



CITY COUNCIL MINUTES 24-007

12:00 p.m.
March 27, 2024
Council Chamber
Hamilton City Hall
71 Main Street West

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

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

APPROVAL OF THE AGENDA

The Clerk advised Council of the following changes to the agenda:

5. COMMUNICATIONS

5.36 Correspondence respecting changes to Regulation 41/24:

- (b) Lindsay Knight-Pfiffer
- (c) Deborah Boyd
- (d) Jean Jacobs
- (e) John Mckillop
- (f) Jean Wilson

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

- 5.37 Correspondence from Robert Brosius respecting HSR Bus Stops – No Parking Zones.

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

7. MOTIONS

- 7.8 Prefabricated, Leased Washroom Pilot at Woodlands Park (Ward 3) - WITHDRAWN

(Kroetsch/A. Wilson)

That the agenda for the March 27, 2024 meeting of Council be approved, as amended.

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

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

DECLARATIONS OF INTEREST

Councillor Pauls declared a disqualifying interest to Item 8.1 respecting a Notice of Motion to reconsider the decision that was approved at the March 29, 2023 Council meeting respecting Item 6.11(b), the Integrity Commissioner's Report Regarding a Conflict of Interest Complaint Against Councillor Pauls dated March 23, 2023, as she is the subject matter of the report.

Councillor Danko declared a non-disqualifying interest to Item 5 of General Issues Committee Report 24-004 (Item 6.2) respecting the referral of the motion regarding the Housing Sustainability and Investment Roadmap Work Program: City Property Review and Property Disposition Strategies (PED23099(a) / HSC23028(a)) (City Wide) (Item 10.1) to the Hamilton-Wentworth District School Board Liaison Committee, as his wife is Chair of the Hamilton-Wentworth District School Board.

Councillor Spadafora declared a non-disqualifying interest to Item 5 of General Issues Committee (Special) Report 24-005 (Item 8.2), Report HSC24010, respecting Mohawk 4Ice Centre Operating Agreement, as he sits on multiple minor hockey boards.

APPROVAL OF MINUTES OF PREVIOUS MEETING

4. February 28, 2024 (Item 4.1), March 4, 2024 (Emergency) (Item 4.2) and March 20, 2024 (Emergency)

(Pauls/Hwang)

That the Minutes of the February 28, 2024, March 4, 2024 and March 20, 2024 meetings of Council be approved, as presented.

Result: Motion on the February 28, 2024, March 4, 2024 and March 20, 2024 Council Minutes CARRIED by a vote of 16 to 0, as follows:

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

COMMUNICATIONS

(Kroetsch/M. Wilson)

That Council Communications 5.1 to 5.37 be approved, as presented as follows:

- 5.1 Correspondence from the County of Renfrew requesting support for their resolution respecting Rural and Small Urban Municipalities - Affordability of Water and Wastewater Systems.

Recommendation: Be received.

- 5.2 Correspondence from Janine O'Brien, Fund and Volunteer Coordinator, Autism Ontario South Region respecting World Autism Day on April 2, 2024.

Recommendation: Be received.

- 5.3 Correspondence from Hassaan Basit, President & CEO/Secretary-Treasurer, Conservation Halton respecting Conservation Halton 2024 Budget Municipal Funding Apportionment.

Recommendation: Be received.

- 5.4 Correspondence respecting 2024 Development Charges Background Study and By-law Feedback (FCS23103(a)) (City Wide):

- (a) Andre Robichaud, VP of Development, Core Development
- (b) Paul DeMelo of Kagan, Shastri, DeMelo, Winer, Park
- (c) Cynthia Meyer
- (d) Deborah Boyd
- (e) Dr. J. David and Carol Moffatt
- (f) Lyn Folkes and Family
- (g) Brian Allore
- (h) David Ionico, Partner, McHugh Whitmore LLP
- (i) Brad J. Lamb, President & CEO, Lamb Development Corp.
- (j) Michelle Diplock, West Home Builders' Association
- (k) Sue Ramsay, Hamilton-Halton Construction Association

Recommendation: Be received and referred to Item 3 of Audit, Finance and Administration Committee Report 24-004.

- 5.5 Correspondence from Julie Vohra respecting the proposal to build housing on parking lot rejected.

Recommendation: Be received and referred to the consideration of Item 5 of General Issues Committee Report 24-004.

- 5.6 Correspondence from Gabrielle DiFrancesco respecting:

- (a) Vacant House tax
- (b) Affordable Housing funding

Recommendation: Be received.

- 5.7 Correspondence from Justin Marchand, Chief Executive Officer, Ontario Aboriginal Housing Services respecting Item 10.4 on the Planning Committee Agenda, Friday, February 23, 2024.

Recommendation: Be received and referred to the consideration of Item 4 of Planning Committee Report 24-003.

- 5.8 Correspondence from Joshua Weresch respecting a request made by the Circle of Beads group for a seat on Council to represent the Indigenous community, as per an article published in the Hamilton Spectator on 21 February 2024.

Recommendation: Be received.

- 5.9 Correspondence from Malini Giridhar, Vice President, Regulatory and Business Development, Enbridge Gas Inc. respecting the motion considered at the February 14, 2024 Council meeting in Support of the decision of the Ontario Energy Board to end the gas pipeline subsidy.

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

- 5.10 Correspondence respecting affordable housing at 5 and 13 Lake Ave. S. in Stoney Creek:

- (a) Steven Collura
- (b) Heather Millar
- (c) Jan W. Jansen
- (d) Mary Lou Reiman
- (e) Megan Saunders
- (f) Lauren Tindall
- (g) Doreen Stermann
- (h) Rose Janson
- (i) Ruth Van Horne
- (j) Penny Gill
- (k) Laurie Galer
- (l) Tina Brajic
- (m) Steven Collura (Additional correspondence)
- (n) Reg Turner
- (o) Viv Saunders
- (p) Lehlia Banting McBeth
- (q) Cynthia Meyer
- (r) Ksenija Lukic
- (s) Gerrie Loveys
- (t) Rita Bailey
- (u) Bonnie McInnes
- (v) Grant Ranalli
- (w) Theresa Navikevicius
- (x) Jackie Cote
- (y) Jackie Cote (Additional Correspondence)
- (z) Dr. Scott Hamilton
- (aa) Kim Zivanovich
- (ab) Elizabeth Knight
- (ac) Ann and John Bennie
- (ad) Craig Parmenter
- (ae) Josh Zivanov
- (af) Wayne Pool

Recommendation: Be received and referred to the consideration of Item 5 of General Issues Committee Report 24-004.

- 5.11 Correspondence from Hamilton 350, respecting Item 5.9 - Correspondence from Enbridge Gas.

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

- 5.12 Correspondence from Frank Lenarduzzi, Famee Furlane Board, respecting the Public Meeting on Urban Hamilton Official Plan and the City of Hamilton Zoning By-law No.05-200

Recommendation: Be received and referred to consideration of Item 4 of the Planning Committee Report 24-003.

