



**CITY COUNCIL
MINUTES 13-008**

5:00 p.m.

Wednesday, April 10, 2013

Council Chambers

Hamilton City Hall

71 Main Street West

Present:	Mayor R. Bratina Councillors B. McHattie, J. Farr, B. Morelli, S. Merulla, C. Collins, T. Jackson, S. Duvall, T. Whitehead, M. Pearson, B. Johnson, L. Ferguson, R. Powers, J. Partridge
Absent with Regrets:	Councillor B. Clark - personal Councillor R. Pasuta - vacation

Mayor Bratina called the meeting to order and lead Council in prayer.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

1. NOTICES OF MOTION

8.1 Temporary Promotional Transit Fare Special Program

2. PRIVATE AND CONFIDENTIAL

10.2 Occupational Health and Safety Act Charges – April 9, 2013 – File 20686 (CS13025) (City Wide)

Subject matter pertains to litigation or potential litigation including matters before administrative tribunals, affecting the municipality or local board pursuant to Section 293 (e) of the *Municipal Act 2001* and Section 8.1 (e) of the Procedural By-law

(Powers/Johnson)

That the agenda for the April 10, 2013 meeting of Council be approved, as amended.

CARRIED

DECLARATIONS OF INTEREST

None.

APPROVAL OF MINUTES

4.1 March 27, 2013

(Duvall/Collins)

That the Minutes of the March 27, 2013, meeting of Council be approved, as presented.

CARRIED

COMMUNICATIONS

(Ferguson/Johnson)

That Council Communications 5.1 through 5.6 be approved, as amended, as follows:

(Powers/Ferguson)

5.1 Correspondence from the Association of Municipalities of Ontario Report to Members, Highlights of the March 2013 Board meeting.

Recommendation: Be received

(Pearson/Partridge)

5.2 Correspondence from the Honourable Michael Coteau, Minister of Citizenship and Immigration respecting the award of grant funding in the amount of \$110,000 under the Municipal Immigration Information Online Program.

Recommendation: Be received

(Powers/Pearson)

5.3 Correspondence from Melanie Barlow, President Hamilton Administrators of Volunteers requesting the designation of the week of April 21-27 as National Volunteer Week.

Recommendation: Be received

(Ferguson/Johnson)

- 5.4 Response from the Honourable Peter Kent, Minister of the Environment, regarding Council's letter of December 12, 2012, Item 20 of General Issues Committee Report 12-033, respecting Enbridge Pipeline Inc. Line 9A Flow Reversal Project.

Recommendation: Be received

(Ferguson/Merulla)

- 5.5 Correspondence from Ron VanKleef Owner and Ryan Kuwabara General Manager of the Stoney Creek Warriors Junior B Hockey Club, respecting the Ontario Hockey Association approval to relocate the franchise to Ancaster's Morgan Firestone Arena.

Recommendation: Be referred to the General Manager of Community Services for a Report to the Emergency and Community Services Committee.

(Pearson/Farr)

- 5.6 Resolution from the Municipality of Trent Lakes requesting that the Province cover legal costs for Ontario Municipal Board appeal hearings related to mineral aggregate resource developments.

Recommendation: Be referred to the General Manager of Planning and Economic development for a Report to the Planning Committee.

(Johnson/Pearson)

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

CARRIED

PLANNING COMMITTEE REPORT 13-005

7. **Appeals to the Ontario Municipal Board on the City of Hamilton's Refusal or Neglect to Adopt Amendments to the City of Stoney Creek Official Plan and Zoning By-law and Approve a Draft Plan of Subdivision Known as "Foothills of Winona - Phase 2" for Lands Located at 339 and 347 Fifty Road and 1317 and 1329 Barton Street (Stoney Creek) LS13008 (Item 12.2)**

(Johnson/Pearson)

That Item 7 of the Planning Committee Report 13-005 be amended by adding the following as subsections (f) to (i):

- (f) That Condition 2 of Appendix "C" be renumbered to Condition 2a and the following new conditions be added as Conditions 2b and 2c:

