Present: Mayor L. Dilanni


Absent with regrets: Councillor B. Kelly, A. Samson - vacation

Mayor L. Dilanni called the meeting to order.

APPROVAL OF THE AGENDA

(Braden/Mitchell)
That the Agenda for the City Council meeting being held on August 10, 2005 be approved as amended. CARRIED.

Council Communication Item 5.10 was amended to refer the matter to the General Manager of Public Works for a report to the Public Works, Infrastructure and Environment Committee.

Added Motion by Councillor Whitehead respecting appointments to the Mayor’s Advisory Committee on GRIDS noted as Item 7.2

DECLARATIONS OF INTEREST

Item 7.1 Mayor Dilanni declared an Interest in this item as he is named in the Audit.

CEREMONIAL ACTIVITIES/ANNOUNCEMENTS

None
APPROVAL OF MINUTES

(Whitehead/Ferguson)
That the Minutes of the City Council Meeting held on July 18, 2005, be adopted as amended.

Councillor Jackson to be noted as “vacation” for his absence  CARRIED.

COMMUNICATIONS

(Collins/Ferguson)
That Council Communications 5.1 to 5.11 be approved as follows:

5.1 Petition from residents respecting Sanitary Sewer Construction on North Service Road from 1075 North Service Road to approximately 196m Easterly and then approximately 61m northerly, through existing sewer/watermain easement, to existing sanitary sewer outlet on Trillium Avenue

Recommendation:  Be received and referred to the General Manager of Public Works for information

5.2 Petition submitted by Donna Gagnon respecting Grays Road Closure north of Lakegate Drive, Hamilton

Recommendation: Be received and referred to the General Manager of Public Works for a report to the Public Works, Infrastructure and Environment Committee

5.3 Resolution from the Corporation of the City of Clarence-Rockland respecting Borrowing Capacity

Recommendation: that the resolution be referred to the Corporate Administration Committee.

5.4 Resolution from the City of Pickering respecting Proposed Airport in North Pickering

Recommendation: That the resolution from the City of Pickering be supported.

5.5 Correspondence from the Honourable Minister of the Environment, Stephane Dion respecting waste management resolutions forwarded by the City of Hamilton

Recommendation: Be received
5.6 Correspondence from Robert Birnie, Thos. R. Birnie and Sons Ltd. Respecting City of Hamilton’s New Sewer Lateral Management Program

Recommendation: Be received and referred to the General Manager of Public Works for a report to the Public Works, Infrastructure and Environment Committee

5.7 Resolution from Charlotte Gravlev, Regional Clerk, Region of Peel respecting GO Transit Development Charges Background Study

Recommendation: Be received and referred to the General Manager of Finance and Corporate Services for a report to the Corporate Administration Committee

5.8 Correspondence from Dave Levac, MPP Brant respecting Dedication of Highway 403 from Burlington to Woodstock as Alexander Graham Bell parkway

That the resolution from Dave Levac, MPP, Brant be endorsed.

5.9 Drainage Act Petition received from residents of Van Every Gardens in the Former Town of Flamborough

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

5.10 Petition from residents respecting High Speed Traffic on Mercer Street, Dundas

Recommendation: Be referred to the General Manager of Public Works for a report to the Public Works, Infrastructure and Environment Committee.

5.11 Correspondence from the Ottawa Street B.I.A. respecting sewer back ups and wet basements to businesses on Ottawa Street North resulting from heavy rainfall on July 26, 2005

Recommendation: Be referred to the General Manager of Finance and Corporate Services for a report to the Corporate Administration Committee CARRIED.

(Collins/Ferguson)
That Council move into Committee of the Whole for consideration of the Standing Committee Reports. CARRIED.
Item 20  **Formation of New Community Liaison Committee for 398 King Street West**

(Morelli/Merulla)

Staff were directed to include in future reports descriptions of operating history and principles and future plans of the agencies involved.

Amendment CARRIED.

Item 22  **Application for a Change in Zoning for Lands Located at 89 Stone Church Road West (Hamilton) (PED05069) (Ward 8)**

(Whitehead/Merulla)

That Item 22 be amended by the deletion of conditions (a) – (c) and replacing in lieu thereof the following conditions (a) – (e) in order to include holding provisions within the proposed by-law, to allow for the buildings to be subject to site plan approval to read as follows:

(a) That the subject lands be rezoned from “C” (Urban Protected Residential, etc.) District to “D” – ‘H’ (Urban Protected Residential – One and Two Family Dwellings, etc. - Holding) District.