- 5.13 Correspondence from Keith Brooks, Programs Director, Environmental Defence Inspiring Change, respecting OEB Decision Supporting Gas Affordability.

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

- 5.14 Correspondence from Chris White, Chair, Grand River Conservation Authority, respecting Canadian Heritage River 30th Anniversary Planning.

Recommendation: Be received.

- 5.15 Correspondence from Lee Fairbanks, respecting Current Parks policy limiting tree plantings.

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

- 5.16 Correspondence respecting Planning Committee Report 24-003 - Updates and Amendments to Zoning By-law No. 05-200 - Residential Zones Project (PED22154(a)):

- (a) Ashley Paton, Bousfields Inc., on behalf of Hammer GP LP and Hammer GP Services Corporation
- (b) Ashley Paton, Bousfields Inc., on behalf of Cadillac Fairview Corporation
- (c) Ashley Paton, Bousfields Inc., on behalf of DiCenzo Construction Company Ltd., Orchards (Vienna Street) Holdings, and Sunshine Construction Limited
- (d) Ashley Paton, Bousfields Inc., on behalf of 75 Catharine Holdings Inc.
- (e) Michelle Diplock, West Home Builders' Association

Recommendation: Be received and referred to consideration of Item 4 of Planning Committee Report 24-003.

- 5.17 Correspondence from the City of Quinte West requesting support for their resolution respecting housing funding for municipalities with a population less than 50,000 in rural Ontario.

Recommendation: Be received.

- 5.18 Correspondence from the Town of Aurora respecting their resolution regarding Council/Committee Meeting Structure Under Strong Mayor Powers.

Recommendation: Be received.

- 5.19 Correspondence from Dr. Peter Banting respecting New Wetland Legislation.

Recommendation: Be received.

- 5.20 Correspondence from the City of Oshawa respecting the Process and Options for Appointment to the Hamilton-Oshawa Port Authority Board of Directors (All Wards)

Recommendation: Be received and referred to the Hamilton - Oshawa Port Authority-City of Hamilton Liaison Committee.

- 5.21 Correspondence from the Municipality of St. Charles requesting support for their resolution in support of the work of the Association of Ontario Road Supervisors to develop a Municipal Equipment Operator Course.

Recommendation: Be received.

- 5.22 Correspondence from Karen Armstrong, Deputy CAO & Secretary-Treasurer, Grand River Conservation Authority respecting Municipal Apportionment & Budget 2024.

Recommendation: Be received.

- 5.23 Correspondence from the Town of Lincoln requesting support for their resolution respecting the Urgent Need for Increased Funding to Libraries and Museums in Ontario.

Recommendation: Be received.

- 5.24 Correspondence from the County of Lambton requesting support for their resolution requesting that the Province upload from local municipalities the responsibility of and costs associated with the continued construction, operation, and maintenance of major municipally-owned highways throughout the Province of Ontario to the Ontario Ministry of Transportation.

Recommendation: Be received.

- 5.25 Correspondence from Melanie Davis, Manager, Office of the CAO & Board, Niagara Peninsula Conservation Authority respecting the NPCA Annual General Meeting 2024.

Recommendation: Be received.

- 5.26 Correspondence from the Honourable Paul Calandra, Minister of Municipal Affairs and Housing respecting Proposed Amendments to the Official Plan Adjustments Act, 2023 - Legislation to Reinstate Municipally Requested Modifications to Official Plans (Bill 162).

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

5.27 Correspondence respecting Charter Rights and Freedom of Speech:

- (a) Katrina Marshall
- (b) Fr. John Lemire

Recommendation: Be received.

5.28 Correspondence from the Municipality of Chatham-Kent requesting support for their resolution requesting that the Province Amend Blue Box Regulation for 'Ineligible' Sources.

Recommendation: Be received.

5.29 Correspondence from Andrea Dalrymple respecting the Main Street conversion to two way traffic.

Recommendation: Be received and referred to the consideration of Item 2 of the Public Works Committee Report 24-003.

5.30 Correspondence from the Township of Amaranth requesting support for their resolution on Highway 413.

Recommendation: Be received.

5.31 Correspondence from the Town of Aurora requesting support for their resolution requesting that the Province and the Minister of Education to assist in making schoolboard facilities available to local municipalities on a priority, at a cost recovery rate.

Recommendation: Be received.

5.32 Correspondence from Chandra Sharma, Chief Administrative Officer/Secretary-Treasurer respecting the Niagara Peninsula Conservation Authority 2024 Levy.

Recommendation: Be received.

5.33 Correspondence from Township of Amaranth requesting support for their resolution calling on the Province of Ontario to treat all municipalities fairly and provide equivalent representative operational budget funding amounts to all Ontario municipalities.

Recommendation: Be received.

5.34 Correspondence from the Township of Puslinch requesting support for their resolution in support of Bill 165: Keeping Energy Costs Down Act, 2024.

Recommendation: Be received.

- 5.35 Correspondence from the Federation of Canadian Municipalities in response to Council's request to strongly urge the federal government to take immediate action to support asylum claimants in Canadian Municipalities.

Recommendation: Be received.

- 5.36 Correspondence respecting changes to Regulation 41/24:

- (a) Mary Ann Frerotte
- (b) Lindsay Knight-Pfiffer
- (c) Deborah Boyd
- (d) Jean Jacobs
- (e) John Mckillop
- (f) Jean Wilson

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

- 5.37 Correspondence from Robert Brosius respecting HSR Bus Stops – No Parking Zones.

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

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

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

(Kroetsch/M. Wilson)

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

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

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

PUBLIC WORKS COMMITTEE REPORT 24-003**(A. Wilson/Spadafora)**

That Public Works Committee Report 24-003, being the meeting held on Tuesday, February 20, 2024, be received and the recommendations contained therein be approved.

(M. Wilson/Kroetsch)

That sub-section (d) to Item 2 respecting Main Street Two-Way Conversion Implementation and One-Way Street Conversion Considerations (PW23074(a)/PED23248(a)) (City Wide), **be amended**, as follows:

2. Main Street Two-Way Conversion Implementation and One-Way Street Conversion Considerations (PW23074(a)/PED23248(a)) (City Wide) (Item 8.2)

- (d) That the detailed design work ***include review and incorporate additional features that prioritize non-vehicular prioritization use*** of the southernmost eastbound lane ***between Dundurn Street and Summer's Lane***, including ***as*** a dedicated bus lane, on street parking, pedestrian zone improvements, ***and other complete streets upgrades and consideration of a consistent roadway cross section for the extents of the project area from Dundurn to the Delta with preference to the most balanced lane configuration possible enhancements that are achievable within the existing curb to curb width and respecting the established project budget envelope and accelerated project delivery schedule.***

**Result: Amendment to Item 2 of the Public Works Committee Report 24-003,
CARRIED by a vote of 16 to 0, as follows:**

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

(Cassar/Spadafora)

WHEREAS, at the February 20, 2024, Public Works Committee meeting, the recommendations of staff Report PW16100(a)/PED24032 were approved with the exception of recommendation (c) (below), where staff received in camera direction, and the recommendation was deferred to the March 18, 2024, Public Works Committee meeting;

- (c) That approvals continue to be deferred for lot severances in all rural cross section drainage neighbourhoods in Ancaster until the Phase 3 study is complete, and implementation measures are in place to mitigate the impacts of lot redevelopment.

