section (a) of Item 4 of Audit, Finance and Administration Report 21-022, respecting Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds, be **amended** as follows:

- (a) That the Canada Community Building Fund investment of \$30 M be allocated to the list of projects in Appendix "B" (attached hereto), **as further amended**, to Audit, Finance & Administration Committee Report 21-022 by adding the **Implementation of Phase Two Ward 8 Complete Streets Review with an allocated Canada Community – Building Funds totaling \$600,000**, and

reducing the \$1.9M of Canada Community – Building Funds allocated to the Limeridge Road resurfacing project to **\$1.3M**;

Result: Motion CARRIED by a vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

6.9 Potential Development and Expansion at John C. Munro Hamilton International Airport (CYHM, YHM) (PED22180) (Ward 11) (Item 10.1)

(Powers/Partridge)

WHEREAS, the motion respecting the Potential Development and Expansion at John C. Munro Hamilton International Airport (CYHM, YHM) (PED22180) (Ward 11) (Item 10.1), approved by the Airport Sub-Committee at their meeting of July 27, 2022, is considered time sensitive;

THEREFORE, BE IT RESOLVED:

Potential Development and Expansion at John C. Munro Hamilton International Airport (CYHM, YHM) (PED22180) (Ward 11) (Item 10.1)

- (a) That staff be directed to author and provide letters of acknowledgment, as may be requested, from the City of Hamilton, as Head Landlord, towards any considered Sublease Agreement to be entered into by Hamilton International Airport Limited (Landlord), as a wholly owned subsidiary of TradePort International Corporation established to enter into such agreements, and a proposed tenant, respecting any contemplated construction and/or expansion to facilities located on John C. Munro Hamilton International Airport lands as leased by the City of Hamilton to TradePort International Corporation, as deemed appropriate and signed by the General Manager of Planning and Economic Development Department or designate;
- (b) That staff be directed to negotiate and enter into any requisite Non-Disturbance Agreement between the City of Hamilton, Hamilton International Airport Limited and any proposed tenant towards facilitating the construction

and/or expansion of any new and existing facility located on John C. Munro Hamilton International Airport lands, based substantially on such contemplated Sublease to be entered into between Hamilton International Airport Limited, as a wholly owned subsidiary of TradePort International Corporation established to enter into such agreements, and a potential tenant, and on such terms and conditions deemed appropriate by the General Manager of Planning and Economic Development Department;

- (c) That staff be directed to recover all costs related to any requested Non-Disturbance Agreement, including real estate and legal costs of \$2,500 plus applicable HST from Hamilton International Airport Limited and credited to Dept. ID Account No. 45408-812036 (Real Estate – Admin Recovery);
- (d) That the City Solicitor be authorized and directed to complete any requisite agreements including Non-Disturbance Agreements arising from a provided letter of acknowledgement that may be issued by the City of Hamilton towards any considered Sublease Agreement between Hamilton International Airport Limited and proposed tenant, on behalf of the City of Hamilton in order to facilitate the construction and/or expansion of any new or existing facility located on the John C. Munro International Airport lands, including paying any necessary expenses, amending the dates, due diligence and amending and waiving such other terms and conditions as deemed reasonable; and,
- (e) That the General Manager, Planning and Economic Development be authorized and directed to execute any requisite Non-Disturbance Agreement and all associated and necessary documents respecting a contemplated Sublease between Hamilton International Airport Limited and proposed tenancy, and all such documents to be in a form satisfactory to the City Solicitor.

Result: Motion CARRIED by a vote of 9 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
NOT PRESENT - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

6.10 Association of Municipalities of Ontario (AMO) Representative

(Eisenberger/Jackson)

WHEREAS the Association of Municipalities of Ontario (AMO) represents the interests of 444 of Ontario's municipalities working together to achieve shared goals and meet common challenges;

THEREFORE BE IT RESOLVED:

- (a) That Councillor Russ Powers be appointed the City of Hamilton's representative at the Association of Municipalities of Ontario (AMO) (August 14 -17) in Ottawa; and
- (b) That Council assumes all costs associated with Councillor Russ Powers attending AMO's Conference (August 14 -17) in Ottawa be charged to the General Legislative 300100 account.

Result: Motion CARRIED by a vote of 10 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 NOT PRESENT - Ward 3 Councillor Nrinder Nann
 NOT PRESENT - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Russ Powers
 YES - Ward 6 Councillor Tom Jackson
 NOT PRESENT - Ward 7 Councillor Esther Pauls
 YES - Deputy Mayor - 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
 NOT PRESENT - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 NOT PRESENT - Ward 9 Councillor Brad Clark

Mayor Eisenberger assumed the Chair.

