Deputy Mayor T. Jackson called the meeting to order.

Deputy Mayor Jackson called on Reverend David Bish from the Stoney Creek United Church for the opening Prayer.

Following the prayer, Council observed a moment silence for the recent tragic loss suffered by the citizens of the United States of America.

Deputy Mayor Jackson then highlighted the events over the past weekend relating to the Hindu Temple and Muslum Mosque.

(Horwath/Kelly)
That City Council be on record as condemning the acts of the intentional fire set to the Hindu Temple and the vandalism to the Muslum Mosque in Hamilton.

That the City of Hamilton advise various leaders of our many faith communities that all measures possible will be taken by the city and our Police Service to protect the peace in our community and ensure the safety of all our residents.

CARRIED UNANIMOUSLY
1. **Absence of Councillor Caplan**

Deputy Mayor T. Jackson advised Council that Councillor Caplan was celebrating the Jewish New Year and could not be in attendance at Council. This is a religious observance, part of the High Holy Days in Judaism. Councillor Caplan wished to inform Council that he will be praying both for peace, and that the Lord inscribe us all for a good year.

2. **Announce First annual Celebrity Coffee Break**

On Saturday, September 22\(^{nd}\), from 10:00 a.m. to 2:00 p.m. the WalMart and Canadian Tire Stores Hwy. 53 in Ancaster will host their first annual Celebrity Coffee Break in support of the Alzheimer Society of Halton-Wentworth.

Donations for every cup of coffee poured will benefit your local Alzheimer Society.

**APPROVAL OF THE AGENDA**

*(Kelly/Mitchell)*

That the Agenda for the City Council meeting being held on September 18, 2001 be approved as amended.

CARRIED.

**DECLARATIONS OF INTEREST**

Deputy Mayor T. Jackson requested declarations of interest by members of Council of which there were none.

**CEREMONIAL ACTIVITIES**

a) Presentation by North Hamilton Community Health Centre to the Real Estate Division.

Ms. Elizabeth Beader, Executive Director and Ms. Bobby Joe Fehr, Community Development Worker for the North Hamilton Community Health Centre presented Kevin Nutley of the City's Real Estate Department the "Health is a Community Affair" Award.
City Council  
(3)  
September 18, 2001

APPROVAL OF MINUTES

(Mitchell/Morelli)  
That the Minutes of the special City Council held on August 9, 2001, be approved as circulated.  
CARRIED

(D'Amico/Bain)  
That the Minutes of the City Council Meeting held August 22, 2001 be approved as circulated.  
CARRIED

COMMUNICATIONS

(Morelli/Merulla)  
That Rule 9.9 of the City's Procedural By-law be invoked for this meeting of City Council to allow the introduction of three communications.  
CARRIED.

(Morelli/Powers)  
That the following be added as Communication Items 5.10, 5.11 and 5.12:

Item 5.10  
Petition from Mr. Danie Dufresne respecting Homelessness in Ontario  
Recommendation: Be received.

Item 5.11  
Correspondence from Mr. Frank Caldwell, Chairman of the Hamilton Veterans Committee respecting Rememberance Day.  
Recommendation: That the City Clerk's Division be directed to provide the assistance of a Legislative Assistant to coordinate and assist with the Remembrance Day Event and Parade.

Item 5.12  
Correspondence from Mr. Peter Tice of Ross and McBride respecting development charges and building permit fees  
Recommendation: Referred to the General Manager of Finance and Corporate Services.

(Morelli/Powers)  
That Communications Items 5.1 to 5.12 be approved as amended.  
CARRIED.

(D'Amico/Collins)  
That Council move into Committee of the Whole for consideration of the Hearings Sub-Committee and Committee of the Whole Reports  
CARRIED.
HEARINGS SUB-COMMITTEE REPORT 01-021

(Collins/D'Amico)

That the Twenty-first Report of the Hearings Sub-Committee be adopted and the information section received. CARRIED.

HEARINGS SUB-COMMITTEE REPORT 01-022

(Collins/D'Amico)

That the Twenty-second Report of the Hearings Sub-Committee be adopted and the information section received. CARRIED.