WHEREAS, staff have considered the Committee's input which has been utilized to develop new recommendations with respect to residential lot severance applications in Hamilton;

WHEREAS, the new recommendations identify proposed Enhanced Interim Conditions (below) which are intended to support severance applications in areas that do not have dedicated storm sewers within the Urban Boundary and Rural Settlement Areas that mitigate some of the risks associated with increased stormwater run-off impacts that can increase the potential for erosion, flooding risk and impaired environmental water quality:

Enhanced Interim Conditions – City Wide

In general, the neighbourhoods with the greatest opportunity for lot severances are the most mature neighbourhoods across the city. These neighbourhoods were established with larger lots and no dedicated storm sewers. As such, the implementation of enhanced interim conditions for lot severance approvals are focused on these neighbourhoods.

In order to address the risk to the municipal and natural receiving systems, staff would apply enhanced conditions of approval for grading and lot drainage that restrict post-development flows to pre-development levels for lot severances across the city within the Urban Boundary and Rural Settlement Areas where there are no dedicated storm sewers.

Although this may result in increased stormwater runoff volume to the municipal and natural receiving systems, the planning process receives a quantity of severance applications that are manageable in the city on an annual basis. In order to mitigate the risk of potential flooding, erosion and contaminant transport within the municipal system, any severance application would be subject to new criteria for both the severed and retained parcels on an interim basis until new policy is implemented as part of future Phase 3 work.

Lot severance applications within the Urban Boundary and Rural Settlement Areas where no dedicated storm sewers exist will need to reflect:

- Compliance with zoning (staff will recommend denial of any variance requests that would affect space available on the property to address on-site drainage requirements, i.e., lot coverage, setbacks),
- Provision of adequate stormwater management on-site to manage the increased runoff volumes and flow rates to the predevelopment levels up to the 100-year storm event,
- Submission of detailed engineering, grading and servicing drawings demonstrating:
 - No grading impacts to adjacent properties,
 - Soil characteristics are conducive to infiltration and sizing of Low Impact Development techniques (i.e., infiltration galleries),
 - A suitable emergency overland flow route; and,
 - Legal right to discharge the flow to adjacent lands.
- A Notice to be registered on Title with the Consent Agreement notifying future Owners of any required on-site stormwater management features and the requirement that the Owner maintain such features in perpetuity.

WHEREAS, the Enhanced Interim Conditions may need to be defended if adjustments or exemptions are requested by proponents. It is therefore, important that staff have direction from Council through recommendation (c) to file an appeal with the Ontario Land Tribunal for any Committee of Adjustment approval that does not maintain conditions as described above that are recommended by staff.

THEREFORE, BE IT RESOLVED:

- (a) That sub-section (f) to Item 8 respecting Detailed Drainage Assessment Study (Phase 2) of Rurally Serviced Existing Residential Neighbourhoods in Ancaster (PW16100(a)/PED24032) (Ward 12), ***be deleted***, as follows:

8. Detailed Drainage Assessment Study (Phase 2) of Rurally Serviced Existing Residential Neighbourhoods in Ancaster (PW16100(a)/PED24032) (Ward 12) (Item 11.3)

~~(f) — That staff be directed to report back to the Public Works Committee at the March 18, 2024 meeting respecting recommendation (c) based on the direction provided to staff in Closed Session.~~

- (b) The Item 8 respecting Detailed Drainage Assessment Study (Phase 2) of Rurally Serviced Existing Residential Neighbourhoods in Ancaster (PW16100(a)/PED24032) (Ward 12), **be further amended**, as follows:

8. Detailed Drainage Assessment Study (Phase 2) of Rurally Serviced Existing Residential Neighbourhoods in Ancaster (PW16100(a)/PED24032) (Ward 12) (Item 11.3)

- (a) That the Detailed Drainage Assessment Study (Phase 2) of Rurally Serviced Existing Residential Neighbourhoods (Community of Ancaster, City of Hamilton), attached as Appendix “A” to Report PW16100(a)/PED24032 and the Associated Study Drawings attached as Appendix “B” and “C” to Report PW16100(a)/PED24032 be received;
- (b) That Planning and Economic Development staff consider the Detailed Drainage Assessment Study (Phase 2) results as part of a future Phase 3 study; to develop technical criteria, a policy framework, and implementation strategy for future lot severances in coordination with the Public Works Department and the Legal and Risk Management Services staff, and that the Phase 3 study be presented at a future Planning Committee;
- (c) ***That Planning and Economic Development staff be directed to resume consideration and potential recommendation of approval for lot severance applications in the Rurally Serviced Existing Residential Neighbourhoods of Ancaster, as identified in Report PW16100(a)/PED24032.***
- (d) ***That Planning and Economic Development staff be directed to recommend to the Committee of Adjustment that it implement in any decisions approving applicable consent applications, the city-wide Enhanced Interim Conditions identified in this report for lot severance approvals in areas that do not have dedicated storm sewers within the Urban Boundary and Rural Settlement Areas, to the satisfaction of the Director of Development Engineering on an interim basis until the Phase 3 study identified in Report PW16100(a)/PED24032 is complete and implemented.***
- (e) ***That Planning and Economic Development staff be directed to file an appeal with the Ontario Land Tribunal for any Committee of Adjustment approval that departs from the requirements of the enhanced conditions referenced in recommendation (d).***
- (f) That the Public Works Department be directed to complete the studies required to undertake culvert improvements recommended in the Detailed Drainage Assessment Study (Phase 2) of Rurally Serviced Existing Residential Neighbourhoods (Community of Ancaster, City of Hamilton), to address the current level of service; and

- (g) That the Detailed Drainage Assessment Study (Phase 2) of Rurally Serviced Existing Residential Neighbourhoods (Community of Ancaster, City of Hamilton) be referred to the Planning & Economic Development Department to address Item 22R on the Outstanding Business List which directs staff 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:

“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: Amendment to Item 8 of the Public Works Committee Report 24-003, CARRIED by a vote of 16 to 0, as follows:

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

Result: Motion on the Public Works Committee Report 24-003, as Amended, CARRIED by a vote of 16 to 0, as follows:

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

YES - Ward 1 Councillor Maureen Wilson

GENERAL ISSUES COMMITTEE REPORT 24-004

(McMeekin/Hwang)

That General Issues Committee Report 24-004, being the meeting held on Wednesday, February 21, 2024, be received and the recommendations contained therein with the exception of Item 9, be approved.

