Mayor R. Bratina called the meeting to order and called upon Connan Kublik, founding Pastor of the New City Church, to lead Council in prayer.

### APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

1. **AMENDMENT TO COMMUNICATION DISPOSITION**

   5.7 Correspondence from Residents of Mentino Crescent respecting the Installation of Sidewalks and a Boulevard on Mentino Crescent

   Recommendation: Be received and referred to the General Manager of Planning and Economic Development for a report to the Planning Committee.

2. **ADDED COMMUNICATIONS**

   5.9 Correspondence from Viv Saunders, Anna Roberts and Nancy Bleakley, Lakewood Beach Community Council, respecting the Lobbyist Registry
Recommendation: Be received and referred to the discussion portion of the General Issues Committee Report 14-018 respecting the Lobbyist Registry.

5.10 Correspondence from Jo-Anne St. Godard, Executive Director, Recycling Council of Ontario, respecting Waste Reduction Week

Recommendation: Be received.

3. COMMITTEE REPORTS FOR DISTRIBUTION

6.3 General Issues Committee Report 14-018, September 4, 2014
6.4 Audit, Finance and Administration Committee Report 14-007, September 8, 2014
6.5 Emergency and Community Services Report 14-005, September 8, 2014

4. AMENDED MOTION

7.2 PetSmart Charities of Canada – Mobile Spay/Neuter Clinic Vehicle

5. ADDED NOTICES OF MOTIONS

8.2 Installation of a 3-way Stop Control at the Intersection of Dicenzo Drive and Aquasanta Crescent
8.3 Nomination for Induction into the Hamilton Sports Hall of Fame – Mr. Paul Weiler (a.k.a. Pigskin Pete)

(Pearson/Johnson)
That the agenda for the September 10, 2014 meeting of Council be approved, as amended.

CARRIED

DECLARATIONS OF INTEREST

Councillor Powers declared an interest to Information Items f(ii), f(iii) and h(ii) of Public Works Report 14-010, respecting the Borer’s Falls Dog Park – Site Evaluation due to solicitor/client advice that he has received.
CEREMONIAL ACTIVIES

3.1 Recognition of the Hamilton Hurricanes Football Team

The Mayor recognized both the Junior Varsity and the Senior Varsity Hamilton Hurricanes Football Teams as the Ontario Football Conference Champions.

The following parties were acknowledged and congratulated for their participation with these winning teams:

- Brent Howliss, President of the Hamilton Football Association
- Joe Sardo, Coach - Youth Division
- Bert McCallum, Coach - Junior Varsity
- Rob Underhill, Coach - Senior Varsity

Mayor Bratina recognized the passing of Mr. Paul Weiler (also known as Pigskin Pete).

APPROVAL OF MINUTES

4.1 August 15, 2014

(Johnson/Pearson)
That the Minutes of the August 15, 2014, meeting of Council be approved, as presented.

CARRIED

COMMUNICATIONS

(Whitehead/Duvall)
That Council Communications 5.1 through 5.10 approved, as follows:

5.1 Correspondence from Charlotte MacGregor, Communications and Marketing, Prostate Cancer Canada, respecting a request for the Proclamation of Prostate Cancer Awareness Month

Recommendation: (Pearson/Powers) Be received.

5.2 Correspondence from Sarah Warry-Poljanksi respecting Blue-Green Algae in Lake Ontario (Hamilton)

Recommendation: (Pearson/Powers) Be received.
5.3 Correspondence from Lorenzo Alfano, District Manager, Newalta, respecting the Newalta Stoney Creek Landfill 2013 Annual Report

Recommendation: (Pearson/Powers) Be received.

5.4 Correspondence from the Honourable Greg Rickford, Minister of Natural Resources and the Minister for the Federal Economic Development Initiative for Northern Ontario, respecting Hydraulic Fracturing in Canada

Recommendation: (Pearson/Powers) Be received.

5.5 Correspondence from Mark Giavedoni, ESB Lawyers, respecting the Hamilton-Wentworth District School Board Proposed Education Development Charge By-law

Recommendation: (Pearson/Powers) Be received.

5.6 Correspondence from Thie Convery, Co-Chair, Rotary Creekside Parkette, respecting the Official Naming of the Rotary Creekside Parkette

Recommendation: (Powers/Pearson) Be received and referred to the Facility Naming Sub-Committee.

5.7 Correspondence from the Residents of Mentino Crescent respecting the Installation of Sidewalks and a Boulevard on Mentino Crescent

Recommendation: (Duvall/Whitehead) Be received and referred to the General Manager of the Planning and Economic Development Department for a report to the Planning Committee.

5.8 Correspondence from Meghan Duvall respecting Transit on the Mountain

Recommendation: (Whitehead/Jackson) Be received and referred to the General Manager of Public Works for a report to the Public Works Committee.

5.9 Correspondence from Viv Saunders, Anna Roberts and Nancy Bleakley, Lakewood Beach Community Council, respecting the Lobbyist Registry

Recommendation: (Pearson/Ferguson) Be received and referred to the portion of the General Issues Committee report 14-008 respecting the Lobbyist Registry.
5.10 Correspondence from Jo-Anne St. Godard, Executive Director, Recycling Council of Ontario, respecting Waste Reduction Week

Recommendation: *(Farr/Morrow)* Be received.  

**CARRIED**

*(Whitehead/Duvall)*  
That Council move into Committee of the Whole for consideration of the Committee Reports.  

**CARRIED**

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**PUBLIC WORKS COMMITTEE REPORT 14-010**

*(Whitehead/Duvall)*  
That the TENTH Report of the Public Works Committee be adopted and the information section received. *(attached hereto)*  

**CARRIED**

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**PLANNING COMMITTEE REPORT 14-013**

*(Johnson/Clark)*  
That the THIRTEENTH Report of the Planning Committee be adopted, and the information section received. *(attached hereto)*  

**CARRIED**

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**GENERAL ISSUES COMMITTEE REPORT 14-018**


The above Item CARRIED on the following Standing Recorded Vote:

Yeas: Collins, Whitehead, Duvall, Jackson, Merulla, Morrow, Farr, McHattie, Clark, Pearson, Johnson, Ferguson, Powers, Pasuta, Partridge  
Total: 15

Nays: Bratina  
Total: 1

Absent: None  
Total: 0
22. Lobbyist Registry (Item 9.2)

The above Item CARRIED on the following Standing Recorded Vote:

Yeas: Collins, Duvall, Jackson, Merulla, Farr, McHattie, Clark, Pearson, Johnson, Ferguson, Powers, Partridge
Total: 12
Nays: Bratina, Pasuta, Whitehead, Morrow
Total: 4
Absent: None
Total: 0

(Bratina/Partridge)
That the EIGHTEENTH Report of the General Issues Committee be adopted, and the information section received. (attached hereto)

CARRIED

AUDIT, FINANCE & ADMINISTRATION COMMITTEE REPORT 14-007

(Powers/Pasuta)
That the SEVENTH Report of the Audit, Finance & Administration Committee be adopted, as amended, and the information section received. (attached hereto)

CARRIED

EMERGENCY & COMMUNITY SERVICES COMMITTEE REPORT 14-005

3. Recreation Concessions at City Operated Facilities (CES14014(a)) (City Wide) (Outstanding Business List Item) (Item 8.2)

(Johnson/Partridge)
That Information Item (i)(i)(b) be amended by deleting the date "September 2015" and replacing it with the date of “Q2 2015", to read as follows:

(b) The following item was not removed but was assigned a new due date:

(i) Item "H" - That staff report back upon completion of the pilot project of volunteer groups operating City operated arena concessions with an evaluation of the pilot and recommendation(s) for future management and operations of City-operated arena concessions (Item 8.2).
Due Date: Q2 2015

CARRIED

(Farr/Morrow)
That the FIFTH Report of the Emergency & Community Services Committee be adopted, as amended, and the information section received. (attached hereto)

CARRIED
(Whitehead/Duvall)
That the Committee of the Whole Rise and Report.  

CARRIED

MOTIONS

7.1 Contribution towards Land Acquisition in the Vicinity of the Devil’s Punch Bowl for the Hamilton Conservation Authority

(Clark/Johnson)
WHEREAS, Hamilton Conservation Authority has the mandate to study and investigate the watershed and to determine a program; whereby, the natural resources of the watershed may be conserved, restored, developed and to control the flow of surface waters in order to prevent floods or pollution or to reduce the adverse effects thereof in the watershed in Stoney Creek;

AND WHEREAS, erosion control and flooding prevention are necessary around the Devil’s Punch Bowl;

AND WHEREAS, there is a need to purchase lands in the vicinity of the Devil’s Punch Bowl;

AND WHEREAS, Heritage Green Community Trust has made a commitment of $2 million towards the purchase of said lands;

AND WHEREAS, Hamilton Conservation Authority has made a commitment of $750,000 towards the purchase of said lands;

AND WHEREAS, the City of Hamilton has received between $477,000 and $874,100 in the past five years from its agreement with Newalta Corp. for royalties at the Newalta Stoney Creek Landfill Site;

AND WHEREAS, the City of Hamilton forecasts the balance in the Newalta Royalties Reserve (117036), not including this proposal, to be $340,100 at December 31, 2014, $1,056,600; at December 31, 2015, $1,790,000; at December 31, 2016; $2,541,800 at December 31, 2017; and, $3,311,200 at December 31, 2018.

THEREFORE, BE IT RESOLVED:

(a) That the City of Hamilton provide a grant in the amount of $2,000,000 to the Hamilton Conservation Authority for the purposes of supporting a land acquisition in the Devil’s Punch Bowl vicinity;

(b) That the grant be subject to the City of Hamilton entering into a Contribution Agreement, and all other ancillary agreements with the Hamilton Conservation Authority, and other parties for the purpose of
supporting the land acquisition in the Devil’s Punch Bowl vicinity with the conditions, which may be waived at the City’s sole discretion as follows:

(i) All monies to be returned to the City if:

   (aa) all monies are not used for the acquisition of land in the vicinity of the Devil’s Punch Bowl by September 30, 2019; and,

   (bb) if the Hamilton Conservation Authority fails to receive the $2,000,000 dollars in funding from the Heritage Green Community Trust by September 30, 2019;

(c) That the grant in the amount of $2,000,000 be funded as follows:

   (i) $500,000, or such lesser amount actually received from Newalta Corp. from the previous year royalties, from the Newalta Royalties Reserve (117036) in 2015;

   (ii) $500,000, or such lesser amount actually received from Newalta Corp. from the previous year royalties, from the Newalta Royalties Reserve (117036) in 2016;

   (iii) $500,000, or such lesser amount actually received from Newalta Corp. from the previous year royalties, from the Newalta Royalties Reserve (117036) in 2017;

   (iv) $500,000, or such lesser amount actually received from Newalta Corp. from the previous year royalties, from the Newalta Royalties Reserve (117036) in 2018; and,

   (v) Any shortfall below $500,000 in years 2015 through 2018 shall be paid in years 2019 and following years, if necessary, from monies in the Newalta Royalties Reserve (117036), prior to the payment of any other funds;

(d) That the Mayor and City Clerk be authorized and directed to execute the Contribution Agreement and all other ancillary agreements to provide the $2,000,000 grant to the Hamilton Conservation Authority for the purpose of supporting the land acquisition in the Devil’s Punch Bowl with content acceptable to the General Manager of Finance and Corporate Services and in a form satisfactory to the City Solicitor.

CARRIED
7.2 PetSmart Charities of Canada – Mobile Spay-Neuter Clinic Vehicle

(Merulla/McHattie)
WHEREAS the City of Toronto accepted a grant from PetSmart Charities of Canada for the purchase of a mobile spay/neuter clinic vehicle with the necessary medical equipment to start a mobile spay/neuter program;

WHEREAS the City of Hamilton Animal Services has an excess of animals in the shelter and humanely euthanizes unwanted animals;

WHEREAS the City of Hamilton Animal Services does not currently have a spay/neuter clinic or a mobile spay/neuter clinic;

THEREFORE BE IT RESOLVED:

That staff be directed to discuss the feasibility with the Hamilton-Burlington Society for the Prevention of Cruelty to Animals (HBSPCA) to develop a community plan to reduce the companion animal population, and investigate grant opportunities from PetSmart Charities of Canada for accessible and affordable spay and neuter services.

CARRIED

7.3 Installation of an All Way Stop Control and Queensdale Avenue and 36th Street

(Jackson/Duvall)
WHEREAS, the residents in the vicinity of Queensdale Avenue and East 36th Street have expressed to their Ward Councillor concerns about safety at the intersection of Queensdale Avenue and East 36th Street;

AND WHEREAS, residents have submitted a petition to their Ward Councillor stating their support for the installation of a stop control at the intersection of Queensdale Avenue and East 36th Street;

THEREFORE BE IT RESOLVED:

(a) That an Eastbound/Westbound Stop Control be placed on Queensdale Avenue at the intersection of East 36th Street; and,

(b) That the appropriate amending by-law respecting the Installation of an Eastbound/Westbound Stop Control at the Intersection of Queensdale Avenue at East 36th Street, be passed.

