Present: Mayor F. Eisenberger


Absent with Regrets: Councillors T. Jackson, and M. McCarthy, vacation

Mayor Eisenberger called the meeting to order and called upon Dr. Mahendra Deonarain, of the Hindu Samaj of Hamilton, to lead Council in prayer.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

1.  **ADDED CORRESPONDENCE**

   5.10  Correspondence from Mr. Anthony Capuccinello respecting comments on the Proposed Urban Official Plan

   Recommendation: Be received

   5.11  Correspondence from Steve Spicer, Multi-Area Developments Inc. respecting increases to development charges

   Recommendation: Be received
5.12 Correspondence from Brendan Simons respecting proposed cycling master plan
Recommendation: Be received

5.13 Correspondence from Geordie Montgomery respecting proposed cycling master plan
Recommendation: Be received

2. **Typo**

The Clerk noted a typo in subsection (a) (ii)(a) of Item 14 of the Economic Development and Planning Committee Report 09-014. The word “commercial” should be changed to “commenced”.

(Pearson/Whitehead)
That the Agenda for the City Council meeting being held on June 24, 2009, be approved, as amended.

CARRIED

<table>
<thead>
<tr>
<th>DECLARATIONS OF INTEREST</th>
</tr>
</thead>
</table>

Councillor Ferguson declared an interest with respect to Item 3 of the Economic Development and Planning Committee Report 09-014 as he is an investor in the taxi industry.

<table>
<thead>
<tr>
<th>CEREMONIAL ACTIVITIES/ANNOUNCEMENTS</th>
</tr>
</thead>
</table>

3.1 **David Crombie Award**

The Mayor called Terry Cooke, Chairperson of the Canadian Urban Institute, to the podium to present the David Crombie Award to Joe-Anne Priel, Liz Weaver and Councillor Brian McHattie representing the Poverty Roundtable in recognition for their work.

<table>
<thead>
<tr>
<th>APPROVAL OF MINUTES</th>
</tr>
</thead>
</table>

(Collins/Ferguson)
That the Minutes of the June 10, 2009, meeting of Council be approved, as presented.

CARRIED
COMMUNICATIONS

(Clark/Collins)
That Council Communications 5.1 to 5.13 be approved, as amended, as follows:

5.1 Correspondence from Craig Baker, First Nations Engineering Services Ltd. respecting assistance received from the City for the Ancaster Agricultural Society’s Gala Opening

Recommendation: Be received

5.2 Correspondence from Andrea Horwath, MPP, Hamilton Centre respecting funding of child care

Recommendation: Be received

5.3 Correspondence from A. Castelli on behalf of Concerned Citizens of Lakeview Estates, Winona, respecting Big Box Development at 1310 South Service Road

Recommendation: Be received

5.4 Correspondence from the Honourable Jim Watson, Minister of Municipal Affairs and Housing respecting confirmation of funding allocation for Provincial Rent Bank Program

Recommendation: Be received

5.5 Correspondence from Fred Stemble, President, Hamilton-Halton Construction Association respecting increase in development charges – instituting the same policy for ICI Sector

Recommendation: Be received

5.6 Correspondence from the Honourable Jim Watson, Minister of Municipal Affairs and Housing respecting funding for new social and affordable housing programs

Recommendation: Be received

5.7 Correspondence from Ian Giles, RCGA Tournament Chair, Royal Canadian Golf Association, in appreciation for use of King’s forest Golf Club to host the 2009 Canadian Universities/Colleges Championship

Recommendation: Be received
5.8 Correspondence from City of Sarnia respecting financial assistance from the Province to Municipalities for the implementation of Accessibility Standards

Recommendation: Be endorsed

5.9 Correspondence from Mayor Stephen Mandel, City of Edmonton requesting support for EXPO 2017 Bid

Recommendation: That the City of Edmonton’s EXPO 2017 bid be endorsed.