(Cassar/Kroetsch)

WHEREAS at the February 21, 2024 General Issues Committee, recommendations (d) and (e) of the report entitled Housing Sustainability and Investment Roadmap Work Program: City Property Review and Property Disposition Strategies (PED23099(a) / HSC23028(a)) with respect to the disposition of City-owned and pre-zoned land at 5 and 13 Lake Avenue South to enable future development of affordable housing were defeated in a tie vote of 8-8;

WHEREAS honouring Veterans has been raised as a priority by some members of the local community and a housing development on the site provides additional opportunities to enhance how Veterans are honoured;

WHEREAS both the Stoney Creek Business Improvement Area (BIA) and some members of the broader community have expressed concerns about the removal of 57 parking spots from the municipal parking lots at 5 and 13 Lake Avenue South;

WHEREAS some members of the local community have expressed the need to ensure convenient parking for individuals with mobility challenges when accessing local physiotherapy and medical services;

WHEREAS there are opportunities to increase on-street and off-street public parking in areas adjacent to the subject sites; and

WHEREAS there are potential opportunities to lease private parking lots to add additional public parking capacity within the BIA.

THEREFORE, BE IT RESOLVED:

That Item (g)(i)(1) respecting Sub-Sections (d) and (e) of Housing Sustainability and Investment Roadmap Work Program: City Property Review and Property Disposition Strategies (PED23099(a) / HSC23028(a)) (City Wide), be lifted from the Information Section and added as Item 12 of the General Issues Committee Report 24-004, as follows:

12. Housing Sustainability and Investment Roadmap Work Program: City Property Review and Property Disposition Strategies (PED23099(a) / HSC23028(a)) (City Wide) (Item 10.1)

- (d) That the property known as 5 Lake Avenue South, Stoney Creek be declared surplus to the requirements of the City of Hamilton, in accordance with the "Procedural By-law for the Sale of Land" being By-law No. 14-204, for the purposes of achieving the city's affordable housing objectives, and that staff be directed to use an open process to select a

non-profit housing provider and negotiate an agreement for the disposition of 5 Lake Avenue South, Stoney Creek for net nominal value consideration, for the purpose of affordable housing, and report back to General Issue Committee for approval;

- (e) That staff be directed to use an open process to select a non- profit housing provider and negotiate an agreement for the disposition of 13 Lake Avenue South, Stoney Creek for net nominal value consideration, for the purpose of affordable housing, and report back to General Issue Committee for approval;

Result: Motion to Lift Item (g)(1)(i) and add it as Item 12 of the General Issues Committee Report 24-004, DEFEATED by a vote of 8 to 8, as follows:

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

Upon Council's request, Item 7 was voted on separately, as follows:

7. 2024 Temporary Outdoor Patio Program Fees (Item 11.1)

WHEREAS, the City of Hamilton first launched the temporary On-Street Patio Pilot Program in 2016, which became the permanent Temporary Outdoor Patio Program in 2022;

WHEREAS, the Temporary Outdoor Patio Program provides an opportunity for restaurants and cafes to open temporary outdoor patios in on-street parking spaces, off-street parking lots, sidewalks, alleyways and boulevards;

WHEREAS, the Temporary Outdoor Patio Program provides an important opportunity for local restaurants and cafes to increase their capacity through outdoor dining, and also helps to animate local commercial areas;

WHEREAS, during COVID, the City waived all applicable City fees for the Temporary Outdoor Patio Program in order to support economic recovery;

WHEREAS, in 2023 business owners once again became responsible for some costs of the program, but Council approved the continued waiving of the safety device installation costs and the program application fees;

WHEREAS, a number of municipalities are continuing to offer reduced fees and costs for their temporary patio programs in 2024;

WHEREAS, the applicable fees in 2024 for the program are as follows:

City Fee	2024 Cost	Details
Temporary Outdoor Patio Application Fee	\$676.11	Applicable only applications for patios on municipal property, including On-Street Patio applications
Temporary On-Street Patio Occupation of Parking Space Fee	\$913.27/ parking space	Applicable only to on-street structures (patios or pedestrian bypass structures)
Temporary Lane Closure Fee	\$59.20	Applicable to patios occupying an alleyway.

WHEREAS, in addition to the City fees, business owners are also responsible for all costs associated with installing safety devised, installing the patios themselves, and any applicable provincial fees for liquor licenses;

WHEREAS, local restaurants and cafes continue to be impacted by reduced business as a result of hybrid working and reduced foot traffic in some of our commercial areas;

THEREFORE BE IT RESOLVED:

- (a) That for the 2024 season, the application fee for the Temporary Outdoor Patio Program of \$676.11 be waived and the costs recovered through the Economic Development Initiatives Capital Project (3621708900);
- (b) That for the 2025 season, the application fee for the Temporary Outdoor Patio Program be reduced by 50% and the costs recovered through the Economic Development Initiatives Capital Project (3621708900);
- (c) That local businesses be responsible for covering all other costs associated with the Temporary Outdoor Patio Program;
- (d) That the Mayor and City Clerk be authorized and directed to approve and execute all required agreements and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor; and,

- (e) That staff be directed to assess the safety barriers required of small businesses who have participated in the patio program and report back to the General Issues Committee with possibilities to help offset some of the cost of these barriers.

Result: Motion on Item 7 of the General Issues Committee Report 24-004, CARRIED by a vote of 15 to 1, as follows:

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

Upon Council's request, Item 11 was voted on separately, as follows:

11. Confidential Legal Update regarding proceedings under the Endangered Species Act (LS24008) (City Wide) (Added Item 14.4)

- (a) That the direction provided to staff in Closed Session respecting Report LS24008, Confidential Legal Update regarding proceedings under the Endangered Species Act, be approved and remain confidential; and,
- (b) That Report LS24008, respecting Confidential Legal Update regarding proceedings under the Endangered Species Act, be received and remain confidential.

Result: Motion on Item 11 of the General Issues Committee Report 24-004, CARRIED by a vote of 15 to 1, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- NO - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Deputy Mayor - Ward 2 Councillor Cameron Kroetsch

YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Result: Motion on the balance of the General Issues Committee Report 24-004, CARRIED by a vote of 15 to 1, as follows:

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

AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 24-004
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(Hwang/Spadafora)

That Audit, Finance and Administration Committee Report 24-004, being the meeting held on Thursday, February 22, 2024, be received and the recommendations contained therein be approved.