- “2b That, **prior to registration of the final Plan of Subdivision**, the owner/applicant shall include the following warning clause in all purchase and sale and/or lease agreements, to the satisfaction of the Director of Planning: “The lands at the north-west corner of Barton Street and Fifty Road are within the Provincial Greenbelt Plan. In the event that the Greenbelt Plan is amended to permit the construction of a local street connecting Sonoma Lane and Barton Street, then the City of Hamilton may provide for a future road connection from Sonoma Lane to Barton Street. Furthermore, the lands to the east of Block 17 may develop for residential purposes at this time.”
- 2c That, **prior to servicing**, the owner shall include in the engineering design a future local street connecting Sonoma Lane and Barton Street. Securities for the future local street shall not be required. The location and design of the future street shall be to the satisfaction of the Senior Director, Growth Management Division.”
- (g) That Condition 28 of Appendix “C” be deleted in its entirety and replaced with the following new condition:
- “28 That the Owner agrees that servicing of the subject lands be in accordance with the SCUBE Water and Wastewater Master Servicing Plan (November 2008). At the discretion of the Senior Director of Growth Management, the City will only consider alternative sanitary servicing along existing Sonoma Lane for the Fifty Road catchment (i.e. containing Block 18 and additional 45 units) if it can be demonstrated that servicing of the subject lands is unduly delayed. If considered by the City, the Owner shall be responsible for future costs for its proportionate share of the Fifty Road sewer in addition to 100% of the cost of reconstructing existing Sonoma Lane including the use of granular backfill. Further, the Owner shall face restrictions limiting the construction duration (working days) and be charged back appropriate liquidated damages to be defined prior to construction.”
- (h) That Condition 33 of Appendix “C” be renumbered to Condition 33a and the following new condition be added as Condition 33b:
- “33b That **prior to registration of the final Plan of Subdivision**, that the Owner agree in writing that the westerly limits of the proposed extension of Sonoma Lane not be opened to vehicular traffic until such time as applications for building permits for a total of 100 units have been made.”
- (i) And that the proposed Zoning By-law, attached as Appendix “E” applicable to the subject lands to revised to:

- (a) Change that portion of the subject lands that abut the properties known as 2 – 28 Napa Lane, inclusive, from the Rural Residential “RR” Zone and the Agricultural Specialty “AS” Zone to the Single Residential “R2” Zone, the lands comprised of “Block 1”, as described in Section 1(a) of the proposed Zoning By-law and shown as Block 8 on the revised Schedule “A” to the implementing Zoning By-law;
- (b) Correct a typographical error in Section 2a of the draft by-law to delete the word “interior” and replace it with “corner” as it relates to minimum lot area.

The motion **CARRIED** on the following vote:

Yeas:	R. Bratina, B. McHattie, J. Farr, B. Morelli, S. Merulla, C. Collins, T. Jackson, S. Duvall, M. Pearson, B. Johnson, L. Ferguson, R. Powers, J. Partridge
Total Yeas:	13
Nays:	T. Whitehead
Total Nays:	1
Absent:	B. Clark, R. Pasuta
Total Absent:	2

(Farr/McHattie)

That the FIFTH Report of the Planning Committee meeting be adopted, as amended, and the information section received.

CARRIED

GENERAL ISSUES COMMITTEE REPORT 13-008

11. Declaration of Surplus Property and Sale of Land – 1150 Leaside Road, Hamilton

(Merulla/Collins)

That Item 11 of General Issues Committee Report 13-008 respecting Declaration of Surplus Property and Sale of Land – 1150 Leaside Road, Hamilton, be deleted in its entirety and replaced with the following in lieu thereof:

- (a) That a vacant, interior parcel of land described as Parts 1, 2 and 3 on Plan 62R-17127, having a frontage of 10.769 metres (35.33 feet) along the south limit of Leaside Road and a rear width of 30.645 metres (100.54 feet), comprising a total area of 2,877 square metres (0.71 acres), identified as PIN 17293-0082, municipally known as 1150 Leaside Road (as shown on Appendix “A” to Report PED13059), 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. 04-299 and

sold to Habitat for Humanity, a non-profit organization at a nominal sum of \$2, to create six (6) to eight (8) affordable “ownership” housing units;

- (b) That the sale proceeds be credited to Account No. 47702-104090 (Parkland Reserve).
- (c) That the Mayor and Clerk be authorized and directed to execute all necessary documents in a form satisfactory to the City Solicitor.