Item 5.9 CARRIED on the following votes:

Yeas: Eisenberger, Bratina, Collins, Duvall, Ferguson, McHattie, Merulla, Morelli, Pasuta, Mitchell, Pearson and Whitehead
Total: 12
Nays: Clark and Powers
Total: 2
Absent: Jackson and McCarthy
Total: 2

5.10 Correspondence from Mr. Anthony Capuccinello respecting comments on the Proposed Urban Official Plan

Recommendation: Be received

5.11 Correspondence from Steve Spicer, Multi-Area Developments Inc. respecting increases to development charges

Recommendation: Be received

5.12 Correspondence from Brendan Simons respecting proposed cycling master plan

Recommendation: Be received

5.13 Correspondence from Geordie Montgomery respecting proposed cycling master plan

Recommendation: Be received

CARRIED AS AMENDED

(Bratina/Clark)
That Council move into Committee of the Whole for consideration of the Committee Reports. CARRIED
PUBLIC WORKS COMMITTEE REPORT 09-010

Item 13  Bus Bench Furniture Program Review and Street Furniture RFP (PW09033) (City Wide) (Item 8.5)

Item 13 CARRIED on the following votes:

Yeas: Eisenberger, Bratina, Clark, Collins, Duvall, Ferguson, McHattie, Morelli, Pasuta, Mitchell, Pearson, Powers and Whitehead
Total: 13
Nays: Merulla
Total: 1
Absent: Jackson and McCarthy
Total: 2

(Bratina/Clark)
That the TENTH Report of the Public Works Committee be adopted, and the information section received. CARRIED

AUDIT AND ADMINISTRATION COMMITTEE REPORT 09-011

Item 10  Recommendations (b) and (c) of 2009 City of Hamilton Water and Wastewater Development Charges Bylaw (2-year Term) and Development Charges By-law for all other Growth Services (5-year Term) (FCS09060) (City Wide) (Referred by Council at its meeting on June 10, 2009) (Added Item 8.8(b))

(McHattie/Merulla)
That the question (Item 10) be called. CARRIED
That Item 10 of Audit and Administration Committee Report 09-011 be amended as follows:

1. By numbering the recommendation as subsection (a);

2. By adding the following as subsection (b):

“(b) That Item 4 of Audit and Administration Committee Report 09-010 which was approved by Council on June 10, 2009 be amended accordingly to reflect Council’s direction on this matter.

Amendment CARRIED

The Main Motion CARRIED as AMENDED on the following votes:

Yeas: Eisenberger, Bratina, Clark, Collins, Duvall, McHattie, Merulla, Morelli, Pasuta, Mitchell, Pearson, Powers and Whitehead
Total: 13
Nays: Ferguson
Total: 1
Absent: Jackson and McCarthy
Total: 2

That the ELEVENTH Report of the Audit and Administration Committee be adopted, as amended, and the information section received. CARRIED

EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 09-010

That the TENTH Report of the Emergency and Community Services Committee be adopted and the information section received. CARRIED

ECONOMIC DEVELOPMENT & PLANNING COMMITTEE REPORT 09-014

Item 4  Amendments to the Property Standards By-law 03-117 to Reflect Current Waste Management Principles (PED09165) (City Wide) (Item 5.4)

That Item 4 of Economic Development and Planning Committee Report 09-014 respecting Amendments to the Property Standards By-law 03-117 to Reflect Current Waste Management Principles be referred back to the Economic Development and Planning Committee in order to allow consultation with staff on the implications of these amendments. CARRIED
Item 14  Applications for Amendments to the Hamilton Official Plan and Hamilton
Zoning By-law No. 6593, for Lands Located at 480 and 500 Centennial
Parkway North and 20 Warrington Street, in the Former City of Hamilton
(PED09166) (Ward 5) (Item 6.3)

Item 14 CARRIED on the following votes:

Yeas: Eisenberger, Clark, Collins, Duvall, Ferguson, Merulla, Morelli,
Pasuta, Mitchell, Pearson, Powers and Whitehead
Total: 12
Nays: Bratina, and McHattie
Total: 2
Absent: Jackson and McCarthy
Total: 2

Item 15. Application for an Amendment to the Township of Glanbrook Official
Plan and Zoning By-law No. 464 for the Lands Located at 2100, 2120 and
2190 Rymal Road East (Glanbrook) (PED09145) (Ward 11) (Item 6.4)

Item 15 CARRIED on the following votes:

Yeas: Eisenberger, Clark, Collins, Duvall, Ferguson, Merulla, Morelli,
Pasuta, Mitchell, Pearson, Powers and Whitehead
Total: 12
Nays: Bratina, and McHattie
Total: 2
Absent: Jackson and McCarthy
Total: 2

Item 17 Proposed Purchase of 9879 Airport Road, Described as Part 1, Plan
62R-18409, in the Former Township of Glanford, now in the City of
Hamilton Chuvalo) (PED09161) (City Wide)(Item 8.1)

(Pearson/Mitchell)
That Item 17 of Economic Development & Planning Committee Report 09-014
respecting the above-noted matter be deleted in its entirety and replaced with
the following in lieu thereof:

(a) That an Option to Purchase, executed by 1059481 Ontario Limited,
scheduled to close on or before August 27, 2009 to purchase the land
described as Part of Lot 1, Concession 5, in the Former Township of
Glanford, now in the City of Hamilton, more particularly described as all
of PIN No. 17400-0005(LT), known municipally as 9879 Airport Road,
Hamilton, shown on attached Appendix “A” to Report PED09161, be
approved and completed, and the purchase price of $3,163,070.00 be
charged to Account No. 3620504502.
(b) That as consideration, the amount of $2.00, paid to the owner pursuant to the agreement, be deducted from the purchase price.

(c) That the Mayor and Clerk be authorized and directed to execute all necessary documents in a form satisfactory to the City Solicitor.

(d) That upon approval of the purchase of 9879 Airport Road, the Director of Fleet and Facilities be authorized and directed to take all necessary steps for the demolition of the subject buildings, and that the cost for the demolition and any additional ancillary expenses be charged to Account No. 3620504502.

(e) That completion of the Option to Purchase document is conditional upon the City of Hamilton being satisfied with the results of an Environmental Site Assessment to be completed on the property prior to the date of closing.

(f) That the sum of $79,500.00 be funded from Account No. 3620504502 and credited to Account No. HAMTN 47702-3560150200 (Capital – Property Purchases and Sales) being the costs incurred for real estate services.

(g) That the property(ies) remain in the ownership of the City and not vested in the Hamilton International Airport at this time;

(h) That Report PED09161 respecting the City of Hamilton purchase of 9879 Airport Road, described as Part 1, Plan 62R-18409, in the former Township of Glanford, now in the City of Hamilton, from 1059481 Ontario Limited (George Chuvalo), be received for information and not be released as a public document.

This Item CARRIED on the following votes:

Yeas: Eisenberger, Clark, Duvall, Ferguson, Pasuta, Mitchell, Pearson, Powers and Whitehead

Total: 9

Nays: Bratina, Collins, McHattie, Merulla, and Morelli

Total: 5

Absent: Jackson and McCarthy

Total: 2

Item 18  Proposed Purchase of 1208 Glancaster Road, Described as Part of Lot 48, Concession 5, in the Former Township of Ancaster, now in the City of Hamilton (PED09162) (City Wide)  (Item 8.1)

(Pearson/Mitchell)

That Item 18 of Economic Development & Planning Committee Report 09-014 respecting the above-noted matter be deleted in its entirety and replaced with the following in lieu thereof:

...
(a) That an Option to Purchase, executed by Ezio and Fulvia Acciaroli on March 17, 2009 and scheduled to close on or before August 21, 2009 to purchase the land described as Part of Lot 48, Concession 5, in the Former Township of Ancaster, now in the City of Hamilton, more particularly described as all of PIN No. 17399-0057 (LT), known municipally as 1208 Glancaster Road, Hamilton, shown on attached Appendix “A” to Report PED09162, be approved and completed, and the purchase price of $621,500.00 be charged to Account No. 3620504502.