(Hwang/Spadafora)

That Item 3 of the Audit, Finance and Administration Committee Report 24-004, **be amended**, as follows:

3. 2024 Development Charges Background Study and By-law Update - Open House Feedback (FCS23103(a)) (Item 10.1)

(a) That Report FCS23103(a), respecting 2024 Development Charges Background Study and By-law Update - Open House Feedback, be received;

- (b) ***That staff be directed to include, within the 2024 Development Charges By-law Report in April 2024:***
- (i) ***an analysis for the possibility of exempting City Development Charges for non-profit Daycare Centres operating under the Child Care and Early Years Act, 2014;***
 - (ii) ***an analysis for the possibility of exempting City Development Charges for non-profit Long Term Care Facilities operating within the meaning of subsection 2 (1) of the Fixing Long-Term Care Act, 2021;***
 - (iii) ***an analysis of the City Development Charge rate that would be applicable to buildings constructed on municipally owned lands and operated or managed by TradePort International Corporation (TradePort) under the terms of the Airport Lease between the City and TradePort within the Airport Employment Growth District compared to similar airports such as Kitchener and London.***
- (c) ***That staff be directed to include, within the 2024 Development Charges By-law Report in April 2024, an analysis for the possibility of the following scenarios for the first year of the Development Charge By-laws prior to moving to Staff Recommended rate and policy changes:***
- (i) ***maintain the current City Development Charges rates, adjusted for indexing, along with the 40% exemption for Residential development Downtown Community Improvement Project Area, the 37% exemption for all Industrial development, and maintaining the 50% expansion exemption for detached industrial expansions;***
 - (ii) ***updating the City Development Charges Rates but maintaining the current 40% exemption for Residential development Downtown Community Improvement Project Area, the 37% exemption for all Industrial development, and maintaining the 50% expansion exemption for detached industrial expansions; and***
 - (iii) ***the financial impact to the tax levy in the first year as well as the long-term financial economic uplift should either of these scenarios be adopted by council.***

(Danko/M. Wilson)

That Item 3 and the proposed amendment to Item 3 of the Audit, Finance and Administration Committee Report 24-004 as follows, be REFERRED to the April 4, 2024 Audit, Finance and Administration Committee meeting or a Special Meeting of the Audit, Finance and Administration Committee:

3. 2024 Development Charges Background Study and By-law Update - Open House Feedback (FCS23103(a)) (Item 10.1)

- (a)** That Report FCS23103(a), respecting 2024 Development Charges Background Study and By-law Update - Open House Feedback, be received;
- (b)** *That staff be directed to include, within the 2024 Development Charges By-law Report in April 2024:*
 - (i)** *an analysis for the possibility of exempting City Development Charges for non-profit Daycare Centres operating under the Child Care and Early Years Act, 2014;*
 - (ii)** *an analysis for the possibility of exempting City Development Charges for non-profit Long Term Care Facilities operating within the meaning of subsection 2 (1) of the Fixing Long-Term Care Act, 2021;*
 - (iii)** *an analysis of the City Development Charge rate that would be applicable to buildings constructed on municipally owned lands and operated or managed by TradePort International Corporation (TradePort) under the terms of the Airport Lease between the City and TradePort within the Airport Employment Growth District compared to similar airports such as Kitchener and London.*
- (c)** *That staff be directed to include, within the 2024 Development Charges By-law Report in April 2024, an analysis for the possibility of the following scenarios for the first year of the Development Charge By-laws prior to moving to Staff Recommended rate and policy changes:*
 - (i)** *maintain the current City Development Charges rates, adjusted for indexing, along with the 40% exemption for Residential development Downtown Community Improvement Project Area, the 37% exemption for all Industrial development, and maintaining the 50% expansion exemption for detached industrial expansions;*
 - (ii)** *updating the City Development Charges Rates but maintaining the current 40% exemption for Residential development Downtown Community Improvement Project Area, the 37% exemption for all Industrial development, and maintaining the 50% expansion exemption for detached industrial expansions; and*

- (iii) the financial impact to the tax levy in the first year as well as the long-term financial economic uplift should either of these scenarios be adopted by council.*

Result: Motion to REFER Item 3 and the Proposed Amendment to Item 3 of the Audit, Finance and Administration Committee Report 24-004, CARRIED by a vote of 16 to 0, as follows:

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

Result: Motion on the balance of the Audit, Finance and Administration Committee Report 24-004, CARRIED by a vote of 16 to 0, as follows:

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

CITY OF HAMILTON INTEGRITY COMMISSIONER'S REPORT DGB-ICI-2023-01**(Clark/Spadafora)**

That City of Hamilton Integrity Commissioner's Report Regarding Council Complaint re: Hamilton Police Services Board Selection Committee Confidentiality Breach (Re) – DGB-ICI-2023-01 dated February 22, 2024, be received.

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

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

PLANNING COMMITTEE REPORT 24-003**(Cassar/M. Wilson)**

That Planning Committee Report 24-003, being the meeting held on Friday, February 23, 2024, be received and the recommendations contained therein be approved.

Result: Motion on the Planning Committee Report 24-003, CARRIED, by a vote of 15 to 0, as follows:

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

YES - Ward 1 Councillor Maureen Wilson

CITY OF HAMITON INTEGRITY COMMISSIONER'S REPORT DGB-ICI-2023-02
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(Clark/Spadafora)

That City of Hamilton Integrity Commissioner's Report Regarding Council Complaint re: Selection Committee Confidentiality Breach (Re) – DGB-ICI-2023-02 dated March 1, 2024, be received.

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

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

(Kroetsch/M. Wilson)

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 (Special) Report 24-005.

Result: Motion CARRIED by a 2/3rds vote of 16 to 0, as follows:

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

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

GENERAL ISSUES COMMITTEE (SPECIAL) REPORT 24-005

(Kroetsch/M. Wilson)

That General Issues Committee (Special) Report 24-005, being the meeting held on Wednesday, March 27, 2024, be received and the recommendations contained therein, be approved.

Result: Motion on the General Issues Committee (Special) Report 24-005, CARRIED by a vote of 16 to 0, as follows:

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

(Kroetsch/M. Wilson)

That Council rise from Committee of the Whole.

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

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

YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

MOTIONS

7.1 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, which was approved by Council on December 15, 2021

(M. Wilson/Spadafora)

WHEREAS, the initial road projects selected by Ward 1 Councillor for the Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds (CCBF), which were approved by Council on December 15, 2021;

WHEREAS, there are remaining CCBF funds for Ward 1 road projects from the Morden Street Project in the amount of \$11K and the Strathcona Bike Boulevard Pilot Project in the amount of \$95K (totalling \$106K), it is now necessary to amend the road projects for Ward 1 to include addressing sidewalk deficiencies through minor maintenance activities at various locations throughout Ward 1; and

WHEREAS, repairing these sidewalk deficiencies will preserve the asset and increase pedestrian safety throughout the Ward 1.