(b) That the Draft By-law, which has been prepared in a form satisfactory to Corporate Counsel, be enacted by City Council.

(c) That the amending By-law apply the Holding provisions of Section 36 (1) of the Planning Act, R.S.O., 1990, to the subject lands by introducing the Holding symbol ‘H’ as a suffix to the proposed Zoning District. The Holding provision will prohibit the development of the subject lands until such time as the following has been completed:

(i) That the applicant has received approval of a Site Plan Control Application, to the satisfaction of the Manager, Development Planning;

City Council may remove the ‘H’ symbol and, thereby, give effect to the “D” District provisions, by enactment of an amending By-law once the condition is fulfilled;

(d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
(e) That upon satisfying the conditions of the ‘H’ symbol and submitting the required fee, the Director of Development and Real Estate, Planning and Development Department, be authorized and directed to give the prescribed notice in accordance with the provisions of the Planning Act and to prepare a By-law, in a form satisfactory to Corporate Counsel, to remove the ‘H’ symbol for presentation to City Council. **AMENDMENT CARRIED.**

**Item 25** Applications for a Draft Plan of Subdivision and Zoning By-law Amendment by Paletta International Corporation for Lands Located in Ancaster Meadowlands Neighbourhood IV (Ancaster) (PED05073) (Ward 12) (Item 6.6)

Councillor McCarthy indicated that she wished to be recorded as opposed to this item.

**Item 26** Applications for Revisions to the “Elizabeth Gardens” Draft Plan of Subdivision, an Amendment to the Glanbrook Official Plan, and a Change in Zoning for Lands Located Within Part of Lot 1, Concession 4, in the Former Township of Glanbrook (Binbrook) (PED05065) (Ward 11) (Item 6.7)

(Mitchell/Pearson) That staff be directed to continue to negotiate to replace the commercial land in another part of the Town of Binbrook. **AMENDMENT CARRIED.**

(Whitehead/Pearson) That the SEVENTEENTH Report of the Planning and Economic Development Committee be adopted as amended and the information section received. **CARRIED.**

**COMMITTEE OF THE WHOLE REPORT 05-013**

**Item 26(c)** Growth-Related Integrated Development Strategy – Project Update and Recommended Growth Concepts (CM05025)

Councillors B. McHattie and M. McCarthy indicated that they wished to be recorded as opposed to this item.

**Item 27** 2014 Commonwealth games Bid Update (PED05093)

Councillors D. Braden and M. McCarthy indicated that they wished to be recorded as opposed to this item.
MOTIONS

Mayor Dilanni relinquished the chair to Deputy Mayor Collins

7.1 Appointment of Auditors – Compliance Audit (FCS05086) (Merulla/Pearson)
(a) That Mr. Ken Froese, CA, of the firm of LECG Canada Ltd. Be appointed to conduct the Compliance Audit pursuant to Section 81(6) of the Municipal Elections Act with regard to the campaign finances for the 2003 municipal election of John Best, Marvin Caplan and Larry Dilanni at an estimated cost of $24,710 exclusive of GST and PST;

(b) That this amount be funded from the Tax Stabilization Reserve. CARRIED.

Deputy Mayor Collins relinquished the Chair to Mayor Dilanni.

7.2 Appointments to the Mayor’s Advisory Committee on Growth Related Integrated Development Strategy (GRIDS) (Whitehead/Pearson)
(a) That Motion 7.4 approved by City Council at its meeting held on August 12, 2004 respecting Appointment to the Mayor’s Advisory Committee on Growth related Integrated Development Strategy (GRIDS) be amended by deleting the names Terry Cooke and Rebecca Wissenz and replacing with the names Brian Wilson and Paul Johnson in lieu thereof.

(b) That the appointments expire with the term of City Council. CARRIED.