CARRIED

(Bratina/Partridge)

That the EIGHTH Report of the General Issues Committee be adopted, as amended, and the information section received.

CARRIED

PUBLIC WORKS COMMITTEE REPORT 13-004

(McHattie/Farr)

That the FOURTH Report of the Public Works Committee be adopted and the information section received.

CARRIED

GENERAL ISSUES COMMITTEE BUDGET REPORT 13-002
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**2. 2013 Tax Supported Operating Budget – Boards and Agencies (FCS13011)
(City Wide)**

The motion respecting the Police Budget **CARRIED** on the following vote:

Yeas:	R. Bratina, B. McHattie, J. Farr, B. Morelli, S. Merulla, C. Collins, T. Jackson, S. Duvall, M. Pearson, B. Johnson, L. Ferguson, R. Powers, T. Whitehead
Total Yeas:	13
Nays:	J. Partridge
Total Nays:	1
Absent:	B. Clark, R. Pasuta
Total Absent:	2

(McHattie/Farr)

That Item 3 (C) of General Issues Committee Budget Report 13-002 respecting the Community Services Department 2013 Tax Supported Operating Budget be amended by adding the following subsection (iii):

- (iii) That the Mayor meet with Minister McMeekin, Minister of Community and Social Services, and other appropriate Provincial elected officials in advance of the

Provincial budget approval to revisit previous cutbacks to the Discretionary Benefits and Community Start-Up (CSUMB).

To read as follows:

3. 2013 Tax-Supported Operating Budget (FCS13011)

C. Community Services Department

- (i) That the Community Services operating budget (Book 2), Appendix 2-3, page 71, \$129,998,570 inclusive of amendments, as per Appendix "B" attached hereto, be approved;
- (ii) That the General Manager of Community Services be authorized and directed to execute all 2013 Federal and Provincial Program Service Level Funding Agreements and any ancillary agreements required to give effect thereto and Contracts for Community Services as provided for in Appendix 2-3 to report FCS13010. This also includes the authority to authorize the submission of budgets and quarterly/ year end reporting.
- (iii) *That the Mayor meet with Minister Ted McMeekin, Minister of Community and Social Services, and other appropriate Provincial elected officials in advance of the Provincial budget approval to revisit previous cutbacks to the Discretionary Benefits and Community Start-Up (CSUMB).*

CARRIED

3. 2013 Tax-Supported Operating Budget (FCS13011)

J. 2013 Tax Levy

The motion **CARRIED** on the following vote:

Yeas:	R. Bratina, B. McHattie, J. Farr, B. Morelli, S. Merulla, C. Collins, T. Jackson, S. Duvall, B. Johnson, L. Ferguson, R. Powers, T. Whitehead, J. Partridge
Total Yeas:	13
Nays:	M. Pearson
Total Nays:	1
Absent:	B. Clark, R. Pasuta
Total Absent:	2

(Powers/Jackson)

That Item (E) of the General Issues Committee Budget Report 13-002, respecting the Council referred Enhancement B29 – a 2% increase to the Community Partnership

Program to fund the deficit in Special Event police funding, be lifted from the Information Section and added as Item 6 to Report 13-002.

CARRIED

(Powers/Jackson)

6. 2% INCREASE TO THE COMMUNITY PARTNERSHIP PROGRAM

That a 2% increase (\$64,243) to fund the deficit in Special Event police costs, to be funded as an in-year enhancement for 2013 from the Tax Stabilization Reserve, be approved.

CARRIED

(Farr/McHattie)

That Item (C)(a) of the General Issues Committee Budget Report 13-002, respecting the respecting Municipal Funding for the 2013 James Street North Supercrawl Event, be lifted from the Information Section and added as Item 7 to Report 13-002.

CARRIED

(Farr/McHattie)

7. Municipal Funding for the 2013 James Street North Supercrawl Event in Downtown Hamilton

(a) That Item sub-section (a) to 7 of the General Issues Committee Report 13-002 be amended by deleting the dollar amount of "\$125,000" and replacing it with the dollar amount of \$60,000, to read as follows:

"(a) That the 2013 James Street North Supercrawl be sponsored by the City of Hamilton in the amount of \$60,000."