THEREFORE, BE IT RESOLVED:

That 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, be amended, as follows:

4. Investing in City Roads and Sidewalks Infrastructure with Canada Community - Building Funds (PW21073) (City Wide) (Item 10.1)
 - (a) That the Canada Community Building Fund investment of \$30 M be allocated to the list of projects in Appendix “B”, **as amended, by adding sidewalk deficiencies at various locations throughout Ward 1 in the amount of \$106K and reducing the Morden Street Project in the amount of \$11K and the Strathcona Bike Boulevard Pilot Project in the amount of \$95K**, to Audit, Finance & Administration Committee Report 21-022;
 - (b) That three Public Works temporary full time equivalents be hired for up to 24 months at an estimated cost of \$850,000 and funded from Unallocated Capital Levy Reserve 108020 to deliver the Canada Community-Building Fund projects; and,
 - (c) That the Procurement Policy 4.9 Consulting and Professional Services requirements be waived to allow for the direct award of Roster Assignments above the \$150,000 threshold for consultancy work pertaining to the Canada Community-Building Fund projects.

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

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

7.2 Amendment to Item 1 of the Emergency and Community Services Report 23-011, respecting the Annual Winter Response Strategy (HSC23012(a)) (City Wide)

(A. Wilson/Clark)

WHEREAS, at its meeting of September 13, 2023, City Council approved Item 1 of Emergency and Community Services Committee Report 23-011, thereby authorizing the Winter Response Strategy from December 1, 2023 to March 31, 2024 at an approximate cost of \$1,499,588 to be funded by the Tax Stabilization Reserve #110046;

WHEREAS, on December 22, 2023, the Government of Canada, in recognition that the winter weather presents additional risks to people experiencing homelessness in unsheltered areas and outdoors, notified Housing Services Division staff that Infrastructure Canada would be providing one-time top-up funding in the amount of \$1,496,028, to support increased demand for services and supports during winter 2023- 2024, to be provided as an amendment to the funding agreement between Canada and the City for Reaching Home: Canada's Homelessness Strategy; and

WHEREAS, all winter response strategy programs were evaluated and deemed eligible services and activities under the program guidelines of Reaching Home;

THEREFORE, BE IT RESOLVED:

That Item 1(a) of the Emergency and Community Services Report 23-011, respecting the Annual Winter Response Strategy (HSC23012(a)) (City Wide), be **amended**, to read as follows:

1. Annual Winter Response Strategy (HSC23012(a)) (City Wide) (Item 8.1)

- (a) That Council approve, and staff be authorized to implement an immediate Winter Response Strategy, from December 1, 2023 to March 31, 2024 to support vulnerable individuals within the homelessness serving systems as follows for an approximate cost of \$1,499,588 **and ~~to be funded by the Tax Stabilization Reserve #110046: funded first by Reaching Homes funding of \$1,496,028, followed by departmental surplus, and lastly the Tax Stabilization Reserve:~~**

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

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

Mayor Horwath relinquished the Chair to Deputy Mayor Kroetsch.

Deputy Mayor Kroetsch relinquished the Chair to Councillor M. Wilson in order to introduce the following motions:

7.3 City of Hamilton, Bird Friendly City

(Kroetsch/Cassar)

WHEREAS, Hamilton is the home to many bird populations, including along migratory paths, who rely on its natural features including the Hamilton Harbour, lakes, ponds, marshes, creeks, and other natural waterways, forested greenspace, Greenbelt lands, and many other natural habitats for their survival;

WHEREAS, the Bird Friendly City program by Nature Canada provides recognition to municipalities that have worked to save bird lives and provides a framework for continual improvement, with the opportunity to earn higher levels of certification;

WHEREAS, the City of Hamilton has currently achieved an “Entry” status as a bird friendly city after taking initial steps, in 2022 and 2023, including naming the peregrine falcon the City’s official bird;

WHEREAS, in order to eventually achieve an “Intermediate” or “High” ranking as a bird friendly city, like Burlington, Guelph, London, Toronto, and Windsor have achieved, City Council must pass a resolution;

WHEREAS Hamilton is located within the Atlantic Flyway migration corridor and is one of the most biodiverse regions in Canada;

WHEREAS Hamilton borders three IBAs (Important Bird Areas) and, as a result, we have a duty to be responsible stewards of the land, air, water, flora, and fauna;

WHEREAS around 280 bird species use the area each year, including several Species at Risk; and

WHEREAS, on April 19, 2022, the City of Burlington put forward a similar motion that was passed by its City Council.

THEREFORE, BE IT RESOLVED:

- (a) That City Council supports Hamilton being certified as an “Intermediate” or “High” Bird Friendly City by Nature Canada as nominated by the Bird Friendly Hamilton Burlington group; and
- (b) That City staff, as determined by the City Manager, be directed to report back on the additional actions identified by the Bird Friendly Hamilton Burlington group to support the City’s Bird Friendly City “Intermediate” or “High” certification by Q4 2024.

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

NOT PRESENT - Ward 10 Councillor Jeff Beattie

YES - Ward 12 Councillor Craig Cassar

YES - Ward 9 Councillor Brad Clark

YES - Ward 8 Councillor John-Paul Danko

NOT PRESENT - Ward 5 Councillor Matt Francis

NOT PRESENT - Mayor Andrea Horwath

YES - Ward 4 Councillor Tammy Hwang

YES - Ward 6 Councillor Tom Jackson

YES - Deputy Mayor - Ward 2 Councillor Cameron Kroetsch

YES - Ward 15 Councillor Ted McMeekin

YES - Ward 3 Councillor Nrinder Nann

YES - Ward 7 Councillor Esther Pauls

YES - Ward 14 Councillor Mike Spadafora

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

7.4 Ward 2 Community Grants - Q1 2024 (Ward 2) REVISED

(Kroetsch/Cassar)

WHEREAS the Ward 2 Community Grants program closed for Q1 on February 5, 2024 with a total of 18 applications;

WHEREAS City staff in Financial Planning, Administration and Policy and Community Engagement - Grants reviewed the recommendations from the Ward 2 Community Grants program and found that the following were all eligible; and

WHEREAS the following \$45,700 in 11 individual grants fulfils Q1 - 2024 of the Ward 2 Community Grants program.