NOTICES OF MOTION - CONTINUED

7.3 Financial Support for CityHousing Hamilton (CHH) to Address underfunding from Canada Mortgage and Housing Corporation (CMHC) for the new developments at 104 Bay Street North and 55 Queenston Road, Hamilton, Ontario

(Farr/Jackson)

That the rules of order be waived to allow for the introduction of a Motion respecting Financial Support for CityHousing Hamilton (CHH) to Address underfunding from Canada Mortgage and Housing Corporation (CMHC) for the new developments at 104 Bay Street North and 55 Queenston Road, Hamilton, Ontario.

Result: Motion CARRIED by a 2/3rds vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

For further disposition of this matter, refer to Item 6.5

7.4 Amendment to Item 2 of the Public Works Committee Report 19-011, respecting Ancaster Memorial Arts & Culture Centre (PW19072) (Ward 12) (Item 10.1)

(Ferguson/Partridge)

That the Rules of Order be waived to allow for the introduction of a motion respecting an Amendment to Item 3.1 of Council Minutes 22-001 respecting an Amendment to Item 2 of the Public Works Committee Report 19-011, respecting Ancaster Memorial Arts & Culture Centre (PW19072) (Ward 12) (Item 10.1).

Result: Motion CARRIED by a 2/3rds vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

For further disposition of this matter, refer to Item 6.6

7.5 Amendment to Item 4 of the Audit, Finance and Administration Committee Report 22-011, respecting the Governance Review Sub-Committee Report 22-002 - May 30, 2022, Hamilton Future Fund Governance Review and Reserve Strategy (FCS22045) (City Wide) (Item 10.1)

(Wilson/Nann)

That the Rules of Order be waived to allow for the introduction of a motion respecting an Amendment to Item 3.1 of Council Minutes 22-001 respecting an Amendment to Item 4 of the Audit, Finance and Administration Committee Report 22-011, respecting the Governance Review Sub-Committee Report 22-002 - May 30, 2022, Hamilton Future Fund Governance Review and Reserve Strategy (FCS22045) (City Wide) (Item 10.1)

Result: Motion CARRIED by a 2/3rds vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

For further disposition of this matter, refer to Item 6.7

7.6 Amendment to Item 4 of the Audit, Finance and Administration Committee Report 21-022, respecting Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds

(Danko/Wilson)

That the Rules of Order be waived to allow for the introduction of a motion respecting an Amendment to Item 3.1 of Council Minutes 22-001 respecting an Amendment to Item 4 of the Audit, Finance and Administration Committee Report 21-022, respecting Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds.

Result: Motion CARRIED by a 2/3rds vote of 11 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann

NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

For further disposition of this matter, refer to Item 6.8

Mayor Eisenberger relinquished the Chair to Deputy Mayor Danko.

7.7 Potential Development and Expansion at John C. Munro Hamilton International Airport (CYHM, YHM) (PED22180) (Ward 11) (Item 10.1)

(Powers/Partridge)

That the Rules of Order be waived to allow for the introduction of a motion respecting an Amendment to Item 3.1 of Council Minutes 22-001 respecting the Potential Development and Expansion at John C. Munro Hamilton International Airport (CYHM, YHM) (PED22180) (Ward 11) (Item 10.1).

Result: Motion CARRIED by a 2/3rds vote of 9 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
NOT PRESENT - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
NOT PRESENT - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

For further disposition of this matter, refer to Item 6.9

7.8 Association of Municipalities of Ontario (AMO) Representative

(Eisenberger/Jackson)

That the Rules of Order be waived to allow for the introduction of a Motion respecting an Association of Municipalities of Ontario (AMO) Representative.

Result: Motion CARRIED by a 2/3rds vote of 9 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
NOT PRESENT - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

For further disposition of this matter, refer to Item 6.10

STATEMENTS BY MEMBERS

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

COUNCIL COMMUNICATION UPDATES

(Danko/Partridge)

That the listing of Council Communication Updates from July 1, 2022 to August 4, 2022, be received.