COMMITTEE OF THE WHOLE REPORT 01-026

(Kelly/McCarthy)

That the Twenty-sixth Report of the Committee of the Whole be received. CARRIED.

COMMITTEE OF THE WHOLE REPORT 01-027

(Kelly/McCarthy)

That the Twenty-seventh Report of the Committee of the Whole be adopted and the information section received. CARRIED.

COMMITTEE OF THE WHOLE REPORT 01-028

(Kelly/McCarthy)

That the Twenty-eighth Report of the Committee of the Whole be received. CARRIED.

COMMITTEE OF THE WHOLE REPORT 01-029

Item 1  Uniform Waste collection Service Levels - Harmonization of Waste Collection Services (TOE01118a)

Councillor A. Horwath indicated that she wished to be recorded as OPPOSED to this item.

Item 2  Resignation and appointment of Acting Chief Administrative Officer (City Manager)

Councillors A. Bain and D. Braden indicated that they wished to be recorded as OPPOSED to this item.
Item 3  Building Hamilton’s Future - A Growth Related Integrated Development Strategy (GRIDS) (TOE 01146)

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

Item 9  Declaration of Surplus Property: 46 Park Street West, Dundas - Easement Lands (CS01080)

(D’Amico/Collins)

That the recommendations outlined in Item 9 of Committee of the Whole Report 01-029 be deleted in their entirety and replaced with the following in lieu thereof:

(a) That the City owned properties required for easement purposes located at 46 Park Street West be declared surplus to the requirements of the City of Hamilton in accordance with the Real Property Sales Procedural By-law Nos. 4220-95 and 95-049;

(b) That Corporate Buildings and Real Estate Division be authorized and directed to sell these easements in accordance with the Real Property Sales Procedural By-law Nos. 4220-95 and 95-049. 

AMENDMENT CARRIED.

Information Item d) No. 2 Declaration of Surplus Property: Rear of 325 Bay Street North, Hamilton - Easement Lands

(Horwath/ferguson)

That Information Item d) No. 2 of the Twenty-ninth Committee of the Whole Report respecting Declaration of Surplus Property: Rear of 325 Bay Street North, Hamilton - Easement Lands be lifted from the Table. CARRIED.

(Horwath/Ferguson)

That the following be added as Item 30 to the Twenty-ninth Committee of the Whole Report:

30. Declaration of Surplus Property: Rear of 325 Bay Street North, Hamilton – Easement lands (Affects Wards 2)

(a) That the City owned properties required for easement purposes located at the rear of 325 Bay Street North be declared surplus to the requirements of the City of Hamilton in accordance with the Real Property Sales Procedural By-law Nos. 4220-95 and 95-049;
(b) That Corporate Buildings and Real Estate Division be authorized and
directed to sell these easements in accordance with the Real Property
Sales Procedural By-law Nos. 4220-95 and 95-049.

CARRIED.

(Horwath/Ferguson)
That Information Item e) of the Twenty-ninth Committee of the Whole Report respecting
Free On-Street Parking be lifted from the Table.

CARRIED.

(Horwath/Ferguson)
That the following be added as Item 31 to the Twenty-ninth Committee of the Whole Report:

31. Free On Street Parking

a) That Information Report dated September 17, 2001 respecting Costs of
Allowing Free On-Street Parking for Business Improvement Areas for the
months of November and December 2001 be received;

b) That free-on street parking in the area known as the Community
Improvement Plan Area (Queen to Cannon, Wellington to Hunter and the
Spine of James from Aberdeen to Guise) be offered for the months of
November and December, 2001;

c) That free on-street parking in the Community Improvement Area be limited
to 2 hours from 8:00 a.m. to 6:00 p.m., Monday to Saturday;

d) That the appropriate City Traffic By-law(s) be amended accordingly;

e) That staff bring a report back during the 2002 budget process to ensure
program changes are included in the 2002 budget for the City of Hamilton.

On a RECORDED VOTE the motion was REFERRED to the Hearings Sub-Committee
to permit BIA's the opportunity to address the Committee with respect to Free on Street
Parking in their respecting business improvement areas.