CARRIED
7.4 Tim Horton’s Field Open House

(Clark/Ferguson)
That the City of Hamilton, the Canadian Football League and the Hamilton Tiger Cats host an open house at Tim Horton’s Field in October 2014, after substantial completion, for the general public to attend.

CARRIED

7.5 Installation of a 3-way Stop Control at the Intersection of Dicenzo Drive and Aquasanta Crescent

(Duvall/Whitehead)
(a) That a 3-way Stop Control be placed on both Dicenzo Drive and Aquasanta Crescent at the aforementioned 3 way intersection.

(b) That the appropriate amending by-law respecting the Installation of a 3-way Stop Control at the Intersection of Dicenzo Drive and Aquasanta Crescent be passed.

CARRIED

NOTICES OF MOTIONS


Councillor Powers introduced the following Notice of Motion:

WHEREAS, cities and communities across Canada support free and fair trade between Canada and the United States;

AND WHEREAS, bilateral trade between Canada and the United States amounts to over $600 billion per year in economic activity, significantly contributing to Canada’s long-term economic competitiveness;

AND WHEREAS, many of the most important supply chains and industry linkages that fuel our respective economies are inexorably linked;

AND WHEREAS, provisions, such as ‘Buy American’ requirements, which serve to inhibit this important economic partnership directly affects the economic prosperity of our country, our businesses and our communities;

AND WHEREAS, organizations like the Canadian Manufacturers and Exporters estimate that thousands of manufacturing jobs are continuously at risk from continued ‘Buy American’ provisions being proposed across the US;

AND WHEREAS, Hamilton companies were directly impacted as jobs were lost here due to the ‘Buy American’ provisions being inserted into projects receiving federal and municipal funding;
AND WHEREAS, Canadian cities and communities are committed to open and fair trade with American governments and businesses;

AND WHEREAS recent agreements between Canada and the United States have recognized the critical and complementary economic linkages between our two countries, fostering secure, predictable trade and investment environments;

THEREFORE BE IT RESOLVED:

(a) That municipalities express support for free, fair and reciprocal trade between the United States and Canada and that any restrictive ‘Buy American’ provisions in U.S. legislation are contrary to that spirit of free trade;

(b) That the City of Hamilton, Ontario calls on the Federation of Canadian Municipalities to support and work with the Government of Canada and the Canadian Manufacturers and Exporters and any other stakeholders in their efforts to urge the United States Congress and State governments to abstain from the use of ‘Buy American’ provisions;

(c) That the Federation of Canadian Municipalities be requested to write to the U.S. National League of Cities and the U.S. Conference of Mayors to request their support for the spirit of this resolution and the need for ‘free’ trade, so that businesses and industries on both sides of the border can compete for contracts in the fairest and most efficient manner;

(d) That the Mayor be requested to write a letter and forward a copy of this resolution to the Prime Minister, the leaders of the Federal Opposition Parties, the Hamilton Area MP’s and MPP’s for information; and,

(e) That this resolution be forwarded to the Federation of Canadian Municipalities and the Association of Municipalities of Ontario for circulation to all municipalities requesting their support and the Canadian Manufacturers and Exporters for information.

8.2 Installation of a 3-way Stop Control at the Intersection of Dicenzo Drive and Aquasanta Crescent

Councillor S. Duvall introduced the following Notice of Motion:

WHEREAS, the residents in the vicinity of Dicenzo Drive and Aquasanta Crescent have expressed to their Ward Councillor concerns about safety at the intersection of Dicenzo Drive and Aquasanta Crescent; and, Whereas, residents voiced their support at a recent public meeting of this Stop Control at the intersection of Dicenzo Drive and Aquasanta Crescent;
THEREFORE BE IT RESOLVED:

(a) That a 3-way Stop Control be placed on both Dicenzo Drive and Aquasanta Crescent at the aforementioned 3-way intersection.

(b) That the appropriate amending by-law respecting the Installation of a 3-way Stop Control at the Intersection of Dicenzo Drive and Aquasanta Crescent be passed.

(Whitehead/Jackson)
That the Rules of Order be waived to allow for the introduction of a motion respecting the installation of a 3-way Stop Control at the Intersection of Dicenzo Drive and Aquasanta Crescent, be approved.

CARRIED

8.3 Nomination for Induction into the Hamilton Sports Hall of Fame - Mr., Paul Weiler (a.k.a. Pigskin Pete)

Councillor Merulla introduced the following Notice of Motion:

(a) That Hamilton City Council submit Mr. Paul Weiler (a.k.a Pigskin Pete) for nomination to the Hamilton Sports Hall of Fame;

(b) That the name Paul Weiler (a.k.a Pigskin Pete) be added to the Wall of Fame at Tim Hortons Stadium.

8.4 Highway 56 Traffic Study

Councillor B. Johnson introduced the following Notice of Motion:

WHEREAS Hwy 56, Binbrook, from Rymal Road to Cemetery Road is the only major north/south truck route built to rural standards with only one northbound and one southbound lane of traffic, with gravel shoulders and large ditches with no curbs, sidewalks or bike lanes;

AND WHEREAS the Village of Binbrook is growing at a much faster rate than expected, with approximately 3,000 homes built to date and approximately another 2,000 units expected to be built in the near future and has noticeably increasing traffic volumes on an annual basis;

AND WHEREAS it is difficult to safely cross Hwy #56 east/west direction and virtually impossible for most agriculture vehicles to cross safely;

AND WHEREAS the police and traffic are aware of the number of collisions on this section of Hwy 56 including the fatalities;
AND WHEREAS residents of Binbrook want to bike or walk safely from Binbrook to the commercial areas of Elfrida and are unable to given the unsafe pedestrian walking/biking conditions;

AND WHEREAS the City is currently in the process of urbanizing Hwy 56 from Cemetery Road south to the southern limits of the urban boundary of the Village of Binbrook.

THEREFORE BE IT RESOLVED:

(a) That staff be directed to complete a traffic study be done on Hwy 56 from Rymal Road south to Cemetery Rd and that this study address both vehicular, bicycle and pedestrian traffic needs and report back to the Public Works Committee with their findings and recommendations;

(b) That staff be directed to investigate viable options for widening and upgrading Hwy #56 from Rymal Road south to Cemetery Rd to accommodate current and future projected growth needs.

STATEMENT BY MEMBERS

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

PRIVATE AND CONFIDENTIAL

BY-LAWS

(Merulla/Jackson)

That Bills No. 14-215 to 14-245 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:

By-law

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

216 To Amend By-law No. 01-215, To Regulate Traffic:
Schedule 5 – Stop Control

217 To Amend By-law No. 01-215, To Regulate Traffic:
Schedule 13 – Designated Traffic Lanes
Schedule 18 – Bicycle Lanes

218 To Amend By-law No. 01-215, To Regulate Traffic:
Schedule 6 – One Way Streets
Schedule 13 – Designated Traffic Lanes
Schedule 18 – Bicycle Lanes
By-law

220  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
Schedule 14 – Wheelchair Loading Zones

221  To Incorporate City Land Designated as Block 187 on Plan 62M-992 into Provident Way

222  To Incorporate City Land Designated as Parts 6 and 7 on Plan 62R-19860 into Spring Creek Drive

223  To Incorporate City Land Designated as Parts 1, 3 and 5 on Plan 62R-19860 into Spring Creek Drive

224  To Incorporate City Land Designated as Part 8 on Plan 62R-19860 into Niska Drive

225  To Incorporate City Land Designated as Blocks 9 and 10 on Plan 62M-1184 into Lupo Drive

226  To Incorporate City Land Designated as Block 29 on Plan 62M-1177 into Pinemeadow Drive

227  To Incorporate City Land Designated as Block 34 on Plan 62M-1203 into Pinemeadow

228  To Incorporate City Land Designated as Part of Block 23 on Plan 62M-1140 into Ralfana Crescent

229  Respecting Removal of Part Lot Control
Lots 2-9, 11, 12, 14-38, 40-42, 45-53 and 56-63, Registered Plan No. 62M-1205
& Block 167, Registered Plan No. 62M-1101

230  Respecting Removal of Part Lot Control
Part of Lots 1 & 2, Registered Plan No. 1058
421 Kitty Murray Lane

231  Respecting Removal of Part Lot Control
Lots 146-148, 158, 159, 161-163, 171 and 172, Registered Plan No. 62M-1166

232  Respecting Removal of Part Lot Control
Lots 82-95 Inclusive, Lots 129-135 Inclusive & Lots 136-138 Inclusive,
Registered Plan No. 62M-1204
Known as
95, 97, 101, 103, 107, 109, 113, 115, 119, 121, 125, 127, 131, 133, 137, 139,
143, 145, 149, 151, 175, 177, 181, 183, 187, 189, 191, 193 & 195 Echovalley Drive and
183, 185, 187, 189, 191, 193, 136, 138, 140, 142, 160, 162, 184, 188, 190, 194,
202, 206, 218 & 220 Westbank Trail (Stoney Creek)
By-law

233 Respecting Removal of Part Lot Control
Block 106, Registered Plan No. 62M-1181 – “Summit Park – Phase 7”
1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 25, 27, 29, 31, 33, 35, 37, 41, 43, 45, 47, 49 &
51 Charleswood Crescent (Glanbrook)

234 Respecting Removal of Part Lot Control
Block 104, Registered Plan No. 62M-1181 – “Summit Park – Phase 7”
2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30, 32, 34, 36, 38 Charleswood
Crescent (Glanbrook)

235 Respecting Removal of Part Lot Control
Block 51, Parts 1-7, inclusive, Registered Plan No. 62M-1199,
“Victory Ridge Ph. 1”
4, 6, 8, 10, 12, 14, & 16 Crafter Crescent

236 Being a By-law to Permanently Close a Portion of Hughson Street North, being
Part 1, 62R-1755-0247 (LT), City of Hamilton

237 To Amend By-law No. 05-012, as it relates to Designation of 320 King Street
East, Hamilton, under the Ontario Heritage Act

238 To Amend Zoning By-law No. 05-200, Housekeeping Amendments

239 To Amend Zoning By-law No. 6593 (Hamilton), Respecting Lands Located at
116 Campbell Avenue, Hamilton

240 To Amend Zoning By-law No. 05-200, as amended, Respecting Lands Located
at 467 Charlton Avenue East (Hamilton)

241 To Amend Zoning By-law No. 6593 (Hamilton), Respecting Lands Located at
467 Charlton Avenue East, in the City of Hamilton

242 To Adopt Official Plan Amendment No. 27 to the Urban Hamilton Official Plan
Respecting:
Lands located at the northwest corner of Glancaster Road and Twenty Road
West, known municipally as 365 Glancaster Road, Glanbrook

243 To Amend Zoning By-law No. 464 (Glanbrook), Respecting Lands Located at
365 Glancaster Road, Glanbrook

244 To Establish and Maintain a Lobbyist Registry

245 To Confirm the Proceedings of City Council

CARRIED

(Pearson/Johnson)
That there being no further business, the City Council meeting be adjourned at 7:20 p.m.

CARRIED

Respectfully submitted,

Mayor R. Bratina

R. Caterini
City Clerk
THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 14-010 AND RESPECTFULLY RECOMMENDS:

1. Cherry Beach Shoreline Protection Infrastructure Class Environmental Assessment Project File Report (PW14094) (Ward 10) (Item 5.2)

   (a) That the General Manager, Public Works, be authorized and directed to file the Cherry Beach Shoreline Protection Infrastructure Class Environmental Assessment Project Report with the Municipal Clerk for a mandatory minimum thirty (30) day public and all relevant agencies review period in September 2014;

   (b) That the General Manager, Public Works, be authorized and directed to proceed with implementation of the Cherry Beach Shoreline Protection Infrastructure works, subject to budget submission and approval, at the completion of the Municipal Class Environmental Assessment process.

2. 2013 City of Hamilton Corporate Greenhouse Gas Report (PW14092) (City Wide) (Item 5.3)

   That Report PW14092 respecting the 2013 City of Hamilton Corporate Greenhouse Gas Report, be received.
3. Temporary Closure of King Street West from Sterling Avenue to North Oval -Westfest (PW14095) (Ward 1) (Item 5.4)

That the application from the Westdale Village B.I.A. for the temporary closure of King Street West between Sterling Avenue and North Oval at 10:00 p.m. on Friday, September 19, 2014 until 4:00 a.m. on Sunday, September 21, 2014, for a street festival, be approved subject to the following conditions:

(a) That the prior approval of the Chief of Police or his designate is received, and that such permits or authorizations that may be required by the Chief of Police or his designate are obtained;

(b) That the applicant provide proof of $5,000,000 public liability insurance naming the City of Hamilton as an added insured party with a provision for cross liability, and holding the City of Hamilton harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss;

(c) That all barricading, detour signing and traffic control be subject to the direction and satisfaction of the General Manager of Public Works, or his designate with all costs to be the responsibility of the applicant;

(d) That all barricading be supplied by and at the expense of the applicant;

(e) That “Temporary Road Closure” signs be installed in advance by the Public Works Department, on the affected roadways, if deemed necessary by the General Manager of Public Works at the sole cost of the applicant;

(f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the General Manager of Public Works at the expense of the event organizer;

(g) That no property owner or resident within the barricaded area be denied access to their property upon request;

(h) That all property owners and tenants along the closed portion of the road be notified of the event by the applicant prior to the event in a form acceptable to the General Manager of Public Works.