Result: Motion CARRIED by a vote of 9 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
NOT PRESENT - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

BY-LAWS AND CONFIRMING BY-LAW

(Danko/Powers)

That Bills No. 22-181 to No. 22-228, as **Amended**, 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:

- 181 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)
Schedule 11 (No Left Turn on Red)
Ward: 1, 2, 3, 5
- 182 To Amend By-law No. 01-215, Being a By-law to Regulate Traffic
Schedule 5 (Stop Control)
Ward: 1, 2, 3, 4, 5
- 183 A By-law to Establish Certain 2022 User Fees and Charges for Services,
Activities or the Use of Property and the Repeal By-law No. 21-119
Ward: City Wide
- 184 To Amend Zoning By-law No. 05-200 Respecting Lands Located at 18-30 King
Street East, Hamilton
ZAD-22-026
Ward: 2
- 185 To Amend Zoning By-law No. 05-200 (Hamilton), Respecting Lands Located at
41 Wilson Street, Hamilton
ZAD-22-034
Ward: 2
- 186 Respecting Removal of Part Lot Control, Block 1 and 3, Registered Plan No.
62M-1278, municipally known as 11-17 Reid Avenue South, 30 Reid Avenue
North, and 7-29 Lang Street, Hamilton
PLC-22-008
Ward: 4
- 187 To Amend Zoning By-law No. 05-200 Respecting Lands Located at 265 Mill
Street South, Former Town of Flamborough, owned by Braebourne Holdings Inc.
ZAC-21-017
Ward: 15
- 188 To Amend Zoning By-law No. 464 (Glanbrook), Respecting Lands Located at 0
Gowland Drive and 3435 Binbrook Road (Glanbrook)

ZAC-21-024
Ward: 11

- 189 To Amend Zoning By-law No. 05-200 with Respect to Lands Located at 1117, 1121, 1129 and 1133 Beach Boulevard (Hamilton)
ZAC-22-007
Ward: 5
- 190 To Amend Zoning By-law No. 6593 (Hamilton), as amended, Respecting Lands Located at 1117, 1121, 1129 and 1133 Beach Boulevard, Hamilton, as **Amended**
ZAC-22-007
Ward: 5
- 191 To Amend Zoning By-law No. 87-57 (Ancaster), Respecting Modifications and Updates to Low Density Residential Zones
CI 22-G
Ward: City Wide
- 192 To Amend Zoning By-law No. 3581-86 (Dundas), Respecting Modifications and Updates to Low Density Residential Zones
CI 22-G
Ward: City Wide
- 193 To Amend Zoning By-law No. 90-145-Z (Flamborough), Respecting Modifications and Updates to Low Density Residential Zones
CI 22-G
Ward: City Wide
- 194 To Amend Zoning By-law No. 464 (Glanbrook), Respecting Modifications and Updates to Low Density Residential Zones
CI 22-G
Ward: City Wide
- 195 To Amend Former City of Hamilton Zoning By-law No. 6593 Respecting Modifications and Updates to Low Density Residential Zones
CI 22-G
Ward: City Wide
- 196 To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting Modifications and Updates to Low Density Residential Zones
CI 22-G
Ward: City Wide
- 197 To Amend City of Hamilton Zoning By-law No. 05-200, Respecting the Creation of a Low Density Residential (R1) Zones and Low Density Residential – Small Lot (R1a) Zones
CI 22-G
Ward: City Wide

- 198 Respecting Removal of Part Lot Control, Block 1, Registered Plan No. 62M-1273 and Blocks 9 & 13, Registered Plan 62M-1256
PLC-22-012
Ward: 9

- 199 Respecting Removal of Part Lot Control, Block 1, Registered Plan No. 62M-1286, municipally known as 179, 183 and 187 Wilson Street West, Ancaster
PLC-22-003
Ward: 12

- 200 Respecting Removal of Part Lot Control, Block 2, Registered Plan No. 62M-1273
PLC-22-011
Ward: 9

- 201 To Amend City of Hamilton By-law No. 01-215, Being a By-law to Regulate Traffic, to Designate Community Safety Zones in Hamilton
Schedule 34 (Community Safety Zones)
Ward: 1, 2, 3

- 202 To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking
Schedule 2 (Through Highways)
Schedule 3 (Through Highways, NPA)
Schedule 5 (Parking Meter Zones)
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 15 (Commercial Vehicle Loading Zones)
Schedule 20 (School Bus Loading Zones)
Ward: 1, 2, 3, 4, 6, 7, 8, 15

- 203 To Designate Property Located at 56 York Boulevard, City of Hamilton as Property of Cultural Heritage Value
Ward: 2