(b) That as consideration, the amount of $2.00, paid to the owner pursuant to the agreement, be deducted from the purchase price.

(c) That the Mayor and Clerk be authorized and directed to execute all necessary documents in a form satisfactory to the City Solicitor.

(d) That upon approval of the purchase of 1208 Glancaster Road, the Director of Fleet and Facilities be authorized and directed to take all necessary steps for the demolition of the subject buildings, and that the cost for the demolition and any additional ancillary expenses be charged to Account No. 3620504502.

(e) That completion of the Option to Purchase document is conditional upon the City of Hamilton being satisfied with the results of an Environmental Site Assessment to be completed on the property prior to the date of closing.

(f) That the sum of $16,000.00 be funded from Account No. 3620504502 and credited to Account No. HAMTN 47702-3560150200 (Capital – Property Purchases and Sales) being the costs incurred for real estate services.

(g) That the property(ies) remain in the ownership of the City and not vested in the Hamilton International Airport at this time;

(h) That Report PED09162 respecting City of Hamilton purchase of 1208 Glancaster Road, described as Part of Lot 48, Concession 5, in the former Township of Ancaster, now in the City of Hamilton, from Ezio and Fulvia Acciaroli, be received for information and not be released as a public document.

This Item CARRIED on the following votes:

Yeas: Eisenberger, Clark, Duvall, Ferguson, Pasuta, Mitchell, Pearson, Powers and Whitehead
Total: 9
Nays: Bratina, Collins, McHattie, Merulla, and Morelli
Total: 5
Item 19  Proposed Purchase of 1603 Glancaster Road, Described as Part of Lot 1, Concession 4, in the Former Township of Glanbrook, now in the City of Hamilton (PED09163) (City Wide) (Item 8.1)

(Pearson/Mitchell)
That Item 19 of Economic Development & Planning Committee Report 09-014 respecting the above-noted matter be deleted in its entirety and replaced with the following in lieu thereof:

(a) That an Option to Purchase, between the City of Hamilton and Cora May Landers, scheduled to close on or before August 27, 2009 to purchase the land described as Part of Lot 1, Concession 1, in the Former Township of Glanbrook, now in the City of Hamilton, more particularly described as all of PIN No. 17399-0215 (LT), known municipally as 1603 Glancaster Road, Hamilton shown on attached Appendix “A” to Report PED09163, be approved and completed, and the purchase price of $2,338,700.00 be charged to Account No. 3620504502.

(b) That as consideration, the amount of $2.00, paid to the owner pursuant to the agreement, be deducted from the purchase price.

(c) That the Mayor and Clerk be authorized and directed to execute all necessary documents in a form satisfactory to the City Solicitor.

(d) That upon approval of the purchase of 1208 Glancaster Road, the Director of Fleet and Facilities be authorized and directed to take all necessary steps for the demolition of the subject buildings, and that the cost for the demolition and any additional ancillary expenses be charged to Account No. 3620504502.

(e) That completion of the Option to Purchase document is conditional upon the City of Hamilton being satisfied with the results of an Environmental Site Assessment to be completed on the property prior to the date of closing.

(f) That the sum of $58,500.00 be funded from Account No. 3620504502 and credited to Account No. HAMTN 47702-3560150200 (Capital – Property Purchases and Sales) being the costs incurred for real estate services.

(g) That the property(ies) remain in the ownership of the City and not vested in the Hamilton International Airport at this time;
(h) That Report PED09163 respecting the City of Hamilton purchase of 1603 Glancaster Road, described as Part of Lot 1, Concession 4, in the former Township of Glanbrook, now in the City of Hamilton, from Cora May Landers, be received for information and not be released as a public document.