4. Standardization of Fleet Equipment and Parts (PW09074(b)) (City Wide) (Item 5.5)

(a) That the products, services and suppliers identified in Appendix A to Report PW09074b, be approved as amendments to the Standardization of Fleet Equipment and Parts approved by Council on June 13, 2012, as part of Public Works Committee Report 12-007, thereby removing or adding recommended products and recommended services and suppliers;
(b) That the language in Standardization of Fleet Equipment and Parts, Report PW09074a, approved by Council on June 13, 2012, be amended to include single source purchases for items previously approved in PW09074a and the items listed in Appendix A to Report PW09074b to include new vehicle acquisition as well as labour and parts when performing ongoing life cycle repairs.

5. **North End Traffic Management Study: Permanent Closure of a Portion of Hughson Street North to Vehicular Traffic (PW08094(c)) (Ward 2) (Item 8.1)**

That part of the Hughson Street North road allowance, be hereby permanently closed to vehicular traffic, as shown on Appendix “A” to Report PW08094c, subject to the following conditions:

(a) That the General Manager of Public Works or his duly authorized agent is hereby authorized to erect barricades to enforce the due observance of the provisions of this by-law;

(b) That the City Solicitor be authorized and directed to prepare a by-law to permanently close the highway;

(c) That the appropriate by-law be introduced and enacted by Council;

(d) That the City Solicitor be authorized and directed to register a certified copy of the by-law, permanently closing the highway in the proper Land Registry Office;

(e) That the by-law permanently closing the highway does not take effect until a certified copy of the by-law is registered in the proper Land Registry Office;

(f) That the Public Works Department publish a notice pursuant to Section 34 of the Municipal Act 2001, S.O. 2001, c.25, as amended, of the City’s intention to pass the by-law.

6. **Funding Request for Energy Efficiency Projects (PW14097) (City Wide) (Item 8.2)**

(a) That the City of Hamilton proceed with the implementation of the Energy Efficiency projects identified in Table 1 of Report PW14097, at a capital cost of $3.14 million;

(b) That project costs be secured using $1.751 million from the Energy Reserve (112272), expected incentives of $889,000 also be secured from the Energy Reserve (112272) and $500,000 from Facilities Macassa Lodge Replacements and Refurbishing (project ID 6301341301);

(c) That staff be directed to execute the appropriate agreements to participate in the Ontario Power Authority’s Demand Response program as per the Corporate Energy
Policy (PW14050), subject to the satisfaction of the General Manager, Public Works (or designate) and the City Solicitor;

(d) That the energy savings and incentives from these projects, as supported by the Corporate Energy Policy, be used to repay the funds borrowed, plus applicable interest, from the Energy Reserve (112272) and once those funds are paid back, direct future savings to the Energy Reserve as per Appendix A, B, C and D to Report PW14097.

7. **Policy 11 Single Source Provider (Extension) for Project Management Advisory Services for the Pan Am Stadium (PW13059(a)) (City Wide) (Item 8.4)**

That the General Manager of Public Works be authorized and directed to retain MHPM Project Managers Inc. (MHPM), as a Procurement Policy #11 - Single Source Provider, to extend project management advisory services for the construction phase of the new Pan Am Stadium to an upset limit of $60,000 for the remainder of the project.

8. **Coordinated Street Furniture Program (PW09033(c)) (City Wide) (Item 8.7)**

(a) That the City of Hamilton enter into an agreement to amend the terms of an existing Advertising Licence Agreement with Creative Outdoor Advertising for the placement of advertising and non-advertising benches (known as transit benches/waste receptacles) on approved locations within the City’s road allowance;

(b) That the Mayor and City Clerk be authorized and directed to execute the amended Advertising Licence Agreement referred to in subsection (a) together with all necessary associated documents, in a form satisfactory to the City Solicitor and with content acceptable to the General Manager of Public Works.

9. **All Way Stop Control - Keith Street and Cheever Street (Item 9.1)**

(a) That an all-way stop control be implemented at the intersection of Keith Street and Cheever Street; and,

(b) That an appropriate by-law to amend the City of Hamilton Traffic By-law 01-215 be passed and enacted.

10. **Tree Removal at 166 East 42nd Street (Item 10.1)**

That forestry staff be directed to remove the tree located at 166 East 42nd Street.
11. **Tree Removal between 12 Dianne Court and 14 Dianne Court (Item 10.2)**

That forestry staff be directed to remove the tree located between 12 Dianne Court and 14 Dianne Court.

**FOR THE INFORMATION OF COUNCIL:**

(a) **APPROVAL OF THE AGENDA (Item 1)**

The Committee Clerk advised of the following changes to the agenda:

(i) Added as Item 4.1 - Delegation Request from Carl Fraser respecting the Dog Park on York Rd, Dundas (request to speak today)

(ii) Added as Item 4.2 – Delegation Request from Don Bell respecting the shoreline at 69 Cherry Beach Road (request to speak today)

(iii) Withdrawal of Item 5.6 - Report 14-001 of the Hamilton Utilities Corporation Joint Advisory Committee, dated August 27, 2014 (the August 27, 2014 meeting of the Hamilton Utilities Joint Advisory Committee was cancelled and rescheduled for September 2, 2014)

(iv) Added as Item 10.3 – a Notice of Motion respecting a Tree Removal at 7 Atkins Drive, Hamilton

(v) Added as Item 10.4 - a Notice of Motion respecting a Tree Removal at 819 Garth Street, Hamilton

(vi) Added as Item 10.5 - Installation of a Stop Control at Davinci Boulevard and Michelangelo Lane (to the west) and Sistine Court (to the east), Hamilton

The September 2, 2014 Public Works Committee Agenda was approved as amended.

(b) **DECLARATIONS OF INTEREST (Item 2)**

Councillor Powers declared an interest respecting Items 6.2 a Delegation from Matthew Di Vona regarding the Hopkins Dog Park, Item 6.3 a Delegation from Carl Fraser regarding the Dog Park at York Road, Dundas and Item 8.3 respecting the Borer’s Falls Dog Park – Site Evaluation (PW14096) (Ward 13) because of solicitor/client advice that he has received.

Councillor Powers advised that he will refrain from discussion and voting on Items 6.2, 6.3 and 8.3 and that he will excuse himself from Council Chambers when these items are being discussed.
(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)

The Minutes of the August 14, 2014 Public Works Committee meeting were approved as presented.

(d) DELEGATION REQUESTS (Item 4)

(i) Delegation Request from Carl Fraser respecting the Dog Park on York Rd, Dundas (request to speak today) (Added Item 4.1)

The delegation request from Carl Fraser respecting the Dog Park on York Rd, Dundas, was approved for today’s meeting.

(ii) Delegation Request from Don Bell respecting the shoreline at 69 Cherry Beach Road (request to speak today) (Added Item 4.2)

The delegation request from Don Bell respecting the shoreline at 69 Cherry Beach Road was approved for today’s meeting.

(e) CONSENT ITEMS (Item 5)

(i) Minutes of the June 17, 2014 meeting of the Keep Hamilton Clean and Green Committee (Item 5.1)

The Minutes of the June 17, 2014 meeting of the Keep Hamilton Clean and Green Committee were received.

(f) PUBLIC HEARINGS/DELEGATIONS (Item 6)

(i) Delegation from Tys Theysmeyer, Royal Botanical Gardens, respecting Rare Turtle Recovery, Wildlife Corridor Issues and Roads of Issue at Cootes Paradise (Item 6.1)

Mr. Tys Theysmeyer from the Royal Botanical Gardens (RBG) addressed the Committee respecting Rare Turtle Recovery, Wildlife Corridor Issues and Roads of Issue at Cootes Paradise.

Mr. Theysmeyer addressed the Committee with the aid of a PowerPoint presentation. A copy of the presentation has been retained for the public record.

The presentation included, but was not limited, to the following:

- Project Map – RBG Turtle Plan
- Wetland Habitat Challenges
  - Urban Stormwater
  - Western Desjardins Canal Contaminants
  - Dundas Wastewater Treatment Plant Effluent
  - Non Native Plants
• Identified Nesting Locations
• Location of Turtle Road Kills on Cootes Drive and Olympic Drive and Corridors
• Community Garden in Dundas

The delegation from Tys Theysmeyer, Royal Botanical Gardens, respecting Rare Turtle Recovery, Wildlife Corridor Issues and Roads of Issue at Cootes Paradise was received.

The presentation material provided by Mr. Tys Theysmeyer, Royal Botanical Gardens (RBG), respecting Rare Turtle Recovery, Wildlife Corridor Issues and Roads of Issue at Cootes Paradise was referred to staff for a report to the Public Works Committee on measures to address the concerns of the RBG respecting Rare Turtle Recovery, Wildlife Corridor Issues and Roads of Issue at Cootes Paradise.

Staff was directed to consult with the Royal Botanical Gardens in formulating a report about measures to address concerns respecting Rare Turtle Recovery, Wildlife Corridor Issues and Roads of Issue at Cootes Paradise.

(ii) **Delegation from Matthew Di Vona respecting the Hopkins Dog Park (Item 6.2)**

Mr. Matthew Di Vona, Davis Howe Partners LLP, addressed the Committee respecting the Hopkins Dog Park. Mr. Di Vona is the solicitor for Ms. Shirley Hoskins whose property is adjacent to the Hopkins Dog Park. Mr. Di Vona reported that the concerns of the homeowner include noise and intrusion on her property as a result of the Dog Park. Mr. Di Vona outlined suggestions on ways to mitigate the concerns of the homeowner.

The delegation from Matthew Di Vona respecting the Hopkins Dog Park was received.

(iii) **Delegation from Carl Fraser respecting the Dog Park on York Rd, Dundas (Added Item 6.3)**

Mr. Carl Fraser addressed the Committee respecting the Dog Park on York Rd, Dundas.

Mr. Fraser spoke in support of the Dog Park on York Road in Dundas. Mr. Fraser indicated that he has spoken to community members and he has collected a petition with 271 names in support of the Dog Park. Mr. Fraser submitted the petition to the Committee Clerk and a copy has been retained for the public record.

The delegation from Carl Fraser respecting the Dog Park on York Rd, Dundas was received.
(iv) **Delegation from Don Bell respecting the shoreline at 69 Cherry Beach Road** (Added Item 6.4)

Mr. Don Bell addressed the Committee respecting the shoreline at 69 Cherry Beach Road.

Mr. Bell informed the Committee that he owns property at 69 Cherry Beach Road and is concerned about shoreline erosion on his property. Mr. Bell reported that between 1 and 2 metres of shoreline is being lost in the area every year. Mr. Bell feels that the proposed revetement plan being proposed by the City will negatively affect the integrity of the shoreline at his property.

The delegation from Don Bell respecting the shoreline at 69 Cherry Beach Road was received.

(g) **PRESENTATIONS (Item 7)**

(i) **Storm Water Infrastructure Maintenance Overview (Item 7.1)**

Mr. Darrell Smith, Manager, Roads and Maintenance, presented an overview respecting Storm Water Infrastructure Maintenance to the Committee with the aid of a PowerPoint presentation. A copy of the presentation has been retained for the public record.

The presentation included, but was not limited, to the following:

- Stormwater System
  - Make Up
  - Responsibilities
  - Mission and Inventory
  - Core Activities and Budget

- Improvement Initiatives
- Challenges and Opportunities

The presentation respecting a Storm Water Infrastructure Maintenance Overview was received.

(ii) **Presentation by the Hamilton Cycling Committee (HCyC) respecting the Hamilton Cycling Committee Annual Update (Item 7.2)**

Mr. Bob Brown, Member, Hamilton Cycling Committee, provided the Committee the Annual Update from the Hamilton Cycling Committee with the aid of a PowerPoint presentation. A copy of the presentation has been retained for the public record.

The presentation included, but was not limited, to the following:
The presentation from the Hamilton Cycling Committee (HCyC) respecting the Hamilton Cycling Committee Annual Update was received.

(h) DISCUSSION ITEMS (Item 8)

(i) North End Traffic Management Study: Permanent Closure of a Portion of Hughson Street North to Vehicular Traffic (PW08094(c)) (Ward 2) (Item 8.1)

Councillor Collins, Acting Chair, informed Committee members that because Item 8.1 relates to a proposed permanent closure of a Portion of Hughson Street North to Vehicular Traffic that a public meeting was required. Acting Chair Collins indicated that a notice about the public meeting was placed in the Hamilton Spectator on Friday August 22, 2014 and on the City’s website advising that any members of the public may appear before the Committee to speak to this matter. The Committee Clerk advised that no one registered to speak to this issue nor were any written comments received. Acting Chair Collins asked if any members of the public wished to come forward to speak to this matter. No members of the public came forward.

For disposition of this matter refer to Item 5.

(ii) Borer’s Falls Dog Park – Site Evaluation (PW14096) (Ward 13) (Item 8.3)

Report PW14096 respecting the Borer’s Falls Dog Park was received and referred back to staff for a report to the Public Works Committee to examine mitigation measures to address the concerns of the property owner adjacent to the Borer’s Falls Dog Park.