(b) That Item 7 of the General Issues Committee Report 13-002 be further amended by adding a sub-section (e), to read as follows:

(e) That, notwithstanding the Community Partnership Program Guidelines and Policy regarding an applicant's receipt of funding from multiple City sources, the Grants Subcommittee consider Supercrawl Productions' application for funding of the 2013 Event Road Closure Services costs associated with the 2013 Hamilton Supercrawl event, at an amount yet to be determined.

Item 7, as amended, to read as follows:

(a) Municipal Funding for 2013 James Street North Supercrawl Event in Downtown Hamilton (March 7)

Whereas the James Street North Supercrawl has become the premier special event in Hamilton's Downtown Core, with the 2012 Festival attendance of 80,000 people;

And Whereas 20,000 people, or one-quarter of the total attendance, originated from outside Hamilton's municipal boundaries;

And Whereas the estimated economic impact of the Supercrawl event was approximately \$6 million, with a return on investment by the City of over 11,000, when matched with the economic impact.

Therefore Be It Resolved:

- (a) That the 2013 James Street North Supercrawl be sponsored by the City of Hamilton in the amount of \$60,000;
- (b) That the funding source for this sponsorship commitment be identified as the Economic Development Investment Fund Account No. 112221;
- (c) That within 90 days after the event has been held, a senior representative of the James Street North Supercrawl present to the General Issues Committee a summary of its economic benefits to the City of Hamilton;
- (d) That staff from the Corporate Services Department identify a source of sponsorship funding from a corporate source as opposed to a departmental reserve for future James Street North Supercrawl events.
- (e) *That, notwithstanding the Community Partnership Program Guidelines and Policy regarding an applicant's receipt of funding from multiple City sources, the Grants Subcommittee consider Supercrawl Productions' application for funding of the 2013 Event Road Closure Services costs associated with the 2013 Hamilton Supercrawl event, at an amount yet to be determined.*

The motion **CARRIED** on the following vote:

Yeas:	R. Bratina, B. McHattie, J. Farr, B. Morelli, S. Merulla, C. Collins, T. Jackson, S. Duvall, L. Ferguson, R. Powers, T. Whitehead, J. Partridge, M. Pearson
Total Yeas:	13
Nays:	B. Johnson
Total Nays:	1
Absent:	B. Clark, R. Pasuta
Total Absent:	2

(Bratina/Pearson)

That the SECOND Report of the General Committee be adopted, as amended, and the information section received.

CARRIED

(Johnson/Pearson)

That the Committee of the Whole Rise and Report.

CARRIED

MOTIONS

7.1 Amendments to Item 5 of the Public Works Report 12-011 respecting Transit Fare Parity, AODA Integrated Standard (PW03128(e))

The motion respecting Amendments to Item 5 of the Public Works Report 12-011 respecting Transit Fare Parity, AODA Integrated Standard (PW03128(e)), was withdrawn.

7.2 Temporary Promotional Transit Fare Special Program

(Merulla/Powers)

Whereas the City of Hamilton has a long history of progressive programs that provide accommodation to persons with disabilities, has an enviable record of accommodating the needs of its disabled transit users, and has shown leadership in specialized transit, often exceeding the experiences of other municipal transit providers; and

Whereas consistent with the historical practice of nearly every transit provider in Ontario, the City had in place, for at least 40 years, a Free Fare Policy that permitted transit users who were CNIB cardholders to ride the conventional transit system without payment of fare; and

Whereas in a program unique to the City of Hamilton, a Voluntary Pay Policy was introduced more than 15 years ago that gave disabled transit riders of the conventional transit system who use a “personal mobility device” (PMD), i.e., a wheelchair, scooter, walker, or 4-pronged cane, the option of paying the applicable fare or riding the HSR at no charge; and

Whereas the City’s conventional transit (HSR) fleet is fully accessible, providing low-floor, level entry and exit with no steps, and is unique in that the City is the only municipality in Canada where the entire conventional fleet is equipped with both front and rear-door boarding ramps; and

