Present: Mayor R. Wade

Councilors A. Bain, D. Braden, C. Collins, M. Caplan
F. D'Amico, L. Dilanni, M. Ferguson, A. Horwath, B. Kelly, M.
McCarthy, S. Merulla, D. Mitchell, R. Powers

Absent with regrets: Councilors T. Jackson, B. Morelli - Police Services Board

Mayor R. Wade called the meeting to order.

The National Anthem was sung by Zorna Tasovac, Krista Cranston and Caitlin Belanger representing Ancaster Highschool Choir and the Ancaster Highschool Jazz Choir.

Mayor R. Wade called on Reverend Gaye Norrie from the Peoples Church, Hamilton, for the opening Prayer.

APPROVAL OF THE AGENDA

(Collins/Kelly)
That the Agenda for the City Council meeting being held on October 30, 2001 be approved as amended. **CARRIED.**

DECLARATIONS OF INTEREST

Mayor R. Wade requested declarations of interest by members of Council of which there were none.
CEREMONIAL ACTIVITIES

1. Delegation from the District Spree-Neisse

The following delegation was received by Council:

Mr. Dieter Friese, Regional Chairman of the District of Spree-Neisse, Germany
Ms. Jana Handrischeck, Commissioner of International Relations, District of Spree-Neisse
Mr. Klaus Grueneberg, Chairman of the District Labour Council
Mr. Detief Lischka, Chairman of the Conservative Parliamentary Fraction

An Agreement of Bi-Lateral Co-operation between the Region of Spree-Neisse, Germany and the City of Hamilton was signed by Mayor Bob Wade and Chairman Dieter Friese.

2. Award Recognition - ERASE Community Improvement Plan

Mr. Neil Everson, Executive Director of Economic Development and Luc Piccioni, Development Consultant, Economic Development received award recognition for the ERASE Community Improvement Plan.

3. Trillium Awards Presentation

Pink and Red Trillium Award Presentations were made to the following recipients.

Awards of Excellence - Walter Veckie, the President of Unified Engineering
Brian Cocks, President of Cocks Brian Nursery

Pink Trillium Awards

Ward 1 - 19 South Street - Cindy and David Cummings
Ward 2 - 163 Duke Street - Janice and Michael Brown
Ward 3 - 60 East Avenue North - Michael and Wendy Dunn
Ward 4 - 321 Roxborough Avenue - Preston Carson and Susan Clark
Ward 5 - 298 Pottruff Road North - Peter and Lucy Marko
Ward 6 - 26 Innswood Place - Sherry Hayes and Dennis Facia
Ward 7 - 48 Rosedene Avenue - Torey and Paul Greene
Ward 8 - 121 West 25th Street - George and Phyllis Kovacs
Ward 9 - 7 Dalton Gate - Dave and Natalie Hall
Ward 10 - 36 Maple Drive - Fred and Helga Schopf
Ward 11 - 32 Lido Drive - Domenic Marini and Sara Leng
Ward 13 - 53 Robinhood Drive - Sandra and Philip Yanover
Red Trillium Award - 48 Rosedene Avenue

4. The Garden Club of Hamilton Award Presentation

The Garden Club of Hamilton presented a bursary and continuing education certificate from Mohawk College Scholarship Program for excellence in Floral Techniques to Ruth Rush.

APPROVAL OF MINUTES

(D'Amico/Collins)
That the Minutes of the City Council held on October 16, 2001, be approved as circulated.  CARRIED.

(Caplan/Bain)
That the Minutes of the Special City Council held on October 18, 2001, be approved as circulated.  CARRIED.

(Mitchell/McCarthy)
That Rule 9.9 of the City's Procedural By-law be invoked for this meeting of City Council to allow the introduction of one additional Communication Item.  CARRIED.

(Mitchell/McCarthy)
That the following be added as Communication Item 5.3 as follows:

5.3 Correspondence from Mr. Peter Brown, Royal Canadian Legion respecting Two Minute Wave of Silence  CARRIED.

(Kelly/McCarthy)
That Council move into Committee of the Whole for consideration of the Hearings Sub-Committee, Committee of the Whole and Grants Sub-Committee Reports.  CARRIED.

HEARINGS SUB-COMMITTEE REPORT 01-027

(Dilanni/Ferguson)
That the Twenty-seventh Report of the Hearings Sub-Committee be adopted and the information section received.  CARRIED.

HEARINGS SUB-COMMITTEE REPORT 01-028

(Dilanni/Ferguson)
That the Twenty-eighth Report of the Hearings Sub-Committee be received.  CARRIED.
COMMITTEE OF THE WHOLE REPORT 01-034

Item 1  Arena Development Proposal (CS01056b)

Councillor D. Braden indicated that he wished to be recorded as being OPPOSED to this item.

Item 2  Proposed Sale of Azurix North America Corp. to American Water Services, Inc. (TOE01177)

Councillors A. Horwath and S. Merulla indicated that they wished to be recorded as being OPPOSED to this item.

Item 5  Winter Maintenance Contract - Lincoln Alexander Parkway and Centennial Parkway (TOE01169)

The motion CARRIED on a Recorded Vote as follows:

Total Yeas: 11
Nays: Councillors C. Collins, A. Horwath, S. Merulla
Total Nays: 3

Item 24  Revised Amalgamation Costs for the New City of Hamilton (FCS01010b)

Councillor R. Powers indicated that he wished to be recorded as being OPPOSED to this item.

(D’Amico/Dilanni)
That the Thirty-fourth Report of the Committee of the Whole be adopted and the information section received.

CARRIED.

GRANTS SUB-COMMITTEE REPORT 01-006

(Caplan/Dilanni)
That the Sixth Report of the Grants Sub-Committee be received.

CARRIED.