(iii) Sidewalk Winter Maintenance Summary (PW14098) (City Wide) (Item 8.5)

Report PW14098 respecting Sidewalk Winter Maintenance Summary was received and referred back to staff for a report respecting costing options and phasing-in options for Sidewalk Winter Maintenance for consideration as part of the 2015 budget deliberations.

(iv) Intersection Windrow Removal – Cost Estimate (PW14099) (City Wide) (Item 8.6)

Report PW14099 respecting Intersection Window Removal – Cost Estimate was received and referred back to staff for a report on options for possible inclusion as part of the 2015 budget deliberations.
(j) NOTICES OF MOTIONS (Item 10)

Councillor Jackson introduced the following Notice of Motion:

(i) Tree Removal at 166 East 42nd Street (Item 10.1)

Whereas, the residents of 166 East 42nd Street have indicated that the 62 cm Oak leaf Mountain Ash Tree is deceased and causing safety concerns; and

Whereas, sidewalk and road reconfiguration work on East 42nd Street has changed the survey results at 166 East 42nd Street therefore affecting the tree and the property; and

Whereas, recent survey results by the homeowner have determined that this is a City tree and not a private tree; and

Whereas, the property owners of 166 East 42nd Street have expressed their desire to their Ward Councillor that the City remove the tree;

Therefore be it resolved:

That forestry staff be directed to remove the tree located at 166 East 42nd Street.

The rules of order were waived to allow the introduction of a Motion respecting a Tree Removal at 166 East 42nd Street.

For disposition on this matter refer to Item 10.

Councillor Jackson introduced the following Notice of Motion:

(ii) Tree Removal between 12 Dianne Court and 14 Dianne Court (Item 10.2)

Whereas, the residents of 12 Dianne Court and 14 Dianne Court have indicated that the 80 cm Green Ash tree is deceased due to the Emerald Ash Borer and is therefore causing safety concerns; and

Whereas, recent survey results by the homeowner have determined that this is a City tree and not a private tree; and

Whereas, the property owners of 12 Dianne Court and 14 Dianne Court have expressed their desire to their Ward Councillor that the City remove the tree;

Therefore be it resolved:

That forestry staff be directed to remove the tree located between 12 Dianne Court and 14 Dianne Court.
The rules of order were waived to allow the introduction of a Motion respecting a Tree Removal between 12 Dianne Court and 14 Dianne Court.

For disposition on this matter refer to Item 11.

Councillor Powers introduced the following Notice of Motion:

(iii) **Tree Removal at 7 Atkins Drive, Hamilton (Added Item 10.3)**

Whereas, the tree located on a City Easement at 7 Atkins Drive, Hamilton, has been damaged by the ice storm of 2013-2014;

And Whereas, a neighbouring property owner has expressed their desire to their Ward Councillor that the City remove the tree;

Therefore be it resolved:

That Forestry staff be directed to remove the tree located at 7 Atkins Drive, Hamilton.

Councillor Powers introduced the following Notice of Motion:

(iv) **Tree Removal at 819 Garth Street, Hamilton (Added Item 10.4)**

Whereas, the Ash Tree located at 819 Garth Street, Hamilton, is deceased;

And Whereas, the Ash Tree was planted by the City of Hamilton;

Therefore be it resolved:

That Forestry staff be directed to remove the tree located at 819 Garth Street, Hamilton.

Councillor Powers introduced the following Notice of Motion:

(v) **Installation of a Stop Control at Davinci Boulevard and Michelangelo Lane (to the west) and Sistine Court (to the east), Hamilton (Added Item 10.5)**

(a) That an all way stop control be installed at Davinci Boulevard and Michelangelo Lane (to the west) and Sistine Court (to the east), Hamilton; and,

(b) That the appropriate amending By-law, to install an all way stop control at Davinci Boulevard and Michelangelo Lane (to the west) and Sistine Court (to the east), Hamilton; be passed.
(k) ADJOURNMENT (Item 13)

There being no further business, the Public Works Committee adjourned at 12:05 p.m.

Respectfully submitted,

Councillor T. Whitehead, Chair
Public Works Committee

Lauri Leduc
Legislative Coordinator
Office of the City Clerk
Present: Councillors B. Johnson (Chair), J. Partridge (1st Vice Chair), C. Collins (2nd Vice Chair), J. Farr, B. Clark, L. Ferguson, R. Pasuta, M. Pearson and T. Whitehead

Also Present: Councillor T. Jackson

THE PLANNING COMMITTEE PRESENTS REPORT 14-013 AND RESPECTFULLY RECOMMENDS:

1. Update to Binbrook Sanitary and Stormwater Systems Performance/Upper Stoney Creek Stormwater Systems Performance (PED12182(c)) (Ward 9) (Item 5.1)

That report PED12182(c), Update to Binbrook Sanitary and Stormwater Systems Performance/Upper Stoney Creek Stormwater Systems Performance, be received.

2. Applications for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 122 Dundas Street East (Flamborough) (PED14148) (Ward 15) (Item 6.3)

(a) That approval be given to Urban Hamilton Official Plan Amendment Application UHOPA-14-008 by 2366206 Ontario Inc., c/o Raymond Zenkovich, (Owners), to establish a Site Specific Policy Area with regard to the minimum density for block townhouses, for lands located at 122 Dundas Street East (Flamborough), as shown on Appendix “A” to Report PED14148, on the following basis:

Council – September 10, 2014
(i) That the draft Official Plan Amendment, attached as Appendix “B” to Report PED14148, be adopted by City Council.

(b) That approval be given to Zoning By-law Application ZAC-13-053 by 2366206 Ontario Inc., c/o Raymond Zerkovich, (Owners), for a change in zoning from the Urban Development “UD” Zone to the Medium Density Residential “R6-36” Zone, Modified, in order to permit block townhouses, for lands located at 122 Dundas Street East (Flamborough), as shown on Appendix “A” to Report PED14148, on the following basis:

(i) That the draft By-law, attached as Appendix “C” to Report PED14148, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;

(ii) That the amending By-law be added to Section 11 of Zoning By-law No. 90-45-Z as “R6-36”;

(iii) That the proposed changes in zoning will be in conformity with the Urban Hamilton Official Plan upon finalization of Official Plan Amendment No. .

3. City Initiative 14-D - Modification in Zoning - 116 Campbell Avenue (PED14159) (Ward 4) (Item 6.4)

That approval be given to City Initiative 14-D, for a modification to the “G-3” (Public Parking Lot) District, to permit an open air market (Ottawa Street Farmers’ Market) on lands located at 116 Campbell Avenue, as shown on the attached map marked as Appendix “A”, on the following basis:

(a) That the Draft By-law, attached as Appendix “B” to Report PED14159, which has been prepared in a form satisfactory to the City Solicitor, be enacted by Council;

(b) That the proposed change in zoning conforms to the Urban Hamilton Official Plan (UHOP).

4. Application to Amend the Urban Hamilton Official Plan for Lands Located at 899 Nebo Road (Glanbrook) (PED14172) (Ward 11) (Item 6.5)

That Urban Hamilton Official Plan Amendment Application UHOPA-14-003 (as amended) by Nebo Group (2006) Inc., (Owner), to establish a site-specific special policy area to permit a hazardous waste transfer facility, for lands located at 899 Nebo Road (Glanbrook), as shown on Appendix “A” to Report PED13106, be denied on the following basis:
(a) That the application is not consistent with the Provincial Policy Statement, as per Policy 1.1.1, in that the proposed facility does not provide for a healthy, livable, and safe community, and is a land use pattern that may cause environmental or public health and safety concerns; and Policy 1.2.6.1, as the major facility (a waste management system) and the sensitive land uses have not been appropriately designed, buffered, and/or separated from each other to prevent potential adverse effects from odour, noise and other contaminants, and minimize risk to public health and safety;

(b) That the application conflicts with Policy 2.2.6(b) of Places to Grow, in that due to surrounding existing land uses, and the potential for health and safety concerns, the proposed site is not suitable for a Hazardous Waste Transfer Facility;

(c) That the application conflicts with Policy E.5.1.5 of Volume 1 of the Urban Hamilton Official Plan, as it does not minimize land use conflicts between heavy industrial uses and sensitive land uses, nor Policy E.5.2.7.1(b) of Volume 1, Policy E.5.3.6 to Policy E.5.3.8, inclusive, and Policy E.5.4 of Volume 1, as it has not been demonstrated that the proposed use is appropriate for, or compatible with, the existing land uses, nor demonstrated appropriate mitigation of the potential adverse impacts;

(d) The approval of this application would encourage other similar applications if approved, and would not be in keeping with the intent and purpose of the core "Industrial" zoned employment lands of the Red Hill Industrial Business Park South while undermining the hierarchical structure of the new Industrial Zoning in Zoning By-law No. 05-200 and the planned function of the Business Park.

5. Application for a Condominium Conversion for Lands Known as 155 Charlton Avenue East (Hamilton) (PED14179) (Ward 2) (Item 6.6)

That approval be given to Condominium Conversion Application CDM-CONV-12-04, by 155 Charlton Avenue East (Hamilton) Limited, Owner, to establish a Draft Plan of Condominium for the existing apartment building, consisting of 35 dwelling units, located at 155 Charlton Avenue East (Hamilton), as shown on the attached map marked as Appendix “A” to Report PED14179, subject to the following:

(a) That this approval apply to the plan, prepared by A.T. McLaren Limited and certified by S.D. McLaren, O.L.S., dated September 27, 2012, showing a total of 35 residential apartment units, 22 resident vehicular
parking spaces, and two visitor vehicular parking spaces, attached as Appendix “B” to Report PED14179;

(b) That the following conditions shall apply to the Draft Plan of Condominium approval:

(i) That the Final Plan of Condominium must comply with all applicable provisions of Hamilton Zoning By-law No. 6593;

(ii) That the owner satisfies all conditions, financial or otherwise, of the City of Hamilton;

(iii) That the owner shall submit a report, in accordance with Section 9(4) of The Condominium Act, 1998, prepared and certified by a qualified Registered Professional Engineer or Licensed Architect, to the satisfaction of the Chief Building Official of the City of Hamilton, to confirm the structural and mechanical integrity of the building and any owner initiated measures required to correct any deficiencies prior to the release of the final plan for registration;

(iv) That the owner shall include the following warning clauses in all Development Agreements and Offers of Purchase and Sale or Lease/Rental Agreements:

(a) Purchasers/tenants are advised that sound levels due to increasing road traffic may occasionally interfere with some activities of the dwelling occupants as the sound levels may exceed the Municipality’s and the Ministry of the Environment’s noise criteria;

(b) Purchaser/tenants are advised that there is insufficient parking onsite to provide a parking space for each unit (22 parking spaces for a total of 35 units). Parking in the surrounding neighbourhood is highly restricted and on-street parking permits and time limit exemption permits are not available for multi-tenant buildings;

(v) That the owner shall provide the Manager of Design and Construction, Growth Management, with evidence that satisfactory arrangements, financial and otherwise, have been made with a telecommunication services provider, approved by the Canadian Radio and Telecommunication Commission (CRTC), that adequate telecommunication service will be provided to the condominium, including 9-1-1 emergency calling service that identifies, at a minimum, the caller’s name and location information;
(vi) That the owner comply with Canada Post’s multi-unit policy to the satisfaction of Canada Post, which requires that the owner/developer provide the centralized mail facility at their own expense, which will be in effect for the buildings and complexes with a common lobby, common indoor or sheltered space; and,

(vii) That the owner remove the existing parking space within the City Boulevard and provide appropriate curbing and landscaping, and that the applicant provide appropriate evidence that the parking space has been removed and appropriate landscaping and curbing be established, and that owner demonstrate that this has been undertaken to the satisfaction of the Manager of Development Planning, Heritage and Design.

6. Housekeeping Amendments to City of Hamilton Zoning By-law No. 05-200 (PED14194) (City Wide) (Item 6.7)

(a) That approval be given to City Initiative CI-14-A for Housekeeping Amendments to City of Hamilton Zoning By-law No. 05-200;

(b) That the attached draft By-law, marked as Appendix “A” to Report PED14194, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;

(c) That the changes proposed to the By-law, in Appendix “A” to Report PED14194, are minor in nature and may be made after holding a public meeting on September 3, 2014, and that Council determines that no further notice is required prior to the passing of the proposed By-law, pursuant to Section (34)17 of the Planning Act;

7. Hamilton Municipal Heritage Committee Report 14-009 (Item 8.1)

Heritage Permit Application HP2014-034, Under Part V of the Ontario Heritage Act, for the Erection of a Structure at 880 Beach Boulevard, Hamilton (PED14190) (Attached as Appendix A) (Item 8.1)

That Heritage Permit Application HP2014-034 be approved for the erection of a new single-detached dwelling, with an attached garage, on the designated property at 880 Beach Boulevard, Hamilton (Hamilton Beach Heritage Conservation District), as shown in Appendix “A” to Report PED14190, subject to the submission of a completed Site Plan and the following conditions:

(a) That the specifications for the proposed windows, front garage door, porch, railings, soffits, eaves and downspouts shall be submitted, to the
satisfaction and approval of the Director of Planning, prior to submission as part of any application for a Building Permit;

(b) That the dimensions and surfacing materials for the new driveway and any walkways, patios or other hard-surface areas, shall be submitted, to the satisfaction and approval of the Director of Planning, in accordance with the Site Plan Approval process and prior to installation;

(c) That the dimensions, design and materials for any new fencing and gates shall be submitted, to the satisfaction and approval of the Director of Planning, prior to installation;

(d) That a plan depicting the removed, retained and any new trees, of a minimum caliper of 55 mm and of a species consistent with the City of Hamilton’s Tree Species and Recommended Index, shall be submitted, to the satisfaction and approval of the Director of Planning, prior to planting;

(e) That any minor changes to the plans and elevations following approval shall be submitted, to the satisfaction and approval of the Director of Planning, prior to submission as part of any application for a Building Permit; and,

(f) That construction and site alterations, in accordance with this approval, shall be completed no later than October 31, 2016. If the construction and site alterations are not completed by October 31, 2016, then this approval expires as of that date, and no alterations shall be undertaken without a new approval issued by the City of Hamilton.