THEREFORE, BE IT RESOLVED:

- (a) That up to \$4,975 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to Aeris Korper Contemporary Dance for marketing and production costs associated with Here&Now Dance Festival, an event to support the work and artistry of choreographers from equity-seeking groups;
- (b) That up to \$5,000 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to Hammer City Roller Derby (HCRD) for retaining a facilitator to guide HCRD Board of Directors in reimagining their mission, vision, and values to reflect a commitment to diversity, equity, and inclusion (DEI); for purchasing gear to expand their gear lending library and reduce barriers to participation; and to help cover the cost for their members to attend a course on diversity, equity, and inclusion;
- (c) That up to \$2,700 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to the Central Neighbourhood Association for costs associated with their 2024 Annual General Meeting, including advertising, facility and equipment rentals, and refreshments;
- (d) That up to \$2,400 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to Central Presbyterian Church for performer contract fees associated with their 2024 Music@Central programming;
- (e) That up to \$4,975 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to Compass Community Health for a storage space to securely store garden supplies and lawn mowers at their community garden site;

- (f) That up to \$5,000 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to the Open Heart Arts Theatre for costs associated with Show Home, a multi-disciplinary performance created by and for adults with disabilities living in long term care, along with their care workers; funds will cover the cost of artist fees, rehearsal space rental, and program supplies; Open Heart Arts Theatre has applied to the City Enrichment Fund Arts Operating stream in 2024;
- (g) That up to \$5,000 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to The Redeemed Christian Church of God (Restoration House, Hamilton) for costs associated with seminars for coaching unemployed youth in resume writing, interviewing, and other hiring process and employment skills;
- (h) That up to \$650 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to the Stinson Community Association for costs associated with hosting Hot Chocolate in Carter Park and for making updates to their website;
- (i) That up to \$5,000 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to The HUB Rest & Hygiene Centre to purchase and install BRAVE Overdose Detection Systems in their space;
- (j) That up to \$5,000 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to Wesley (Wesley Urban Ministries) to replace and update window furnishings in Wesley Youth Housing at 191 Main Street West;
- (k) That up to \$5,000 be allocated from the Ward 2 Special Capital Reinvestment Discretionary Fund (3302309200) to Workers Arts & Heritage Centre Inc. to help cover the costs of website update and redesign with accessibility modifications;
- (l) That any funds allocated and distributed through the Ward 2 Community Grants Program be exempt on a one-time basis and not be counted toward any formula that restricts regular funding from the City including the City Enrichment Fund or the One-Time Enhancement Grant (e.g. the City's 30% formula); and
- (m) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

NOT PRESENT - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
NOT PRESENT - Ward 5 Councillor Matt Francis

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

Deputy Mayor Kroetsch assumed the Chair.

Mayor Horwath assumed the Chair.

7.5 Supporting the Souharissen Natural Area

(McMeekin/Hwang)

WHEREAS, Waterdown is located on land covered by the Silver Covenant Chain of Friendship extended here through the Great Council at Niagara in 1764 (The Treaty of Niagara);

WHEREAS, 2024 marks the 10th anniversary of the dedication of Waterdown's 55-acre Souharissen Natural Area by Gimma Bryan Laforme of the Mississaugas of the Credit Nation and the Hon. David C. Onley, 28th Lieutenant Governor of Ontario;

WHEREAS, speaking at the dedication ceremony, Giima Bryan Laforme remarked "“The Treaty of Niagara Covenant Wampum Belt provided the inspiration for this Moment. May today mark the renewal of those pledges of peace and friendship made over 200 years ago . . . May this mark the beginning of a new partnership between the people of this region and our First Nation”";

WHEREAS, as part of the celebration of the partnership represented by Souharissen Natural Area, the Ward 15 Flamborough Community Council would like to allocate funds towards a student-led project to develop a 7.05-acre section with their Treaty Partners near the *Trend Condo Towers*;

WHEREAS, this project was approved by the Ogimma Kwe and Council of the Mississaugas of the Credit First Nation;

THEREFORE, BE IT RESOLVED:

- (a) That up to \$10,000 be allocated from the Ward 15 Non-Property Tax Revenue Account (3301609615) to support the Souharissen Natural Area Project; and
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

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

7.6 Amendment to Item 2 of the Public Works Committee Report 22-003, respecting Provincial Funding to Improve Wastewater and Stormwater in Ontario (PW22010) (City Wide)

(Spadafora/A. Wilson)

WHEREAS, at its meeting of February 23, 2022, City Council approved Item 2 of Public Works Committee Report 22-003, respecting Provincial Funding to Improve Wastewater and Stormwater in Ontario (PW22010);

WHEREAS, it is necessary for the City to secure an extension of funding from the Ministry of Environment, Conservation and Parks under the Improving Wastewater and Stormwater Discharges in Lake Ontario funding program and the Improving Monitoring and Public Reporting of Sewage Overflows and Bypasses funding program; and

WHEREAS, it is necessary to amend Item #2 of both Appendices “A” and “B” to the Public Works Committee Report 22-003 (PW22010), to read as follows:

2. That Mayor and City Clerk are hereby authorized to execute **and/or amend** any other agreements or documentation required to receive funding from the Improving, Monitoring and Public Reporting of Sewage Overflows and Bypasses funding program in a form satisfactory to the City Solicitor and with content acceptable to the General Manager of Finance and Corporate Services.

THEREFORE, BE IT RESOLVED:

- (i) That Item 2(a) and (b) of the Public Works Committee Report 22-003, respecting Provincial Funding to Improve Wastewater and Stormwater in Ontario (PW22010) (City Wide), **be amended**, to read as follows:
 - (a) That the By-law to Authorize the Signing of a Municipal funding agreement for the transfer of the Improving Wastewater and Stormwater Discharges in Lake Ontario Funding Program Funds between the Ministry of Environment, Conservation and Parks and the City of Hamilton, attached as Appendix “A”, **as Amended**, to Report PW22010, be passed;
 - (b) That the By-law to Authorize the Signing of a Municipal funding agreement for the transfer of the Improving, Monitoring and Public Reporting of Sewage Overflows and Bypasses Funding Program Funds between the Ministry of Environment, Conservation, and Parks and the City of Hamilton attached as Appendix “B”, **as Amended**, to Report PW22010, be passed;
- (ii) That staff be directed to prepare the By-law to amend By-laws 22-032 and 22-036.

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

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

7.7 Ward 7 Discretionary Funds for International Children’s Games

(Pauls/Danko)

WHEREAS the International Children’s Games (ICG), since their inception in 1968, stand as a symbol of unity, friendship, and youthful sportsmanship.

WHEREAS the ICG have blossomed into a global phenomenon, bridging cultures and promoting understanding among children aged 12 to 15 years old from more than 600 cities and over 100 countries.

WHEREAS the ICG foster a spirit of competition and camaraderie that resonates with young athletes and spectators alike, continuing a legacy of connection and celebration.

WHEREAS it is well documented that youth engaging in sport benefit from improved outcomes for mental health, physical well-being, communication, teamwork, problem-solving skills, and social integration

WHEREAS there are considerable financial barriers to youth participating in the ICG given the need for travel, accommodations, ceremonial and competition uniforms

WHEREAS participation in the ICG should be accessible and inclusive to all children regardless of their socio-economic status

WHEREAS participating in the ICG provides Hamilton youth the opportunity to represent the city of Hamilton and encourage international goodwill and friendships with children from other countries

THEREFORE, BE IT RESOLVED:

- (a) That \$10,000 be allocated from the Ward 7 Discretionary Fund (3302309700) to subsidize costs associated with ceremonial and competition uniforms (\$5,200), community sport preparatory clinics (\$2,000), small gift exchanges emblematic of the City of Hamilton (\$1,000), and registration fees for flights and accommodations (\$1,800); and
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

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

YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.9 Amendment to Item 3 of the General Issues Committee Report 24-003, respecting Light Rail Transit Sub-Committee Report 24-001 - January 29, 2024

(Nann/Kroetsch)

WHEREAS, at its meeting of February 14, 2024, City Council approved Item 3 of General Issues Committee Report 24-003, respecting the Light Rail Transit Sub-Committee Report 24-001 - January 29, 2024, the referral of Light Rail Transit Operations Models (PED23166(b)) (City Wide) to the General Issues Committee meeting of March 20, 2024; and

WHEREAS, Standing Committee meetings have been cancelled until April 2024, it is necessary to amend the date to the April 17, 2024 meeting of the General Issues Committee.