Whereas the requirements of the *Accessibility for Ontarians with Disabilities Act, 2005* (AODA) regarding transit fare parity were addressed by Staff Report PW03128e, which was approved by Public Works Committee on October 15, 2012, and ratified by Council on October 30, 2012, with implementation

subsequently deferred until June 1, 2013; and

Whereas the implications of the Staff Report include, among other things, the permanent elimination of both the Free Fare Policy for CNIB cardholders and the Voluntary Pay Policy for transit riders using a PMD; and

Whereas it is desirable that Council direct Staff to study and develop options for the implementation of a new transit fare discount or subsidy program for persons with disabilities, and report back for consideration of such program; and

Whereas Council recognizes that many people with mobility and vision disabilities have experienced and continue to experience hardship, economic disadvantage, unequal opportunity, and discrimination in society generally; and

Whereas in particular, Council recognizes that transit riders who require the use of a wheelchair, walker, or scooter and CNIB cardholders will be required, as of June 1, 2013, to pay the required fare in order to ride the HSR, and that in some cases this new requirement may impose an economic disadvantage and/or contribute to financial hardship for such riders; and

Whereas Council believes that, to the extent possible, the implementation of transit fare parity and other requirements of the AODA should not result in persons with disabilities who historically enjoyed an economic benefit to experience economic disadvantage and/or financial hardship; and

Whereas Council has sought and received the input of the Ontario Human Rights Commission on issues relating to transit fare parity and the provisions of section 14 of the Ontario *Human Rights Code* regarding "special programs" (as reflected in the letter dated March 14, 2013, from the Commission, a copy of which is attached hereto); and

Whereas Council believes it is appropriate to establish, pending the receipt and consideration of Staff's report, a temporary transit fare special program for those riders of the HSR who either require the use of a wheelchair, walker, or scooter, or are CNIB cardholders in order to ameliorate any economic disadvantage and/or financial hardship that may be experienced by such disabled riders; and

Whereas Council believes that such a temporary transit fare special program would effectively promote the use of the conventional transit system and utilize the uniqueness of the HSR fleet's front and rear-door boarding capabilities by those disabled riders who require the use of an assistive device, thereby improving the accessibility, capacity, and convenience of the conventional transit system, while also relieving pressure on the overburdened and more expensive specialized transit system; and

Whereas Council also believes that it is desirable to design its temporary special program so as to limit, to the extent possible, the potential abuse of the program by those who do not have a bona fide need for a PMD in order to ride the HSR; and

Whereas Council understands that, pending the receipt and consideration of Staff's report, promotional transit fare programs that are temporary in nature do not form part of the "fare structure" of the conventional transit system for the purposes of section 66 of the *Integrated Accessibility Standards*, being Ontario Regulation 191/11 made under the AODA.

Therefore Be It Resolved:

- (a) That, effective June 1, 2013, a temporary transit fare special program be implemented that would permit the below groups to ride the conventional public transit system (HSR) by either paying the applicable fare or riding at no charge, to be exercised at their own discretion:
1. Those transit riders who require the use of a wheelchair, walker, or scooter in order to ride the conventional public transit system (HSR);
 2. Those transit riders who are Canadian National Institute for the Blind (CNIB) cardholders.
- (b) That Staff be directed to develop options for the implementation of a new transit fare discount program for persons with disabilities, and report back to the General Issues Committee.

The motion **CARRIED** on the following standing recorded vote:

Yeas:	R. Bratina, B. McHattie, J. Farr, B. Morelli, S. Merulla, C. Collins, T. Jackson, S. Duvall, L. Ferguson, R. Powers, T. Whitehead, J. Partridge, M. Pearson, B. Johnson
Total Yeas:	14
Nays:	None
Total Nays:	0
Absent:	B. Clark, R. Pasuta
Total Absent:	2

NOTICES OF MOTION

Councillor Merulla introduced the following notice of motion:

8.1 Temporary Promotional Transit Fare Special Program

Whereas the City of Hamilton has a long history of progressive programs that provide accommodation to persons with disabilities, has an enviable record of accommodating the needs of its disabled transit users, and has shown leadership in specialized transit, often exceeding the experiences of other municipal transit providers; and