8. Application to Amend Ministry of the Environment Environmental Compliance Approval for Lands Located at 350 Jones Road, Stoney Creek (PED14174) (Ward 11) (Item 8.2)

That the Environmental Approvals Branch of the Ontario Ministry of Environment (MOE) be advised that the City of Hamilton recommends that the Ministry **DENY** Application MOE-CA-13-001, by 958160 Ontario Limited (Da-Lee Waste Oil Services), Applicant, for an Amendment to Environmental Compliance Approval No. A130407, MOE Reference#9155-9CXKQH, to increase the service area to include Michigan and New York, and the amount of receiving waste, for the lands located at 350 Jones Road (Stoney Creek), as shown on Appendix “A” to Report PED14174, on the following premises:

(a) That the application cannot be supported until such time as the proponent has demonstrated to the City's satisfaction that all obligations under the
current ECA have been met and complied with;

(b) That 1 Odor unit limit at the property line be added to the list of ECA obligations;

(c) That this motion be forwarded to the Environmental Approvals Branch of the Ontario Ministry of Environment (MOE).

9. Appeal of the City of Hamilton Committee of Adjustment Decision to Approve Severance Application GL/B-14:47 by Giuseppe DiCienzo (Owner), for Lands Located at 5775 Twenty Road East (Glanbrook) (PED14171) (Ward 11) (Item 8.3)

(a) That staff be directed to withdraw the appeal letter filed by staff against the decision of the Committee of Adjustment to the OMB;

(b) That Report PED14171, Appeal of the City of Hamilton Committee of Adjustment Decision to Approve Severance Application GL/B-14:47 by Giuseppe DiCienzo (Owner), for Lands Located at 5775 Twenty Road East (Glanbrook), be received.

10. Municipal Heritage Committee Report 14-005, Item 3 - Policy and Design Sub-Committee Report – April 9, 2014 (Item 9.1)

Heritage Impact Assessment (HIA/Archaeological Assessments for Lafarge Quarry Expansion)

(a) That the Policy and Design Sub-committee comments be provided to the proponent and staff, and that the Heritage Impact Assessment be amended as appropriate;

(b) That 565 Moxley Road be added to the Municipal Register.

11. Lot Severances in Rural Cross Section Neighbourhoods (Item 9.2)

Whereas most of old Ancaster has rural cross section with open ditches for drainage rather than storm sewers; and

Whereas most lots in old Ancaster were large to accommodate septic systems before sanitary sewers were installed in the 1970's; and

Whereas there has been a significant change in heavy rain events in recent years; and
Whereas there have been a number of applications to split lots by severance; resulting in an increase in water run off, as pervious surfaces are being covered with additional driveways and roofs, resulting in the faster run off of rain; and

Whereas downstream properties have been at significant risk as overland ditches from storm drainage increases, resulting from this additional run off; and

Whereas the study as directed on September 16, 2013 Public Work Committee (g) MOTIONS (Item 9) (i) to “determine if future requests for lot severances, in the developed communities of old Ancaster, that do not have storm sewers should not be permitted, due to potential downstream flooding, and report to the Public Works Committee” will not be presented to Public Works Committee until the first quarter of 2015;

THEREFORE BE IT RESOLVED:

That, at a hearing by the Committee of Adjustment on a lot severance application in all rural cross section neighbourhoods in urban Ancaster, staff be directed to request that a decision on the application be deferred until the Assessment of Development Intensification in Rural Drainage Neighbourhoods Study, is completed by Public Works staff.

12. Cormorant Road Extension Update (PED14222) (Ward 12) (Item 12.1)

(a) That staff be directed to take over and complete the Environmental Assessment for the Cormorant Road Extension westerly to Trinity Road along with related Stormwater Management Pond facility utilizing the current consultants (MTE Consultants Ltd. and A. J. Clarke and Associates) to an upset limit of $100,000 to be funded from Project Account Number 3620507100;

(b) That staff be directed to have dedicated or acquire property necessary for the 26 metre road allowance for the Cormorant Road extension and the related Stormwater Management Pond facility;

(c) That staff be directed to proceed with Detailed Design and construction of the Cormorant Road Extension westerly to Trinity Road along with related Stormwater Management Pond facility as soon as possible as time is of the essence.
FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk advised of the following changes to the Agenda:

1. DELEGATION REQUESTS

   4.3. Delegation Request from Rev. Ronda Ploughman respecting item 8.1, Hamilton Municipal Heritage Committee Report 14-009

   4.4 Delegation Request from Janice Brown respecting City Square Phase 3 (to speak to item 6.2 on today’s agenda)

2. PUBLIC HEARING ITEMS

   6.4 City Initiative 14-D - Modification in Zoning - 116 Campbell Avenue (PED14159) (Ward 4)

   (i) Correspondence from John Douglas

   6.5 Application to Amend the Urban Hamilton Official Plan for Lands Located at 899 Nebo Road (Glanbrook) (PED14172) (Ward 11)

   (i) Correspondence from Maple Leaf Foods Inc.

3. NOTICES OF MOTION

   10.1 Lot Severances in Rural Cross Section Neighbourhoods

The Agenda for the September 3, 2014 meeting of the Planning Committee was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

None.

(c) APPROVAL OF MINUTES (Item 3)

(i) August 12, 2014

The Minutes of the August 12, 2014 Planning Committee meeting were approved.
Jason Thorne, General Manager, recognized the work of the building department for their efforts at the stadium.

(d) DELEGATION REQUESTS (Item 4)

(i) Delegation Request from Sergio Manchia and/or Matt Johnston, IBI Group, respecting Minor Variance Application No. GL/B-1447 (Item 4.1)

The delegation request from Sergio Manchia and/or Matt Johnston, IBI Group, respecting Minor Variance Application No. GL/B-1447, was approved for today’s meeting.

(ii) Delegation Request from Paul Bernier and/or David Varghese respecting Medical Marihuana (Item 4.2)

The delegation request from Paul Bernier and/or David Varghese respecting Medical Marihuana, was approved for a future meeting.

(iii) Delegation Request from Rev. Ronda Ploughman respecting item 8.1, Hamilton Municipal Heritage Committee Report 14-009 (Item 4.3)

The delegation Request from Rev. Ronda Ploughman respecting item 8.1, Hamilton Municipal Heritage Committee Report 14-009, was approved for today’s meeting.

(iv) Delegation Request from Janice Brown respecting City Square Phase 3 (Item 4.4)

The delegation request from Janice Brown respecting City Square Phase 3, was approved for today’s meeting.

(e) PUBLIC HEARINGS AND DELEGATIONS (Item 6)

(i) Gail McGinnis, Kit Cat Club, respecting Hamilton Animal Control (approved on June 17, 2014) (Item 6.1)

Gail McGinnis was not in attendance.
(ii) **Delegation from Jeff Paikin and/or Caroline Baker respecting City Square Phase 3 (approved August 12, 2014) (Item 6.2)**

Glenn Scheels and Jeff Paikin provided an overview of their requests regarding the Downtown CIPA boundary, development charges, and parkland dedication fees with the aid of a PowerPoint presentation. A copy of the presentation has been included in the public record.

The delegation was received.

Janice Brown provided an overview of her requests regarding the development and parkland options with the aid of speaking notes. A copy of the notes has been included in the public record.

The delegation was received.

This item was referred to staff for a report on a sliding scale for development charges and on analyzing an exponential increase to parkland as density increases, to come back to Planning Committee.

The motion CARRIED, on the following vote:

**Yeas:** C. Collins, J. Partridge, J. Farr, R. Pasuta, L. Ferguson, M. Pearson

**Total:** 6

**Nays:** B. Johnson, B. Clark

**Total:** 2

**Absent:** T. Whitehead

**Total:** 1

(iii) **Applications for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 122 Dundas Street East (Flamborough) (PED14148) (Ward 15) (Item 6.3)**

In accordance with the provision of the Planning Act, Chair B. Johnson advised those in attendance that if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of the City of Hamilton before Council approves the proposed official plan and zoning by-law amendments, the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Ontario Municipal Board, and the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to do so.
No public speakers came forward.

The staff presentation respecting Report PED14148, Applications for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 122 Dundas Street East, was waived.

The public meeting respecting Report PED14148, Applications for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 122 Dundas Street East, was closed.

For disposition on this Item, refer to item 2.

(iv) **City Initiative 14-D - Modification in Zoning - 116 Campbell Avenue (PED14159) (Ward 4) (Item 6.4)**

(i) **Correspondence from John Douglas**

In accordance with the provision of the Planning Act, Chair B. Johnson advised those in attendance that if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of the City of Hamilton before Council approves the city initiative, the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Ontario Municipal Board, and the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to do so.

No public speakers came forward.

The public meeting respecting Report PED14159, City Initiative 14-D - Modification in Zoning - 116 Campbell Avenue, was closed.

The staff presentation respecting Report PED14159, City Initiative 14-D - Modification in Zoning - 116 Campbell Avenue, was waived.

The correspondence respecting Report PED14159, City Initiative 14-D - Modification in Zoning - 116 Campbell Avenue, was received.

For disposition on this Item, refer to item 3.
(v) Application to Amend the Urban Hamilton Official Plan for Lands Located at 899 Nebo Road (Glanbrook) (PED14172) (Ward 11) (Item 6.5)

(i) Correspondence from Maple Leaf Foods Inc.

In accordance with the provision of the Planning Act, Chair B. Johnson advised those in attendance that if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of the City of Hamilton before Council approves the Urban Hamilton Official Plan, the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Ontario Municipal Board, and the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to do so.

No public speakers came forward.

The public meeting respecting Report PED14172, Application to Amend the Urban Hamilton Official Plan for Lands Located at 899 Nebo Road (Glanbrook), was closed.

The correspondence respecting Report PED14172, Application to Amend the Urban Hamilton Official Plan for Lands Located at 899 Nebo Road (Glanbrook), was received.

The staff presentation respecting Report PED14172, Application to Amend the Urban Hamilton Official Plan for Lands Located at 899 Nebo Road (Glanbrook), was waived.

For disposition on this Item, refer to item 4.

(vi) Application for a Condominium Conversion for Lands Known as 155 Charlton Avenue East (Hamilton) (PED14179) (Ward 2) (Item 6.6)

In accordance with the provision of the Planning Act, Chair B. Johnson advised those in attendance that if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of the City of Hamilton before Council approves the Urban Hamilton Official Plan, the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Ontario Municipal Board, and the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board
unless, in the opinion of the Board, there are reasonable grounds to do so.

No public speakers came forward.

The public meeting respecting Report PED14179, Application for a Condominium Conversion for Lands Known as 155 Charlton Avenue East (Hamilton), was closed.

The staff presentation respecting Report PED14179, Application for a Condominium Conversion for Lands Known as 155 Charlton Avenue East (Hamilton), was waived.

The motion CARRIED, on the following vote:

Total:  6
Nays:   T. Whitehead
Total:  1
Absent: J. Partridge, L. Ferguson
Total:  2

For disposition on this Item, refer to item 5.

(vii) **Housekeeping Amendments to City of Hamilton Zoning By-law No. 05-200 (PED14194) (City Wide) (Item 6.7)**

In accordance with the provision of the Planning Act, Chair B. Johnson advised those in attendance that if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of the City of Hamilton before Council approves the zoning by-law amendments, the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Ontario Municipal Board, and the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to do so.

Sarah Cellini, Planner, provided an overview of the report with the aid of a PowerPoint presentation. A copy of the presentation has been included in the public record.

The staff presentation respecting Report PED14194, Housekeeping Amendments to City of Hamilton Zoning By-law No. 05-200, was received.
Public Speaker:

1. Victor Veri - 971 Highway 6 North L8N 2Z1

Mr. Veri expressed concerns to home businesses and the agricultural issues. He also has concerns with the advertisement of this as housekeeping.

The public presentation respecting Report PED14194, Housekeeping Amendments to City of Hamilton Zoning By-law No. 05-200, was received.

The recommendations to Report PED14194, Housekeeping Amendments to City of Hamilton Zoning By-law No. 05-200, were amended by adding a new sub-section (d) to read as follows:

(d) That staff be directed report back to Planning Committee on the following recommended changes to the City of Hamilton Zoning By-law No. 05-200 and the City’s site plan guidelines where residential abuts industrial use to address:

   (i) Heights and placement of fencing and berms to ensure buffering;

   (ii) Lighting on industrial properties;

   (iii) Types of non-reflective materials be used in building construction;

   (iv) Placement of loading docks and truck traffic to avoid conflict of residential use.