This Item CARRIED on the following votes:

Yeas: Eisenberger, Clark, Duvall, Ferguson, Pasuta, Mitchell, Pearson, Powers and Whitehead
Total: 9
Nays: Bratina, Collins, McHattie, Merulla, and Morelli
Total: 5
Absent: Jackson and McCarthy
Total: 2

(Pearson/Mitchell)
That the FOURTEENTH Report of the Economic Development & Planning Committee be adopted as amended, and the information section received. CARRIED

BOARD OF HEALTH REPORT 09-007

(Bratina/Clark)
That the SEVENTH Report of the Board of Health be adopted, and the information section received. CARRIED

(Bratina/Clark)
That the Committee of the Whole rise and report. CARRIED

MOTIONS

7.1 Requirements for Masters Licenses/Trades Licenses in the City of Hamilton

As Councillor McCarthy was not in attendance, this Item was deferred to the July 9, 2009 meeting of Council.

7.2 Grants Sub-Committee Recommendations

(Powers/Pearson)
1. Emergency Request for Funding – Café Adonai (GRA09007) (City Wide) (Item 4.1)

(a) That emergency funding, in the amount of $3,500, for the food bank program at Café Adonai, be approved.
(b) That future funding requests from Café Adonai not be considered until such time as they have registered as a not-for-profit organization.

2. Community Partnership Program Request, Special Event Category – Summer Saturdays – Music-in-the-City (GRA09008) (Wards 6 & 7) (Item 4.2)

(a) That the Community Partnership Program grant request made by the Concession Street Business Improvement Area, in the amount of $2,000, for Summer Saturdays – Music-in-the-City, be approved.

(b) That funding for Summer Saturdays – Music-in-the-City, in the amount of $2,000, be provided from the 2009 Special Events Base Budget.

3. Correspondence from Reverend Stanley Whittaker respecting Preaching of Gospel in Gore Park

That the correspondence, from Reverend Stanley Whittaker respecting Preaching of Gospel in Gore Park, be received.  

NOTICES OF MOTION

Councillor Powers introduced the following Notice of Motion:

8.1 One-Time Funding for the Establishment of the Dundas Farmers’ Market

(a) That a one-time grant, in the amount of $15,000 to cover the start up costs for the establishment of the Dundas Farmers’ Market, be provided to the Dundas Farmers’ Market Management Group.

(b) That staff be directed to recommend an appropriate funding source for the $15,000 funding to cover the start up costs for the establishment of the Dundas Farmers’ Market.

8.2(a) Motion to Waive the Rules

(Whitehead/Powers)
That the Rules of Order be waived in order to introduce a motion respecting Ward 8 William McCulloch Park Sports Field Redevelopment  

CARRIED
8.2(b) Ward 8 William McCulloch Park Sports Field Redevelopment

(Mitchell/Whitehead)
That Item 8.2(b) respecting Ward 8 William McCulloch Park Sports Field Redevelopment, which reads as follows, be referred to the July 7, 2009 Committee of the Whole Meeting to allow staff to provide further information respecting this issue:

Whereas, Seneca School property on Abbington Drive in Ward 8 was declared surplus and hence sold by the School Board to a developer, the City has therefore, lost the use of three (3) programmed ball diamonds on the Seneca School property,

And Whereas, in order to address the loss of the three (3) ball diamonds at the Seneca School property, City Council approved on May 27, 2009 the submission of William McCulloch Park Sports Field Redevelopment as part of the Recreation Infrastructure Canada Program in Ontario and Ontario Recreation Funding Program through Report FCS09061.