- 204 To Adopt Official Plan Amendment No. 171 to the Urban Hamilton Official Plan Respecting 335 Wilson Street East (Ancaster)
Ward: 12

- 205 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 327 Wilson Street East and 335 Wilson Street East, Ancaster
ZAC-21-002
UHOPA-21-02
Ward: 12

- 206 To Adopt Official Plan Amendment No. 170 to the Urban Hamilton Official Plan Respecting 136 and 144 Upper Mount Albion Road (former City of Stoney Creek)
Ward: 9

- 207 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 136 and 144 Upper Mount Albion Road (Stoney Creek)
ZAC-21-033
Ward: 9

- 208 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)
Schedule 11 (No Left Turn on Red)
Schedule 13 (Designated Traffic Lanes)
Ward: 1, 2, 3, 5

- 209 A By-law to Establish a Municipal Accommodation Tax
Ward: City Wide

- 210 Being a By-law to Permanently Close a Portion of Public Unassumed Alley Abutting 46 Ferguson Avenue South, Hamilton, established by Registered Plan 48, in the City of Hamilton, designated as Part 2 on Reference Plan 62R-21195, being Part of PIN 17169-0382 (LT), City of Hamilton
Ward: 2

- 211 A By-law to Deem a Part of a Subdivision Not to Be Registered, Blocks 131, 132, 133 and 134, inclusive, of Registered Plan No. 62M-1085
Ward: 14

- 212 To Amend Zoning By-law No. 87-57, Respecting Lands Located at 154 Wilson Street East, Ancaster
ZAC-18-058/UHOPA-18-024
Ward: 12

- 213 To Adopt Official Plan Amendment No. 172 to the Urban Hamilton Official Plan Respecting 705 and 713 Rymal Road East
Ward: 6

- 214 To Amend Zoning By-law No. 6593, Respecting Lands Located at 705 and 713 Rymal Road East
ZAC-21-026
Ward: 6

- 215 To Adopt Official Plan Amendment No. 175 to the Urban Hamilton Official Plan Respecting Bill 13 & Bill 109 Implementation
Ward: City Wide

- 216 To Adopt Official Plan Amendment No. 36 to the Rural Hamilton Official Plan Respecting Bill 13 and Bill 109 Implementation
Ward: City Wide

- 217 To Delegate Removal of a Holding Symbol, Approval and Extension of a Temporary Use By-law and Minor Zoning By-law Amendment
Ward: City Wide
- 218 Being a By-law to Require the Conveyance of Land for Park or Other Public Recreational Purposes as a Condition of Development or Redevelopment or the Subdivision of Land
Ward: City Wide
- 219 To Adopt Official Plan Amendment No. 249 to the City of Hamilton Official Plan Respecting 405 James Street North (Hamilton)
Ward: 2
- 220 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 405 James Street North, Hamilton
ZAC-21-031
Ward: 2
- 221 Delegation of Consent Authority and Constituting a Committee of Adjustment
Ward: City Wide
- 223 To Adopt Official Plan Amendment No. 174 to the Urban Hamilton Official Plan, Respecting 1842 King Street East
Ward: 4
- 224 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 1842 King Street East, in the City of Hamilton
ZAC-21-021
Ward: 4
- 225 To Adopt Official Plan Amendment No. 176 to the Urban Hamilton Official Plan Respecting 510 Centennial Parkway North (Hamilton)
Ward: 5
- 226 To Amend Zoning By-law No. 6593 (Hamilton), as amended, Respecting Lands Located at 510 Centennial Parkway North, Hamilton
ZAC-21-041
Ward: 5
- 227 Hamilton 60 Caledon Avenue Municipal Housing Project Facilities By-law
Ward: 8
- 228 To Confirm the Proceedings of City Council

Result: Motion CARRIED by a vote of 9 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson

YES - Ward 2 Councillor Jason Farr

NOT PRESENT - Ward 3 Councillor Nrinder Nann

NOT PRESENT - Ward 4 Councillor Sam Merulla

YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

(Farr/Pearson)

That, there being no further business, City Council be adjourned at 2:55 p.m.

Result: Motion CARRIED by a vote of 9 to 0, as follows:

YES - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
NOT PRESENT - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Russ Powers
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Deputy Mayor - 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
NOT PRESENT - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
NOT PRESENT - Ward 9 Councillor Brad Clark

Respectfully submitted,

Mayor Fred Eisenberger

Andrea Holland
City Clerk