For disposition on this Item, refer to item 6.

(f) DISCUSSION ITEMS (Item 8)

(i) Hamilton Municipal Heritage Committee Report 14-009 (Item 8.1)

Alissa Golden, Heritage Planner, provided information respecting All Saints Church and recommended that this property not be added to the Register.

Rev. Ronda Ploughman addressed Committee advising that the desire is to not include All Saints Church on the Register of Property of Cultural Heritage Value or Interest.
The delegation respecting Hamilton Municipal Heritage Committee Report 14-009, was received.

The recommendations contained in Hamilton Municipal Heritage Committee Report 14-009, Item 2, Implementation of the Recommendations of the Downtown Built Heritage Inventory Project (PED14191), were amended by deleting recommendation (d) as follows:

(d) That All Saints Church, 15 Queen Street South, be added to the Register of Property of Cultural Heritage Value or Interest.

Recommendations 2(a), (b) and (c), as amended, contained in Hamilton Municipal Heritage Committee Report 14-009, Item 2, Implementation of the Recommendations of the Downtown Built Heritage Inventory Project (PED14191), were referred back to staff for further clarity to come back to the September 16, 2014 meeting of the Planning Committee:

“2. Implementation of the Recommendations of the Downtown Built Heritage Inventory Project (PED14191) (Attached as Appendix B) (Item 8.2)

(a) That Council direct staff to include the properties listed in Appendix “A” of Report PED14191 in the Register of Property of Cultural Heritage Value or Interest as non-designated properties;

(b) That Council direct staff to add the properties listed in Appendix “B” of Report PED14191 to staff’s work program for designation, as per the attached Appendix “C” of Report PED14191;

(c) That Council direct staff to prepare a Capital Budget Submission to address the work program for designation, as per the attached Appendix “C” of Report PED14191, to be brought forward in the 2015 Budget deliberations.”

(ii) Application to Amend Ministry of the Environment Environmental Compliance Approval for Lands Located at 350 Jones Road, Stoney Creek (PED14174) (Ward 11) (Item 8.2)

Luisa Hermes and Talis Forstmanis, consultants for Da-Lee, spoke to the concerns of the Committee.

The presentation was received.
The recommendations contained in Report PED14174, Application to Amend Ministry of the Environment Environmental Compliance Approval for Lands Located at 350 Jones Road, Stoney Creek, were amended to read as follows:

That the Environmental Approvals Branch of the Ontario Ministry of Environment (MOE) be advised that the City of Hamilton recommends that the Ministry DENY Application MOE-CA-13-001, by 958160 Ontario Limited (Da-Lee Waste Oil Services), Applicant, for an Amendment to Environmental Compliance Approval No. A130407, MOE Reference#9155-9CXKQH, to increase the service area to include Michigan and New York, and the amount of receiving waste, for the lands located at 350 Jones Road (Stoney Creek), as shown on Appendix “A” to Report PED14174, on the following premises:

(a) That the application cannot be supported until such time as the proponent has demonstrated to the City’s satisfaction that all obligations under the current ECA have been met and complied with;

(b) That 1 Odor unit limit at the property line be added to the list of ECA obligations;

(c) That this motion be forwarded to the Environmental Approvals Branch of the Ontario Ministry of Environment (MOE).

For disposition on this Item, refer to item 8.

(iii) Appeal of the City of Hamilton Committee of Adjustment Decision to Approve Severance Application GL/B-14:47 by Giuseppe DiCienzo (Owner), for Lands Located at 5775 Twenty Road East (Glanbrook) (PED14171) (Ward 11) (Item 8.3)

Alvin Chan, Planner, provided an overview of the report with the aid of a PowerPoint presentation. A copy of the presentation has been included in the public record.

The staff presentation respecting Report PED14171, Appeal of the City of Hamilton Committee of Adjustment Decision to Approve Severance Application GL/B-14:47 by Giuseppe DiCienzo (Owner), for Lands Located at 5775 Twenty Road East (Glanbrook), was received.

Matt Johnson, agent, IBI Group, provided information respecting the application with the aid of a PowerPoint presentation. A copy of the presentation has been included in the public record.
The agent’s presentation respecting Report PED14171, Appeal of the City of Hamilton Committee of Adjustment Decision to Approve Severance Application GL/B-14:47 by Giuseppe DiCienzo (Owner), for Lands Located at 5775 Twenty Road East (Glanbrook), was received.

The recommendations contained in Report PED14171, Appeal of the City of Hamilton Committee of Adjustment Decision to Approve Severance Application GL/B-14:47 by Giuseppe DiCienzo (Owner), for Lands Located at 5775 Twenty Road East (Glanbrook), were deleted and replaced with the following recommendations:

(a) That staff be directed to withdraw the appeal letter filed by staff against the decision of the Committee of Adjustment to the OMB;

(b) That Report PED14171, Appeal of the City of Hamilton Committee of Adjustment Decision to Approve Severance Application GL/B-14:47 by Giuseppe DiCienzo (Owner), for Lands Located at 5775 Twenty Road East (Glanbrook), be received.

For disposition on this Item, refer to item 9.

(g) MOTIONS (Item 9)

(i) Municipal Heritage Committee Report 14-005, Item 3 - Policy and Design Sub-Committee Report – April 9, 2014 (referred back to staff at Planning Committee on July 8, 2014) (Item 9.1)

Heritage Impact Assessment (HIA/Archaeological Assessments for Lafarge Quarry Expansion)

(a) That the Policy and Design Sub-committee comments be provided to the proponent and staff, and that the Heritage Impact Assessment be amended as appropriate;

(b) That 565 Moxley Road be added to the Municipal Register.

For disposition on this Item, refer to item 10.

(ii) Lot Severances in Rural Cross Section Neighbourhoods (Item 9.2)

Whereas most of old Ancaster has rural cross section with open ditches for drainage rather than storm sewers; and
Whereas most lots in old Ancaster were large to accommodate septic systems before sanitary sewers were installed in the 1970's; and

Whereas there has been a significant change in heavy rain events in recent years; and

Whereas there have been a number of applications to split lots by severance; resulting in an increase in water run off, as pervious surfaces are being covered with additional driveways and roofs, resulting in the faster run off of rain; and

Whereas downstream properties have been at significant risk as overland ditches from storm drainage increases, resulting from this additional run off; and

Whereas the study as directed on September 16, 2013 Public Work Committee (g) MOTIONS (Item 9) (i) to "determine if future requests for lot severances, in the developed communities of old Ancaster, that do not have storm sewers should not be permitted, due to potential downstream flooding, and report to the Public Works Committee" will not be presented to Public Works Committee until the first quarter of 2015;

THEREFORE BE IT RESOLVED:

That approval of lot severances in all rural cross section neighborhoods in Ancaster, be deferred until the Assessment of Development Intensification in Rural Drainage Neighbourhoods Study, being completed by Public Works staff, is complete.

Planning Committee moved in to closed session at 2:09 p.m. to consider item 9.2, Lot Severances in Rural Cross Section Neighbourhoods, which is subject to Section 239.2 (f) of the Municipal Act and Section 8.1 (f) of the Procedural By-law as the matter pertains to advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Reconvene in open session at 2:31 p.m.

The motion was amended to read as follows:

That, at a hearing by the Committee of Adjustment on a lot severance application in all rural cross section neighbourhoods in urban Ancaster, staff be directed to request that a decision on the application be
deferred until the Assessment of Development Intensification in Rural Drainage Neighbourhoods Study, is completed by Public Works staff.

For disposition on this Item, refer to item 11.

(h) NOTICES OF MOTION (Item 10)

Councillor Ferguson introduced the following Notice of Motion:

(i) Lot Severances in Rural Cross Section Neighbourhoods

Whereas most of old Ancaster has rural cross section with open ditches for drainage rather than storm sewers; and

Whereas most lots in old Ancaster were large to accommodate septic systems before sanitary sewers were installed in the 1970's; and

Whereas there has been a significant change in heavy rain events in recent years; and

Whereas there have been a number of applications to split lots by severance; resulting in an increase in water run off, as pervious surfaces are being covered with additional driveways and roofs, resulting in the faster run off of rain; and

Whereas downstream properties have been at significant risk as overland ditches from storm drainage increases, resulting from this additional run off; and

Whereas the study as directed on September 16, 2013 Public Work Committee (g) MOTIONS (Item 9) (i) to “determine if future requests for lot severances, in the developed communities of old Ancaster, that do not have storm sewers should not be permitted, due to potential downstream flooding, and report to the Public Works Committee” will not be presented to Public Works Committee until the first quarter of 2015;

THEREFORE BE IT RESOLVED:

That approval of lot severances in all rural cross section neighborhoods in Ancaster, be deferred until the Assessment of Development Intensification in Rural Drainage Neighbourhoods Study, being completed by Public Works staff, is complete.
The rules were waived in order to allow the introduction of a motion respecting Lot Severances in Rural Cross Section Neighbourhoods.

For disposition on this Item, refer to item 11.

(i) GENERAL INFORMATION AND OTHER BUSINESS (Item 11)

Jason Throne, General Manager Planning and Economic Development, advised that the September 16 and 19 Planning Committee agendas would be released on September 11 to the public and advised that two reports, Tiffany-Barton, and James St. N. mobility, would be released early with the consent of Committee.

(j) PRIVATE AND CONFIDENTIAL (Item 12)

(i) Cormorant Road Extension Update (PED14222) (Ward 12) (Item 12.1)

Pursuant to Sub-section 8.1(c) of the City’s Procedural By-law and Section 239.2 of the Municipal Act as the subject matter pertains to a proposed or pending acquisition of disposition of land for City purposes.

Recommendation (a) to Report PED14222, Cormorant Road Extension Update, was amended by deleting the words, “to an estimated cost of $65,000”, and replacing with the words, “to an upset limit of $100,000”

For disposition on this Item, refer to item 12.

(k) ADJOURNMENT

There being no further business, the Planning Committee adjourned at 2:40 p.m.

Respectfully submitted,

Councillor B. Johnson
Chair, Planning Committee

Vanessa Robicheau
Legislative Coordinator
Office of the City Clerk
GENERAL ISSUES COMMITTEE
REPORT 14-018
9:30 a.m.
Thursday, September 4, 2014
Council Chambers
Hamilton City Hall
71 Main Street West

Present: Mayor R. Bratina, Deputy Mayor C. Collins (Chair)
Councillors B. McHattie, J. Farr, B. Morrow, S. Merulla, T.
Jackson, T. Whitehead, B. Clark, M. Pearson, B. Johnson, L.
Ferguson, R. Powers, R. Pasuta, J. Partridge

Absent with Regrets: Councillor S. Duvall – FCM

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 14-018 AND RESPECTFULLY RECOMMENDS:

1. Area Rating – Special Infrastructure Levy (FCS14062) (City Wide) (Item 5.1)

That Report FCS14062, respecting the Area Rating – Special Infrastructure Levy, be received.

2. Hamilton Police Services Board Monthly Reports (PSB 14-073 and PSB 14-085) (Item 5.2)

That the Hamilton Police Services Board’s Monthly Reports – PSB 14-073 and PSB 14-085, be received.

3. Nikola Tesla Educational Corporation, respecting the appropriate Location to erect a Statue of Nikola Tesla and the Naming of a Road after Mr. Nikola Tesla (Item 6.1)

That the presentation, from the Nikola Tesla Educational Corporation, respecting the appropriate Location to erect a Statue of Nikola Tesla and the Naming of a Road after Mr. Nikola Tesla, be referred to staff for a report to the Planning Committee.
4. **Correspondence from Frank Sperduti, Partner, Borden Ladner Gervais LLP, on behalf of the Owners of 1055 King Street East, Hamilton, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct (Item 4.12)**

That the correspondence from Frank Sperduti, Partner, Borden Ladner Gervais LLP, on behalf of the Owners of 1055 King Street East, Hamilton, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct, be received.

5. **Expanded Partnership between the City of Hamilton and McMaster University – Proposal (CM14015) (Item 8.1)**

That Report CM14015, respecting the Expanded Partnership between the City of Hamilton and McMaster University, be received.

6. **Barton Street – Kenilworth Avenue Commercial Corridors Study (PED14181) (Wards 2, 3 and 4) (Item 8.2)**

That the Barton and Kenilworth Commercial Corridors Final Recommendations Report, attached as Appendix “A” to Report PED14181, be received.