Yeas: Councillors A. Bain, D. Braden, M. Ferguson, T. Jackson, B. Kelly, M.
McCarthy, S. Merulla, D. Mitchell, B. Morelli
Total Yeas: 9

Total Nays: 5
(DiLanni/Ferguson)
That Information Item d), section No. 3 of the Twenty-ninth Committee of the Whole Report respecting 280 Fifty Road, Stoney Creek be lifted from the Table.

CARRIED.

(DiLanni/Ferguson)
That the following be added as Item 32 to the twenty-ninth Committee of the Whole Report:

32. 280 Fifty Road, Stoney Creek

a) That the Director of Legal Services and Corporate Counsel be authorized to proceed with the necessary steps to expropriate the following lands:

<table>
<thead>
<tr>
<th>Municipal Address</th>
<th>Owner</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>280 Fifty Road</td>
<td>Filomena Raso</td>
<td>Part of Lot 2, Concession 2 Geographic Township of Saltfleet, now in the City of Hamilton</td>
</tr>
</tbody>
</table>

PIN# 17371-0016

b) That Director of Legal Services and Corporate Counsel prepare, and the City Clerk sign an Application of Approval to Expropriate by the City of Hamilton for the lands, as noted in Report TOE01156, recommendation (a), for municipal purposes;

c) That the City Clerk, upon signing the application of Approval to Expropriate, be authorized to cause the necessary notices in this Application to be served on the registered owner of the lands affected and for advertisement of the said Notice of Application to be placed in The Hamilton Spectator for three (3) consecutive weeks;

d) That Director of Legal Services and Corporate Counsel be authorized to forward to the Chief Inquiry Officer any Request of Hearings received and to report such information to City Council;

e) That in the event no Requests for Hearing are received, the Director of Legal Services and Corporate Counsel be authorized to introduce the appropriate Expropriation By-Laws to City Council;

f) That the Manager of Real Estate, Corporate Buildings and Real Estate Division, if and when necessary, be authorized to retain an independent fee appraiser to prepare an appraisal of fair market value of the lands as noted in Report TOE01156, recommendation (a), to form the basis of compensation to be offered by the City and that the Manager of Real Estate, Corporate Buildings and Real Estate Division, if and when necessary, be authorized to negotiate compensation with the owner(s) of the expropriated lands on the basis of the appraisal report; and
g) That all costs of the expropriation be charged to the Fifty Mile Creek Account (55916-4038055056).  CARRIED.

(Kelly/McCarthy)
That the Twenty-Ninth Report of the Committee of the Whole be adopted as amended and the Information Section received.  CARRIED.

<table>
<thead>
<tr>
<th>MOTIONS</th>
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<tbody>
<tr>
<td>(DiIanni/Ferguson)</td>
</tr>
<tr>
<td>That Rule 9.9 of the City’s Procedural By-law be invoked for this meeting of City Council to allow for the introduction of a motion respecting the establishment of the Executive Search Committee.  CARRIED.</td>
</tr>
<tr>
<td>(DiIanni/Ferguson)</td>
</tr>
<tr>
<td>Establishment of Executive Search Committee</td>
</tr>
<tr>
<td>That an Executive Search Committee be established, composed of Mayor R. Wade and Councillors M. Caplan, C. Collins, F. D’Amico, L. DiIanni, M. Ferguson, A. Horwath, S. Merulla and D. Mitchell, for the purpose of conducting the search for and making a final recommendation to Council for the City Manager for the City of Hamilton.  CARRIED.</td>
</tr>
<tr>
<td>(Collins/Merulla)</td>
</tr>
<tr>
<td>That Rule 9.9 of the City’s Procedural By-law be invoked for this meeting of City Council to allow for the introduction of a motion respecting the Golf Sub-Committee appearing as a delegation before the Hearings Sub-Committee.  CARRIED.</td>
</tr>
<tr>
<td>(Collins/Merulla)</td>
</tr>
<tr>
<td>Golf Executive to appear before the Hearings Sub-Committee</td>
</tr>
<tr>
<td>That the Golf Executive be allowed the opportunity to appear before the Hearings Sub-Committee at its meeting scheduled on September 25, 2001.</td>
</tr>
<tr>
<td>The Motion was DEFEATED on a RECORDED VOTE as follows:</td>
</tr>
<tr>
<td>Yeas: Councillors C. Collins, T. Jackson, S. Merulla, B. Morelli, R. Powers, A. Horwath</td>
</tr>
<tr>
<td>Total Yeas: 6</td>
</tr>
<tr>
<td>Nays: Councillors A. Bain, D. Braden, L. Dilanni, M. Ferguson, B. Kelly, M. McCarthy, D. Mitchell</td>
</tr>
<tr>
<td>Total Nays: 7</td>
</tr>
</tbody>
</table>
NOTICE OF MOTION