NOTICES OF MOTION

None

STATEMENT BY MEMBERS

Members of Council used this opportunity to discuss matters of general interest.
That Bill Nos. 05-221 to 05-253 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 05-221 to 05-253 as follows:

05-221 221  To Amend By-law No. 01-215, To Regulate Traffic:
       Schedule 13 – Designated Traffic Lanes

05-222 222  To Amend By-law No. 01-215, To Regulate Traffic:
       Schedule 5 – Stop Signs

05-223 223  To Amend By-law No. 01-215, To Regulate Traffic:
       Schedule 5 – Stop Signs

05-224 224  To Authorize a Tax Exemption for Space Leased by the City of Hamilton for the Purposes of the General Administration of the Municipality

05-225 225  To Amend By-law No. 01-218, as amended, To Regulate On-Street Parking:
       Schedule 4 – Special Event Parking Zones
       Schedule 5 – Parking Meters
       Schedule 8 – No Parking Zones
       Schedule 10 – Alternate Side Parking
       Schedule 12 – Permit Parking Zones
       Schedule 13 – No Stopping Zones
       Schedule 14 – Wheelchair Loading Zones

05-226 226  To Amend Zoning By-law No. 06593, Respecting Lands Located at 675 Strathearn Avenue

05-227 227  To Amend By-law No. 05-215, To Regulate Traffic:
       Schedule 5 – Stop Signs

05-228 228  Respecting Removal of Part Lot Control, Blocks 34 – 36, Registered Plan 62M-1027
05-229 229 Respecting Removal of Part Lot Control Within a Portion of “Parktown East”, Jonathon Court, Plan 62M-1025

05-230 230 To Authorize the Borrowing Upon Serial Debentures in the amount of $60,000,000 Towards the Cost of the Projects Identified in Column (2) of Schedule “A” Attached Hereto

05-231 231 Respecting Removal of Part Lot Control, Block 14, Registered Plan 62M-1012 and Bloocs 31 – 33, Registered Plan 62M-1027

05-232 232 To Adopt Official Plan Amendment No. 52 to the former Township Glanbrook Official Plan; Respecting Lands Located within Part of Lot 1, Concession 4, (Glanbrook), Binbrook Village, Glanbrook

05-233 233 To Amend Zoning By-law No. 464 (Glanbrook), Respecting Lands Located within Part of Lot 1, Concession 4

05-234 234 To Adopt Official Plan Amendment No. 202 to the former City of Hamilton Official Plan; Respecting Lands Municipally Known as 488 Upper Wellington Street

05-235 235 To Amend Zoning By-law No. 6593, Respecting Lands Located at 488 Upper Wellington Street

05-236 236 To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting the Rear of the Property Located at 24 Second Road West

05-237 237 To Amend Zoning By-law No. 3581-86, as amended by By-law Nos. 4436-98 and 05-052, Respecting Lands Located at 50 Hatt Street, Block 5, Registered Plan No. 62M-963

05-238 238 To Amend Zoning By-law No. 87-57 (Ancaster), Zoning By-law No. 3581-86 (Dundas), Zoning By-law No. 90-145-Z (Flamborough), Zoning By-law No. 464 (Glanbrook), Zoning By-law No. 6593 (Hamilton) and Zoning By-law No. 3692-92 (Stoney Creek), Respecting Consolidated Lot Development

05-239 239 To Rename Collins Drive to Cornerstone Drive

05-240 240 To Amend Zoning By-law No. 87-57 (Ancaster), as amended, Respecting Lands Located at Part of Lots 52 and 53, Concession 3 (Ancaster)

05-241 241 To Rename a Section of North Service Road to Glover Road Access Road
To Rename Glover Road Access to Glover Access Road South

To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting Lands Located at Part of Lot 24, Conc. 7, Part 3 of Plan 62R-13691 Highland Road East

To Rename a Section of Mud Street to Old Mud Street

To Amend By-law No. 01-068, To Appoint Municipal Law Enforcement Officers for the City of Hamilton

To Name a Road as Nash Road North, and to Rename a Section of Brampton Street as Nash Road North

To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting the Rear of the Properties Located at 2105, 2109, and 2113 Rymal Road East

To Amend Zoning By-law No. 464 (Glanbrook), Respecting Lands Municipally Known as 340 Regional Road No. 20

To Adopt Official Plan Amendment No. 119 to the former City of Stoney Creek Official Plan; Respecting Lands Known as 359 Winona Road

To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting Lands Located at 359 Winona Road

To Amend Zoning By-law No. 6593, Respecting Lands Located at 89 Stone Church Road West

To Amend Zoning By-law No. 6593, Respecting Lands Located at 50 East Avenue North and 20 Emerald Street South

To Confirm the Proceedings of City Council

CARRIED.

Meeting adjourned at 3:00 p.m.

Respectfully submitted,

Mayor L. Dilianni

Salter Hayden, Acting City Clerk
August 10, 2005