7. **Hamilton Tax Increment Grant Program (HTIGP) – 179-191 James Street North, Hamilton (PED14182) (Ward 2) (Item 8.3)**

   (a) That the Hamilton Tax Increment Grant Program (HTIGP) application submitted by Roque Roofing & Sheet Metal Ltd., (Manual Roque, Filomena Roque), Owner of the property at 179-191 James Street North, Hamilton, for an HTIGP grant estimated at $848,553.46 over a maximum of a five-year period; and, based upon the incremental tax increase attributable to the redevelopment of 179-191 James Street North, be authorized and approved in accordance with the terms and conditions of the Program and conditional that ownership of the properties be transferred and registered on title as Roque Land Development Corporation (Manual Roque, Filomena Roque), prior to the grant being issued;

   (b) That the Mayor and City Clerk be authorized and directed to execute the Grant Agreement, attached as Appendix “A” to Report PED14182, in a form satisfactory to the City Solicitor.
8. **Hamilton Tax Increment Grant Program (HTIGP) – 189 King Street East, Hamilton (PED14183) (Ward 2) (Item 8.4)**

(a) That a Hamilton Tax Increment Grant Program (HTIGP) application submitted by Peter Desotto, owner of the property at 189 King Street East, Hamilton, for an HTIGP grant estimated at $2,131.57 over a maximum of a five-year period and based upon the incremental tax increase attributable to the redevelopment of 189 King Street East, be authorized and approved in accordance with the terms and conditions of the Program;

(b) That the Mayor and City Clerk be authorized and directed to execute the Grant Agreement, attached as Appendix “A” to Report PED14183, in a form satisfactory to the City Solicitor.

9. **Hamilton Tax Increment Grant Program (HTIGP) – 191 King Street East, Hamilton (PED14184) (Ward 2) (8.5)**

(a) That a Hamilton Tax Increment Grant Program (HTIGP) application submitted by Mary Elizabeth Kennedy, owner of the property at 191 King Street East, Hamilton, for an HTIGP grant estimated at $2,131.57 over a maximum of a five-year period and based upon the incremental tax increase attributable to the redevelopment of 191 King Street East, be authorized and approved in accordance with the terms and conditions of the Program;

(b) That the Mayor and City Clerk be authorized and directed to execute the Grant Agreement, attached as Appendix “A” to Report PED14184, in a form satisfactory to the City Solicitor.

10. **Sale of 159 Carlisle Road, (former Town of Flamborough), now City of Hamilton (PED14185) (Ward 15) (Item 8.6)**

(a) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to convey Part 2, Plan 62R-19828, municipally known as 159 Carlisle Road as shown on Appendix “B” attached to Report PED14185, to Andy Watson and Larry Watson for the tendered amount of $302,000 exclusive of HST;

(b) That the required deposit of $30,200, being 10% of the purchase price, be held by the General Manager of Finance and Corporate Services pending acceptance of the transaction;
(c) That proceeds of the sale be deposited in Account No. 47702-3560150200 (Property Purchases and Sales) and all associated legal costs, appraisal fees, and property maintenance costs related to the subject property be sourced from this account;

(d) That the net proceeds from this transaction be transferred to the Property Purchases Reserve Account Number 100035;

(e) That any applicable HST be collected by the City and credited to Account No. 22828-009000 (HST Payable);

(f) That as a condition of sale, a Heritage Conservation Easement be registered on title to conserve the structural, landscape and archaeological heritage elements associated with the subject property.

11. Victoria Day Fireworks Celebration in Dundas (PED14152) (Ward 13) (Item 8.7)

(a) That the City of Hamilton be authorized to delegate responsibility to the Victoria Day fireworks celebration in Dundas to the Dundas Valley Sunrise Rotary Club for a one-year term with the option to renew for four subsequent years;

(b) That the City of Hamilton provided the Dundas Valley Sunrise Club with the approved annual budget for this program, inclusive of all applicable taxes, for organizing and carrying out the annual Victoria Day fireworks celebration in Dundas;

(c) That the Mayor and City Clerk be authorized to execute an agreement between the Dundas Valley Sunrise Rotary Club and the City of Hamilton, in a form satisfactory to the City Solicitor, to implement recommendations a) and b) above.

12. Jackson Square Lease Renewal (PED14165) (Ward 2) (Item 8.8)

That staff of the Economic Development Division, Planning and Economic Development Department, Legal Services, City Manager’s Office and Finance Administration and Revenue Generation Division, Corporate Services Department be authorized to enter into negotiations with Yale Properties (and its various legal entities) regarding the possible sale or long-term lease extension of the City-owned lands beneath the Jackson Square development.
13. **McQuesten Urban Agriculture Social Enterprise – Urban Farm (CES14037) (Ward 4) (Item 8.9)**

That a temporary 16 month full-time project manager position within the Neighbourhood and Community Initiatives Division to develop the McQuesten Urban Farm at a cost of $131,850, to be funded from the Neighbourhood Action Strategy Fund (Project #2051255204), be approved.


(a) That the City of Hamilton enter into a partnership agreement with the Social Planning and Research Council to fund housing resource facilitation support in the Riverdale neighbourhood from September 2014 to December, 2015 in the amount of $9,500, to be funded from the Neighbourhood Action Strategy Fund (Project #2051255204); and,

(b) That the General Manager of Community and Emergency Services be authorized and directed to execute, on behalf of the City of Hamilton, the partnership agreement referenced in sub-section (a), in a form satisfactory to the City Solicitor.

15. **161 Meadowlands Boulevard – Construction Agreement between the City of Hamilton and the Hamilton-Wentworth Catholic District School Board (PW13009(a)) (Ward 12) (Item 8.11)**

(a) That the City of Hamilton enter into a construction agreement with the Hamilton-Wentworth Catholic District School Board to construct and maintain a walkway and culvert from City property onto School Board property at 161 Meadowlands Boulevard;

(b) That the construction costs estimated at $48,000 be funded from Project ID 5181260240 as allocated in the 2012 Capital Budget and that the School Board contribute $2,500 toward the walkway on school lands;

(c) That the Mayor and City Clerk be authorized and directed to execute the construction agreement referred to in subsection (a) together with all necessary associated documents, in a form satisfactory to the City Solicitor and with content acceptable to the General Manager of Public Works; and,
16. **Business Planning Sub-Committee Terms of Reference (CM14010) (Item 8.12)**

   (a) That a Business Planning Sub-Committee, reporting to the General Issues Committee, be established to oversee the evolution of Business Planning processes;

   (b) That the Sub-Committee be comprised of four (4) members of Council, and that the appropriate City staff be made available as resources to the Sub-Committee; and,

   (c) That the Business Planning Sub-Committee Terms of Reference, included as Appendix “A” to Report 14-018, be approved.

17. **Business Improvement Area Advisory Committee Report 14-001, July 8, 2014 (Item 8.13)**

   (a) **Streamlining of City Service Levels (Item 5.1)**

      That staff be directed to review all service levels provided by the City to all BIAs to ensure that all BIAs are brought up to the same service levels for equity and provide a report back to the Business Improvement Area Advisory Committee.

18. **Overview of the Oakville Health Protection Air Quality By-law Outstanding Business List Item (PED14203) (BOH14032) (City Wide) (Item 8.14)**

   (a) That Town of Oakville staff be asked to attend a future meeting of the Board of Health to provide a detailed overview of Oakville By-law 2010-035 - “A by-law to assess and control the health effects of major emissions of fine particulate matter in the Town of Oakville”;

   (b) That Planning and Economic Development and Public Health Services staff be directed to consult with Clean Air Hamilton to develop a stakeholder consultation plan for consideration by the Board of Health as part of assessing the effectiveness of a Health Protection Air Quality By-law similar to the Town of Oakville By-law for Hamilton.

19. **Lobbyist Registry (FCS13029(c)/LS13006(c)) (City Wide) (Item 8.15)**

   That Report FCS13029(c)/LS13006(c), respecting the Lobbyist Registry, be received.

(a) That City of Hamilton, design and build the Bernie Morelli Centre and related amenities including parking and green space in accordance with building massing drawing attached as Appendix B to Report CM14014;

(b) That the City work with the Hamilton-Wentworth District School Board (HWDSB), in accordance with City of Hamilton By-law #13-317, Procurement Policy #12 – Cooperative Procurements, to secure a contractor to complete the demolition of Scott Park Arena and the former Scott Park Secondary School;

(c) That the City work with the Hamilton-Wentworth District School Board (HWDSB), in accordance with City of Hamilton By-law #13-317, Procurement Policy #12 – Cooperative Procurements, to secure a proponent to complete the design of the Bernie Morelli Centre and the new secondary school;

(d) That the city owned lands as identified through Report CM14014, be declared surplus to the requirements of the City of Hamilton in accordance with the “Sale of Land Policy By-law”, being By-law No. 14-204;

(e) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to sell approximately 0.18 acres and to undertake the necessary land exchange with the Hamilton Wentworth District School Board in accordance with the “Sale of Land Policy By-law”, being By-law 14-204;

(f) That the Mayor and Clerk be authorized and directed to execute any necessary documents related to the sale of land, in a form satisfactory to the City Solicitor; and,

(g) That Planning and Economic Development Department staff be directed and authorized to proceed with a City initiated rezoning of the subject lands to facilitate the proposed Bernie Morelli Centre and new secondary school.

(h) That staff be directed to develop a short-term plan to accommodate Scott Park Baseball Association within the existing site vicinity of Scott Park;

(i) That staff be directed to develop a joint plan between the Sherman Hub, Scott Park Baseball Association and the City of Hamilton to ensure the new location to the Dominion Glass property does not leave any child behind.
(j) That Report CM14014, respecting Construction Projects in the Stadium Precinct, including recommendations (a) through (g), be forwarded to the Hamilton-Wentworth District School Board for their consideration.

21. McMaster University’s Application to the Province of Ontario’s Call for University Proposals for Major City Expansion (Item 9.1)

(a) That City Council provide a letter of endorsement to McMaster University to be included as part of the Provincial submission;

(b) That the City of Hamilton (“City”) agree, conditional on provincial support and a successful application and on compliance with the City’s Sale of Land Policy By-law, to transfer a City owned property(s) that is agreeable to both the City of Hamilton and McMaster University, for the sole and exclusive intent of fulfilling the initiative outlined within its provincial submission;

(c) That the City Manager be directed to work with staff and McMaster University to identify a specific property(s);

(d) That the City Manager be directed to report back to the General Issues Committee on the status of the application, for approval of any identified specific properties and any associated potential land negotiations;

(e) That McMaster University work with the City of Hamilton on meeting parking requirements and in the event a surface lot becomes the optimum candidate, the replacement of the lost parking spots and revenue;

(f) That the City Manager, on behalf of City Council, be directed to work with McMaster University to explore a public-private partnership, if feasible, to assist in the generation of property taxes.

22. Lobbyist Registry (Item 9.2)

(a) That the proposed by-law, being a by-law To Establish and Maintain a Lobbyist Registry, attached hereto as Appendix “A”, as amended, be passed and that the by-law be effective as of August 1, 2015 and reviewed in two years’ time;

(b) That one (1) FTE (Policy Analyst), at an estimated cost of $92,000 annually, be approved;

(c) That the Lobbyist Registrar position be combined with the City’s Integrity Commissioner position, at an estimated cost of $22,000 annually;
(d) That a one-time cost of up to $100,000 for the development of a web-based registry be approved and funded through the Unallocated Capital Levy 108020;

(e) That criteria be established for penalties in the Lobbyist Registrar’s employment contract respecting investigations that exceed the time limit, as set out in the employment contract for the Lobbyist Registrar; if a proper request for an extension is not sought out accordingly and appropriately.

23. 2014 Mountable Curb and Sidewalk Repairs in Ward 6 (Item 9.3)

(a) That the reconstruction cost for various mountable curb and sidewalk repairs on Paris Avenue and Albion Falls Boulevard within Ward 6, in the amount of $50,000.00, be funded from the Ward 6 Area Rating Special Capital Re-Investment Reserve 108056;

(b) That the General Manager of Public Works be authorized to prepare, advertise and award tenders as required for the above-noted works.

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk advised of the following changes to the agenda:

(i) Added to Item 4.5 – Correspondence related to the Delegation Request by Elizabeth Seidl, Pipeline Trail Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study

(ii) Added as Item 4.6 – Delegation Request from Tony Lemma, Kenilworth Lead Team, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study

(iii) Added as Item 4.7 – Delegation Request from Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study

(iv) Added as Item 4.8 – Delegation Request from Stefania Barrios, Buduchnist Credit Union, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study
(v) Added as Item 4.9 – Delegation Request from Nando De Caria, Hamilton-Halton Homebuilders Association, respecting Item 8.15 – Report FCS13029(c)/LS13006(c) – Lobbyist Registry


This item was withdrawn from the agenda just prior to the start of the meeting.

(vii) Added as Item 4.11 – Delegation Request from John McGreal, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct

(viii) Added as Item 4.12 – Correspondence from Frank Sperduti, Partner, Borden Ladner Gervais LLP, on behalf of the Owners of 1055 King Street East, Hamilton, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct

(ix) Added as Item 10.1 – a Notice of Motion respecting Ward 1 Area Rating Funded Projects – Bridge Fencing Improvements at Hill and Dundurn Streets and Alexander Park Master Plan

(x) Added as Item 4.13 – Delegation Request from Matthew Green, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study

(xi) Item 4.2 - Paul Fredenburg, Southern Ontario Military Museum, to seek Approval to acquire a 7.5 acre Portion of the Part 4 Land Adjacent to the Canadian Warplane Heritage Museum for further Museum Development, has been withdrawn from the agenda.