MOTIONS

(McCarthy/Mitchell)
That Rule 9.9 of the City's Procedural By-law be invoked for this meeting of City Council to allow the introduction of a motion respecting Fire Fighters.

CARRIED.
WHEREAS "Volunteer Firefighter" means a firefighter who provides fire protection services either voluntarily or for a nominal consideration, honourarium, training or activity allowance;

WHEREAS newly amalgamated municipalities are losing experienced volunteer/part-time firefighters in their rural areas because the full time fire unions will not allow full-time firefighters to volunteer within the same municipality they work in (double-hatters);

AND WHEREAS, the City of Ottawa lost 27 volunteer firefighters in its rural areas (as the volunteers were also full time firefighters in the municipality’s urban areas).

AND WHEREAS the City of Ottawa has asked the Government of Ontario to bring forward legislative amendments that would ensure that full-time firefighters could continue to volunteer in their rural areas, but has been told that there is little political will to make the needed changes;

AND WHEREAS a dozen volunteers/part-timers are similarly impacted in the City of Hamilton, where recently six “double hatter” firefighters were charged under the International Association of Firefighters’ Constitution by the Hamilton Professional Fire Fighters Association because they refused to stop volunteering;

AND WHEREAS the Labour Relations Act provides that each union represent all of the employees within bargaining units for which the union is certified, fairly, in a non-arbitrary manner, and also prohibits actions by unions against employees for taking positions contrary to the union interests.

NOW THEREFORE the City of Hamilton hereby advises AMO and the Government of Ontario that the City could be negatively impacted both from a safety and a cost perspective; such that staff estimates it would cost the city millions in increased costs to fund a full-time firefighter model;

AND THAT the City of Hamilton request the Solicitor General and the Minister of Labour and the Minister of Municipal Affairs to clarify the legislation so full-time firefighters can continue to volunteer (without objection or impediment), or compensate the newly amalgamated municipalities for the additional costs of having to hire full time firefighters.

CARRIED.

GENERAL INFORMATION

Waste Management and Delegation from Spreisse Neise meeting. Noise Abatement Issues - Limberlost Community
BY-LAWS

(Collins/D’Amico)
That Rule 9.9 of the City’s Procedural By-law be invoked for this meeting of City Council to allow the introduction of additional Bills. CARRIED.

(Collins/D’Amico)
That the following be added as Bill Nos. 255 to 262:

255 By-laws No. 83-225 and 84-24 (Hamilton) respecting Lands Located at 374 Mohawk Road East

256 A By-law to amend Zoning By-law No. 3692-92 (Stoney Creek) respecting Lands located at 324 Fruitland Road (formerly Stoney Creek)

257 A By-law to Authorize:

The construction of a local improvement without petition under Section 12 of The Local Improvement Act to pave the alley from Dunsmure Road to approximately 48m southerly to the south limit of 73 Garfield South, as described in Schedule “A”; The special assessment to pay a portion of the cost of the works by the abutting owners; The preparation of plans, specifications and reports and the supervision of construction of the said works by the General Manager, Transportation, Operations and Environment.

258 A By-law to Set Optional Tax Classes for the Year 2002

259 A By-law to amend By-law 01-215 To Regulate Traffic

260 A By-law to Incorporate City Land Designated as Block 42 on Plan 62M-399 into Kingsview Drive

261 A By-law to amend By-law 01-215 To Regulate Traffic

262 A By-law to amend By-law 01-215 To Regulate Traffic CARRIED.

(Collins/D’Amico)
That Bill Nos. 249 to 263 be passed, that the corporate seal be affixed thereto and the by-laws be signed by the Mayor and the City Clerk, and numbered as 01-249 to 01-263:

01-249 A By-law respecting Removal of Part Lot Control for Lands Within “Palomino Ranch Estates Phase 2” Registered Plan of Subdivision 62M-901
A By-law respecting Removal of Part Lot Control for Lands Within "MeadowBrook Manors Phase 2" Registered Plan of Subdivision 62M-881

01-251 A By-law respecting Removal of Part Lot Control Within a Portion of "Glancaster Meadows" - Plan 62M-932

01-252 A By-law for Participation by a Municipality in OMERS in respect of Employees

01-253 A By-law to amend Bylaw 89-72 (Hamilton), as amended, To Regulate Traffic

01-254 A By-law to amend By-law 91-218 to Regulate On-Street Parking

01-255 By-laws No. 83-225 and 84-24 (Hamilton) respecting Lands Located at 374 Mohawk Road East

01-256 A By-law to amend Zoning By-law No. 3692-92 (Stoney Creek) respecting Lands located at 324 Fruitland Road (formerly Stoney Creek)

01-257 A By-law to Authorize:
1. The construction of a local improvement without petition under Section 12 of The Local Improvement Act to pave the alley from Dunsmure Road to approximately 48m southerly to the south limit of 73 Garfield South, as described in Schedule "A";
2. The special assessment to pay a portion of the cost of the works by the abutting owners
3. The preparation of plans, specifications and reports and the supervision of construction of the said works by the General Manager, Transportation, Operations and Environment.

01-258 A By-law to Set Optional Tax Classes for the Year 2002

01-259 A By-law to amend By-law 01-215 To Regulate Traffic

01-260 A By-law to Incorporate City Land Designated as Block 42 on Plan 62M-399 into Kingsview Drive

01-261 A By-law to amend By-law 01-215 To Regulate Traffic

01-262 A By-law to amend By-law 01-215 To Regulate Traffic

01-263 A By-law to Confirm the Proceedings of City Council. CARRIED.

The City Council meeting adjourned at 9:35 p.m.
Respectfully submitted,

R. Wade
Mayor

Kevin C. Christenson
City Clerk
October 30, 2001