Whereas consistent with the historical practice of nearly every transit provider in Ontario, the City had in place, for at least 40 years, a Free Fare Policy that permitted transit users who were CNIB cardholders to ride the conventional transit system without payment of fare; and

Whereas in a program unique to the City of Hamilton, a Voluntary Pay Policy was introduced more than 15 years ago that gave disabled transit riders of the conventional transit system who use a “personal mobility device” (PMD), i.e., a wheelchair, scooter, walker, or 4-pronged cane, the option of paying the applicable fare or riding the HSR at no charge; and

Whereas the City’s conventional transit (HSR) fleet is fully accessible, providing low-floor, level entry and exit with no steps, and is unique in that the City is the only municipality in Canada where the entire conventional fleet is equipped with both front and rear-door boarding ramps; and

Whereas the requirements of the *Accessibility for Ontarians with Disabilities Act, 2005* (AODA) regarding transit fare parity were addressed by Staff Report PW03128e, which was approved by Public Works Committee on October 15, 2012, and ratified by Council on October 30, 2012, with implementation subsequently deferred until June 1, 2013; and

Whereas the implications of the Staff Report include, among other things, the permanent elimination of both the Free Fare Policy for CNIB cardholders and the Voluntary Pay Policy for transit riders using a PMD; and

Whereas it is desirable that Council direct Staff to study and develop options for the implementation of a new transit fare discount or subsidy program for persons with disabilities, and report back for consideration of such program; and

Whereas Council recognizes that many people with mobility and vision disabilities have experienced and continue to experience hardship, economic disadvantage, unequal opportunity, and discrimination in society generally; and

Whereas in particular, Council recognizes that transit riders who require the use of a wheelchair, walker, or scooter and CNIB cardholders will be required, as of June 1, 2013, to pay the required fare in order to ride the HSR, and that in some cases this new requirement may impose an economic disadvantage and/or contribute to financial hardship for such riders; and

Whereas Council believes that, to the extent possible, the implementation of transit fare parity and other requirements of the AODA should not result in persons with disabilities who historically enjoyed an economic benefit to experience economic disadvantage and/or financial hardship; and

Whereas Council has sought and received the input of the Ontario Human Rights Commission on issues relating to transit fare parity and the provisions of section 14 of the Ontario *Human Rights Code* regarding “special programs” (as reflected in the letter dated March 14, 2013, from the Commission, a copy of which is attached hereto); and

Whereas Council believes it is appropriate to establish, pending the receipt and consideration of Staff's report, a temporary transit fare special program for those riders of the HSR who either require the use of a wheelchair, walker, or scooter, or are CNIB cardholders in order to ameliorate any economic disadvantage and/or financial hardship that may be experienced by such disabled riders; and

Whereas Council believes that such a temporary transit fare special program would effectively promote the use of the conventional transit system and utilize the uniqueness of the HSR fleet's front and rear-door boarding capabilities by those disabled riders who require the use of an assistive device, thereby improving the accessibility, capacity, and convenience of the conventional transit system, while also relieving pressure on the overburdened and more expensive specialized transit system; and

Whereas Council also believes that it is desirable to design its temporary special program so as to limit, to the extent possible, the potential abuse of the program by those who do not have a bona fide need for a PMD in order to ride the HSR; and

Whereas Council understands that, pending the receipt and consideration of Staff's report, promotional transit fare programs that are temporary in nature do not form part of the "fare structure" of the conventional transit system for the purposes of section 66 of the *Integrated Accessibility Standards*, being Ontario Regulation 191/11 made under the AODA.

Therefore Be It Resolved:

- (a) That, effective June 1, 2013, a temporary transit fare special program be implemented that would permit the below groups to ride the conventional public transit system (HSR) by either paying the applicable fare or riding at no charge, to be exercised at their own discretion:
 1. Those transit riders who require the use of a wheelchair, walker, or scooter in order to ride the conventional public transit system (HSR);
 2. Those transit riders who are Canadian National Institute for the Blind (CNIB) cardholders.
- (b) That Staff be directed to develop options for the implementation of a new transit fare discount program for persons with disabilities, and report back to the General Issues Committee.

(Merulla/Morelli)

That the rules of order be waived to allow for the introduction of a Motion respecting Temporary Promotional Transit Fare Special Program.