None

GENERAL INFORMATION

The following issues were raised under general information:

a) Event to raise funds for relief efforts in United States - Up Up and Away, Main Street East

b) FCM National Board of Directors meeting Update

c) Urban Communities Workshop in October

d) Upcoming GLanbrook and Stoney Creek Public Meetings

e) Historic Double Trunk Tree

f) Presentation of Petition to Council respecting cyclists speeding on endangering pedestrians on sidewalks

g) Clean Sweep Program launch

h) SPCA Donation to assist with Relief at Disaster in United States

i) Concession Street Cornfest

j) Canadian Football Hall of Fame Induction

k) Ancaster Fair, September 22nd, 23rd

BY-LAWS

(Powers/Morelli)

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 Bill.  

CARRIED

(Collins/D’Amico)

That the following be added as Bill Nos. 01-223:

223  A By-law to Stop Up, Close and Sell a Portion of Beach Boulevard, City of Hamilton.

CARRIED
That Bill Nos. 207 to 224 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 01-207 to 01-224:

207 A By-law to amend By-law No. R89-038 (Hamilton-Wentworth), as amended, To Regulate Traffic.

208 A By-law to Adopt Official Plan Amendment No. 83 to the Town of Ancaster Official Plan Respecting Meadowlands Neighbourhood V Secondary Plan.

209 A By-law to amend Zoning By-law No. 6593 (Hamilton) respecting Lands located South of Rymal Road East and West of Upper Wentworth Street fronting onto Bianca Drive and Morgante Court.

210 A By-law to amend Zoning By-law No. 6593 (Hamilton) respecting Lands located South of Stone Church Road West, West of West 5th Street, known as 155 Stone Church Road West.

211 A By-law to Extend City of Hamilton By-law No. 00-131 respecting The Exemption of Lands from Part Lot Control for lands within “Wisemount Estates, Phase 9” Registered Plan of Subdivision 62M-836.

212 A By-law to amend Zoning By-law No. 90-145-Z (Flamborough) respecting Lands located at Municipal No. 1268 Highway No. 6 North (formerly Town of Flamborough).

213 A By-law to amend Zoning By-law No. 6593 (Hamilton), as amended by Zoning By-laws No. 92-197 and 93-117 respecting Land located at Municipal No. 195 Ferguson Avenue North.

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

215 A By-law to Regulate Traffic.

216 A By-law respecting the Construction, Maintenance, Operation, Management and Regulation of Municipal Parking Facilities.

217 A By-law to Establish and Regulate Fire Routes.

218 A By-law to Regulate On-Street Parking.

219 A By-law to Manage and Regulate Municipal Parks.
220  A By-law to Regulate the Parking of Motor Vehicles on Private and Municipal Property.

221  A By-law to Repeal By-law 01-155, To Amend Zoning By-law No. 87-57 (Ancaster), as amended, respecting Lands Located at Municipal No. 464 Hamilton Drive and 439 Garner Road West (former Town of Ancaster).

222  A By-law to Appoint and to Prescribe the Duties and Responsibilities of the Acting Chief Administrative Officer.

223  Being a By-law to Stop Up, Close and Sell a Portion of Beach Boulevard, City of Hamilton

224  A By-law to Confirm the Proceedings of City Council.

CARRIED.

The City Council meeting adjourned at 9:10 p.m.

Respectfully submitted,

T. Jackson
Deputy Mayor

Kevin C. Christenson
City Clerk
September 18, 2001