And Whereas, Recommendation (a) of the Report FCS09061 indicated “That the Recreation Projects, as listed in Appendix “A” of report FCS09061, be approved for consideration under the Recreation Infrastructure Canada Program in Ontario and Ontario Recreation Funding Program;”

And Whereas, Appendix “A” of Report FCS09061 indicated the project ranked number 5 in priority, and due to funding announcements for the initial Infrastructure Stimulus Funding, would now place William McCulloch Park Sports Field Redevelopment as the number 3 priority on the Recreation Infrastructure Canada Program in Ontario and Ontario Recreation Funding Program for the City of Hamilton,

And Whereas, William McCulloch Park Sports Field Redevelopment identified 3 new ball fields and upgrades to one existing ball field for city recreation league play, children’s playground, bike paths for a total project cost of $900,000.

Therefore, it be resolved that;

That should the William McCulloch Park Sports Field Redevelopment program not be supported under the Recreation Infrastructure Canada Program in Ontario and Ontario Recreation Funding Program, that Council approve an expenditure of $1 million dollars from the Council Strategic Initiative Reserve 108022 to fund the William McCulloch Park Sports Field Redevelopment program.

CARRIED

STATEMENT BY MEMBERS

Members of Council used this opportunity to discuss matters of general interest.
### 10.1 Closed Session Minutes of June 10, 2009

The Closed Session Minutes of June 10, 2009 were deferred to the next meeting.

### BY-LAWS

**Clark/Collins**

That Bill Nos. 09-133 to 09-145 attached hereto 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 09-133 to 09-145 as follows:

<table>
<thead>
<tr>
<th>By-law No.</th>
<th>Bill No.</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>09-133</td>
<td>133</td>
<td>To Amend By-law No. 01-215, To Regulate Traffic: Schedule 5 – Stop Signs</td>
</tr>
<tr>
<td>09-134</td>
<td>134</td>
<td>To Amend By-law No. 01-215, To Regulate Traffic: Schedule 5 – Stop Signs</td>
</tr>
<tr>
<td>09-135</td>
<td>135</td>
<td>To Amend By-law No. 01-218, as amended, To Regulate On-Street Parking: Schedule 8 – No Parking Zones Schedule 12 – Permit Parking Zones</td>
</tr>
<tr>
<td>09-136</td>
<td>136</td>
<td>To Amend By-law No. 01-215, To Regulate Traffic: Schedule 2 – Speed Limits</td>
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<tr>
<td>09-137</td>
<td>137</td>
<td>To Amend By-law No. 06-147, A By-law To Authorize the City to Enter into Extension Agreements</td>
</tr>
<tr>
<td>09-138</td>
<td>138</td>
<td>Respecting Removal of Part Lot Control, Block 4, Registered Plan No. 62M-1081 (The Keg)</td>
</tr>
<tr>
<td>09-139</td>
<td>139</td>
<td>Respecting Removal of Part Lot Control, Block 89, Registered Plan No. 62M-1057, “Fifty Road Joint Venture, Phase 3”</td>
</tr>
<tr>
<td>09-140</td>
<td>140</td>
<td>To Adopt Official Plan Amendment No. 127 to the former Town of Ancaster Official Plan, Respecting 886 Golf Links Road, Ancaster</td>
</tr>
<tr>
<td>09-141</td>
<td>141</td>
<td>To Amend Zoning By-law No. 87-57 (Ancaster), Respecting Lands Located at 886 Golf Links Road</td>
</tr>
<tr>
<td>09-142</td>
<td>142</td>
<td>To Amend Zoning By-law No. 6593 (Hamilton), Respecting Lands Located at 55 Unsworth Drive</td>
</tr>
<tr>
<td>09-143</td>
<td>143</td>
<td>Respecting Development Charges on Lands Within the City of Hamilton</td>
</tr>
<tr>
<td>09-144</td>
<td>144</td>
<td>Respecting Development Charges for Water and Wastewater Services on Lands Within the City of Hamilton</td>
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</tbody>
</table>
To Confirm the Proceedings of City Council

(Pearson/Powers)
That, there being no further business, the City Council meeting adjourn at 8:35 p.m.

Respectfully submitted

Fred Eisenberger
Mayor

Kevin Christenson
City Clerk
June 24, 2009