CARRIED

Please refer to item 7.2 for disposition.

STATEMENT BY MEMBERS

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

PRIVATE AND CONFIDENTIAL

10.1 Closed Session Minutes - March 27, 2013

(McHattie/Farr)

That the Closed Session Minutes of March 27, 2013 be approved as presented and remain confidential.

CARRIED

(Duvall/Farr)

That Council move into Closed Session to consider Report CS13025, Occupational Health and Safety Act Charges – April 9, 2013 – File 20686, as it relates to litigation or potential litigation including matters before administrative tribunals, affecting the municipality or local board pursuant to Section 293 (e) of the *Municipal Act 2001* and Section 8.1 (e) of the Procedural By-law.

CARRIED

Council reconvened in Open Session.

10.2 Occupational Health and Safety Act Charges – April 9, 2013 – File 20686 (CS13025) (City Wide)

No action to report.

BY-LAWS

(Ferguson/Powers)

That Bills No. 13-083 to 13-100 be passed, and that the Corporate Seal be affixed thereto, and that the By-laws be numbered and signed by the Mayor and the City Clerk to read as follows:

Bill No.

- 13-083** To Amend By-law No. 01-215, To Regulate Traffic:
Schedule 2 – Speed Limits
Schedule 13 – Designated Traffic Lanes
- 13-084** To Amend By-law No. 01-218, as amended, To Regulate On-Street Parking:
Schedule 8 – No Parking Zones
Schedule 12 – Permit Parking Zones
Schedule 14 – Wheelchair Loading Zones
Schedule 20 – School Bus Loading Zones

- 13-085** To Amend By-law No. 01-218, as amended, 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
- 13-086** Being a By-law to Permanently Close and Sell a Portion of the Public Assumed Alleyway Abutting 112 King Street East, Hamilton, being part of Alleyway, Registered Plan 1431, City of Hamilton
- 13-087** Being a By-law to Permanently Close a Portion of Fortissimo Drive being Blocks 28, 31 & 34 on Plan 62M-1066, City of Hamilton
- 13-088** Respecting Removal of Part Lot Control, Block 177, Registered Plan No. 62M-1157
- 13-089** Respecting Removal of Part Lot Control, Block 178, Registered Plan No. 62M-1157
- 13-090** Respecting Removal of Part Lot Control, Blocks 179 and 180, Registered Plan No. 62M-1157
- 13-091** Respecting Removal of Part Lot Control, Block 181, Registered Plan No. 62M-1157
- 13-092** Respecting Removal of Part Lot Control, Block 182 – 184, Registered Plan No. 62M-1157
- 13-093** Respecting Removal of Part Lot Control, Block 185, Registered Plan No. 62M-1157
- 13-094** Respecting Removal of Part Lot Control, Block 186, Registered Plan No. 62M-1157
- 13-095** To Incorporate City Land, Being Part of Lots 1 and 2, Concession 1 in the Geographic Township of Glanford, Designated as Parts 3 and 5 on Plan 62R-18935 into Eagle Glen Way
- 13-096** To Incorporate City Land, Being Part of Lots 1 and 2, Concession 1 in the Geographic Township of Glanford, Designated as Parts 1 and 4 on Plan 62R-18935 save and except Parts 19 and 20 on Plan 62R-19237 into Pavel Place
- 13-097** To Amend Zoning By-law No. 90-145-Z (Flamborough), Respecting Lands Located at 249, 251 and 255 Parkside Drive and 60 Truedell Circle, in the former Town of Flamborough, now in the City of Hamilton
NOT FINAL AND BINDING
- 13-098** To Amend By-law No. 03-126, Being a By-law for Prohibiting and Regulating the Alteration of Property Grades, the Placing or Dumping of Fill, and the Removal of Topsoil
- 13-099** To Amend By-law No. 08-154, A By-law to Establish the Office of Integrity Commissioner
- 13-100** To Confirm the Proceedings of City Council

CARRIED

(Pearson/Partridge)

That, there being no further business, the City Council meeting be adjourned at 7:58 p.m.

CARRIED

Respectfully submitted,

Mayor B. Bratina

R. Caterini, B. Comm., AMCT
Director/City Clerk
Office of the City Clerk