THEREFORE, BE IT RESOLVED:

- (i) That Item 3 of the General Issues Committee Report 24-003, respecting Light Rail Transit Sub-Committee Report 24-001 - January 29, 2024, **be amended**, to read as follows:

3. Light Rail Transit Sub-Committee Report 24-001 - January 29, 2024 (Item 10.3)

- (a) Light Rail Transit Operations Models (PED23166(b)) (City Wide) (Item 8.1) That Report (PED23166(b)), respecting Light Rail Transit Operations Models (City Wide), be referred to the **April 17, 2024** meeting of the General Issues Committee.

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

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

NOTICES OF MOTION

Councillor Danko introduced the following Notice of Motion:

8.1 Reconsideration of the decision that was approved at the March 29, 2023 Council meeting respecting Item 6.11(b), the Integrity Commissioner's Report Regarding a Conflict of Interest Complaint Against Councillor Pauls dated March 23, 2023

That Item 6.11(b) of the March 29, 2023 Council minutes respecting the Integrity Commissioner's Report Regarding a Conflict of Interest Complaint Against Councillor Pauls dated March 23, 2023, and reads as follows, be reconsidered:

- (b) That the actions contained within the City of Hamilton Integrity Commissioner's Report Regarding Complaints Against Councillor Pauls, March 23, 2023, be supported.

STATEMENTS BY MEMBERS

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

COUNCIL COMMUNICATION UPDATES

(Kroetsch/M. Wilson)

That the listings of Council Communication Updates from February 9, 2024 to February 22, 2024 (Item 10.1) and February 23, 2024 to March 21, 2024 (Item 10.2), be received.

Result: Motion on the Council Communication Updates from February 9, 2024 to February 22, 2024 (Item 10.1) and February 23, 2024 to March 21, 2024 (Item 10.2) CARRIED by a vote of 16 to 0, as follows:

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

PRIVATE AND CONFIDENTIAL

Council determined that discussion of Items 11.1, 11.2 and 11.3 was not required in Closed Session; therefore, the matters were addressed in Open Session, as follows:

11. Closed Session Minutes – February 28, 2024 (Item 11.1), March 4, 2024 (Item 11.2) and March 20, 2024 (Item 11.3)

(Kroetsch/Hwang)

That the Closed Session Minutes dated February 28, 2024, March 4, 2024 and March 20, 2024 be approved, as presented, and remain confidential.

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

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

(Hwang/Danko)

That Bryson Tan and Shannon Parker of Deloitte LLP be permitted to attend the Closed Session portion of the Council Meeting.

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

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

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

(A. Wilson/Tadeson)

That Council move into Closed Session to discuss Items 11.4 respecting a Verbal Update on a Cyber Security Incident pursuant to Section 9.3, Sub-section pursuant to Section 9.3, Sub-sections (a) and (f) of the City's Procedural By-law 21-021, as amended; and, Section 239(2), Sub-sections (a) and (f) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to the security of the property of the City or a local board; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

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

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

11.4 Verbal Update on a Cyber Security Incident

(Cassar/A. Wilson)

That the Verbal Update on a Cyber Security Incident, be received and remain confidential.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
NOT PRESENT - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Deputy Mayor - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin

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

BY-LAWS AND CONFIRMING BY-LAW

(Kroetsch/M. Wilson)

That Bills No. 24-034 to No. 24-044 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:

- 034 To Permanently Close and Sell a Portion of the Road Allowance Abutting 1241 Governors Road, Flamborough, namely Part of the Unopened Road Allowance between the Township of West Flamborough and the Township of Ancaster, designated as Part 1 on Plan 62R-22232, being part of PIN 17490-0110 (LT)
Ward: 13

- 035 To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking
Schedule 6 (Time Limit Parking)
Schedule 8 (No Parking Zones)
Schedule 12 (Permit Parking Zones)
Schedule 13 (No Stopping Zones)
Schedule 14 (Wheelchair Loading Zones)
Schedule 20 (School Bus Loading Zones)
Ward: 1, 2, 3, 4, 5, 6, 8, 14

- 036 A By-law to Establish Certain User Fees and Charges for Services, Activities or the Use of Property and to Repeal By-law No. 23-112
Ward: City Wide

- 037 To Amend Zoning By-law No. 05-200 Respecting Lands Located at 237 Springbrook Avenue, Ancaster
ZAC-24-003
Ward: 12

- 038 To Adopt Official Plan Amendment No. 39 to the Rural Hamilton Official Plan Respecting Hamilton Rural Area
Ward: 9, 10, 11, 12, 13, 15

- 039 To Amend Zoning By-law No. 05-200 with Respect to farm Labour Residences and Additional Dwelling Units – Detached in Rural Zones
Ward: 9, 10, 11, 12, 13, 15

- 040 To Amend Zoning By-law No. 87-57 Respecting Lands Located at 26 Southcote Road (Ancaster)
ZAC-18-056/25T-2018010
Ward: 12
- 041 To Amend Zoning By-law No. 05-200 Respecting Lands Located at 26 Southcote Road (Ancaster)
ZAC-18-056/25T-2018010
Ward: 12
- 042 To Amend By-law Nos. 22-032, A By-law to Authorize the Signing of a Municipal Funding Agreement for the Transfer of the Improving, Monitoring and Public Reporting of Sewage Overflows and Bypasses Funding Program Funds Between the Ministry of Environment, Conservation and Parks and the City of Hamilton, and 22-036 to Authorize the Signing of a Municipal Funding Agreement for the Transfer of the Improving Wastewater and Stormwater Discharges in Lake Ontario Funding Program Funds between the Ministry of Environment, Conservation and Parks in the City of Hamilton
Ward: City Wide
- 043 Being a By-law to Permanently Close a Portion of Unassumed Alleyway Abutting 428 Main Street West, Hamilton, established by Registered Plan 398, in the City of Hamilton, designated as Part 2 on Reference Plan 62R-8417, being Part of PIN 17141-0215 (LT), City of Hamilton
Ward: 1
- 044 To Confirm the Proceedings of City Council

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

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

(Kroetsch/M. Wilson)

That, there being no further business, City Council be adjourned at 4:47 p.m.

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

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

Respectfully submitted,

Mayor Andrea Horwath

Janet Pilon
Acting City Clerk