(xii) Added as Item 10.2 - a Notice of Motion, respecting Hermitage Heritage Ruins, Ancaster

(xiii) Added as Item 10.3 – a Notice of Motion, respecting Canada Post Super Mailbox Conversion in Hamilton Location Criteria & Requirements

As well, it was recommended that Item 8.16, Report CM14014 – Construction Projects in the Stadium Precinct, be moved up on the agenda to Item 7.1, as it had a presentation and there were delegates present to speak to the matter.

The agenda for the September 4, 2014 General Issues Committee meeting was approved, as amended.

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(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETINGS (Item 3)

(i) August 11, 2014 (Item 3.1)

The Minutes of the August 11, 2014 meeting of the General Issues Committee were approved, as presented.

(ii) August 15, 2014 – Special

The Minutes of the August 15, 2014 special meeting of the General Issues Committee were approved, as presented.

(d) DELEGATION REQUESTS (Item 4)

(i) Dr. Patrick Deane, President and Vice Chancellor, McMaster University and Roger Couldrey, Vice President (Administration, McMaster University, to seek Partnership in the University’s Downtown Expansion Plans and Support from the City of Hamilton in the Form of a Land Commitment for its Downtown Expansion, if approved for the Province of Ontario’s Capacity Policy Framework Competition (Item 4.1)

The delegation request from Dr. Patrick Deane, President and Vice-Chancellor, and Roger Couldrey, Vice President (Administration), of McMaster University, respecting Partnership in the University’s Downtown Expansion Plans and Support from the City of Hamilton in the Form of a Land Commitment for its Downtown Expansion, if approved for the Province of Ontario’s Capacity Policy Framework Competition, was approved to appear before Committee on September 4, 2014.

(ii) Paul Fredenburg, Southern Ontario Military Museum, to seek Approval to acquire a 7.5 acre Portion of the Part 4 Land Adjacent to the Canadian Warplane Heritage Museum for further Museum Development (Item 4.2)

This item was withdrawn by the requestor.
(iii) Julie Michal and Gerry Perry, on behalf of the Gibson Landsdale Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (no copy) (Item 4.3)

The delegation request from Julie Michal and Gerry Perry, on behalf of the Gibson Landsdale Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was approved to appear before Committee on September 4, 2014.

(iv) Cindy Stout and Tammy Heidbuurt, Crown Point Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (no copy) (Item 4.4)

The delegation request from Cindy Stout and Tammy Heidbuurt, Crown Point Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was approved to appear before Committee on September 4, 2014.

(v) Elizabeth Seidl, Pipeline Trail Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.5)

The delegation request from Elizabeth Seidl, Pipeline Trail Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was approved to appear before Committee on September 4, 2014.

(vi) Tony Lemma, Kenilworth Lead Team, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.6)

The delegation request from Tony Lemma, Kenilworth Lead Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was approved to appear before Committee on September 4, 2014.
(vii) Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.7)

The delegation request from Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was approved to appear before Committee on September 4, 2014.

(viii) Stefania Barrios, Buduchnist Credit Union, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.8)

The delegation request from Stefania Barrios, Buduchnist Credit Union, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was approved to appear before Committee on September 4, 2014.

(ix) Nando De Caria, Hamilton-Halton Homebuilders Association, respecting Item 8.15 – Report FCS13029(c)/LS13006(c) – Lobbyist Registry (Item 4.9)

The delegation request from Nando De Caria, Hamilton-Halton Homebuilders Association, respecting Item 8.15 – Report FCS13029(c)/LS13006(c) – Lobbyist Registry, was approved to appear before Committee on September 4, 2014.

(x) Bob Lively and Ross Ransom, Scott Park Baseball Association, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct (Item 4.10)

This Item was withdrawn from the agenda.

(xi) John McGreal, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct (Item 4.11)

The delegation request from John McGreal, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct, was approved to appear before Committee on September 4, 2014.
(xii) Matthew Green, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.13)

The delegation request from Matthew Green, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was approved to appear before Committee on September 4, 2014.

(e) DELEGATIONS (Item 6)

(i) Vic Djurdjevic and Kruno Perkovic, of the Nikola Tesla Educational Corporation, respecting the appropriate Location to erect a Statue of Nikola Tesla and the Naming of a Road after Mr. Nikola Tesla (Item 6.1)

Messers Djurdjevic and Perkovic provided a PowerPoint presentation and a handout respecting appropriate location to erect a statue of Nikola Tesla and the naming of a road after Mr. Tesla. The presentation included, but was not limited to, the following:

- The benefits that Mr. Tesla provided for the city of Hamilton; it was one of Mr. Tesla’s early inventions that provided Hamilton with the “Cheapest Power in Canada”.

- Mr. Tesla was born in 1856 in Europe and in 1884 he moved to USA. He was an inventor, electrical and mechanical engineer, physicist and futurist. In 1896 he invented the Niagara Falls (USA) power plant; and, in 1898, electricity generated by Tesla’s invention reached Hamilton. Mr. Tesla was also credited with 700 patents.

- Mr. Tesla was also responsible for:
  - Alternating Current – powers every home and business on this planet;
  - Electrical induction motor;
  - Remote control;
  - Hydrogen Light bulb;
  - Neon Light;
  - Tesla Coil;
  - Radio;
  - Radar;
  - X-Ray;
  - Transistor;
  - Resonant Frequency of the world;
  - Earth Quake machine;
  - Ball of Lightning;
  - Wireless communications;
Hydro-Electric Plant – Niagara Falls

Hamilton was the first city in Canada to have AC electricity; and, in the early 1900’s Hamilton was known as the “Electric City”.

The Nicola Tesla Educational Corporation would like to:

Step 1: Erect a statue of Nikola Tesla:

- City of Hamilton: Request City to authorize a site to erect a statute;
- NTEC recommends that the statue be placed in Bayfront Park, in close proximity of Waterfront Trail and Harbour Front Dr.;
- NTEC: Will fundraise 100% of the necessary funds to pay for the statue and its placement.

Step 2: Rename a significant road “Nikola Tesla”:

- Needs to have a significant connection to Tesla’s impact;
- The name change should have minimal to no impact on businesses or residence;
- The NTEC is suggesting the elevated portion of Burlington Street commencing at QEW and ending east of Ottawa St (where elevated portion drops to ground level);
- Lower level remains Burlington St.;
- Significant to Nikola Tesla (industrial growth during Electricity City age);
- No person/business would be affected;
- New “Expressway” – perceived as easier access to industrial centre (potential for new business); and,
- NTEC will absorb 100% of the costs.

A full copy of the presentation is available on the City’s web site at www.hamilton.ca

The presentation, from the Nikola Tesla Educational Corporation, respecting the appropriate location to erect a statue of Nikola Tesla and the naming of a road after Mr. Tesla, was received.

For further disposition of this matter, refer to Item 3.
(ii) Terry Langley, President of the Canadian Union of Postal Workers, Local 548 (Hamilton), respecting the Termination of Door to Door Postal Delivery by Canada Post (Item 6.2)

Terry Langley, President of the Canadian Union of Postal Workers, provided an overview of the flyer entitled “Fact vs. Fiction” that was passed out to all members of Committee.

Mr. Langley’s comments included, but were not limited to, the following:

- There are concerns respecting garbage, depreciated property values, snow removal, and seniors do not appreciate the loss of the door-to-door delivery.

- This is a new drastic change to an important public service in Hamilton.

- The changes will have a big impact on suburban areas, but much more extremely to the high density, older downtown areas, central business district and the city core.

- It may be not too late to stop implementation in those areas if the citizens exert pressure on the federal government and Canada Post Corporation.

- CUPW would like City Council to fight for the interests of the citizens of Hamilton on this particular matter and not give up easily. There will be a flood of complaints to the City when implementation occurs. Liabilities and adverse effects have not been dealt with.

A hard copy of the flyer is available on the City’s web site at www.hamilton.ca

The presentation, respecting the Termination of Door to Door Postal Delivery by Canada Post, was received.

(iii) Patrick Deane and Roger Couldrey, McMaster University, to seek Partnership in the University’s Downtown Expansion Plans and Support from the City of Hamilton in the Form of a Land Commitment for its Downtown Expansion, if approved for the Province of Ontario’s Capacity Policy Framework Competition (Item 4.1/6.3)

Dr. Patrick Deane, Roger Couldry and Dr. Susan Giroux, McMaster University, provided a PowerPoint presentation, respecting the proposed
Partnership in the University’s Downtown Expansion Plans and Support from the City of Hamilton in the Form of a Land Commitment for its Downtown Expansion, if approved for the Province of Ontario’s Capacity Policy Framework Competition.

A copy of the presentation is available on the City’s web site at [www.hamilton.ca](http://www.hamilton.ca).

The presentation, respecting the proposed Partnership in the University’s Downtown Expansion Plans and Support from the City of Hamilton in the Form of a Land Commitment for its Downtown Expansion, if approved for the Province of Ontario’s Capacity Policy Framework Competition, was received.

(iv) Paul Fredenburg, Southern Ontario Military Museum, to seek Approval to acquire a 7.5 acre Portion of the Part 4 Land Adjacent to the Canadian Warplane Heritage Museum for further Museum Development (Item 4.2/6.4)

This item had been withdrawn from the agenda.

(v) Julie Michal and Gerry Perry, on behalf of the Gibson Landsdale Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.3/6.5)

Julia Michal and Gerry Perry addressed Committee respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study. Their comments included, but were not limited to, the following:

- Spoke in favour of Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study.
- Barton will become a vibrant, engaged, safe and committed community.

The presentation from Julie Michal and Gerry Perry, on behalf of the Gibson Landsdale Community Planning Team, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was received.
(vi) Cindy Stout and Tammy Heidbuurt, Crown Point Community Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.4/6.6)

Cindy Stout, Crown Point Community Planning Team, addressed Committee respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study. Her comments included, but were not limited to, the following:

- It was important to have the authentic engagement with our community; it is all of us who shape our community.
- Vibrancy can occur for the streets and our businesses.
- Time was permitted to do outreach with our community.
- In support of the Barton Street – Kenilworth Avenue Commercial Corridors Study.

The presentation from Cindy Stout, Crown Point Community Planning Team, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was received.

(vii) Elizabeth Seidl, Pipeline Trail Planning Team, respecting Item 8.2 – Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.5/6.7)

Elizabeth Seidl, Pipeline Trail Planning Team, addressed Committee respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study. Her comments included, but were not limited to, the following:

- In support of the Barton Street – Kenilworth Avenue Commercial Corridors Study.
- Advocating for the requirement for retail/commercial at grade on Kenilworth between Barton and Roxborough.
- Beautification will make people feel welcome, and will bring people into the local businesses.
- Together we can create walkability, beautification, and healthy active living.

A copy of the presentation is available on the City’s web site at www.hamilton.ca
The presentation from Elizabeth Seidl, Pipeline Trail Planning Team, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was received.

(viii) Tony Lemma, Kenilworth Lead Team, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.6/6.8)

- Tony Lemma, Kenilworth Lead Team, spoke in favour of the Barton Street – Kenilworth Avenue Commercial Corridors Study.
- Mr. Lemma outlined the Kenilworth Lead Team’s specific recommended initiatives that included:
  - Complete Streets
  - Economic Development / Incentive to Promote Owner-Operator Businesses
  - Property Stewardship
  - Community Health – Street Beautification

A full copy of Mr. Lemma’s handout is available on the City’s web site at www.hamilton.ca.

The presentation from Tony Lemma, Kenilworth Lead Team, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was received.

(ix) Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.7/6.9)

Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, addressed Committee respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study. A documentary video short was provided respecting Kenilworth Avenue.

A copy of that video is available on the City’s web site at www.hamilton.ca.

The presentation from Chantell Kempijan and Alex Djordjevic, NDulgence Salon and Spa, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was received.
(x) Stefania Barrios, Buduchnist Credit Union, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.8/6.10)

Ms. Barrios was required to leave and was not able to be present when called upon.

(xi) Matthew Green, respecting Item 8.2 – Report PED14181 – Barton Street – Kenilworth Avenue Commercial Corridors Study (Item 4.13/6.11)

Mr. Green was required to leave for another meeting and was unable to be in attendance when called upon. However, Mr. Green did provide a copy of his presentation, which was distributed to members of the General Issues Committee.

The presentation from Matthew Green, respecting Report PED14181, Barton Street – Kenilworth Avenue Commercial Corridors Study, was received.

(xii) Nando De Caria, President, Hamilton-Halton Homebuilders Association, respecting Item 8.15 – Report FCS13029(c)/LS13006(c) – Lobbyist Registry (Item 4.9/6.12)

Nando De Caria addressed Committee respecting Report FCS13029(c)/LS13006(c) – Lobbyist Registry. Mr. De Caria’s comments included, but were not limited to, the following:

- June 18 and 25, 2014 – made submission to GIC.
- Mr. De Caria stated that he had asked to receive ongoing information regarding this information, but had not received any additional information.
- The staff report has addressed some of the concerns, but many issues remain unchanged in both scope and gravity.

The presentation Nando De Caria, Hamilton-Halton Homebuilders Association, respecting Report FCS13029(c)/LS13006(c) – Lobbyist Registry, was received.
(xiii) Bob Lively and Ross Ransom, Scott Park Baseball Association, respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct (Item 4.10/6.13)

This item was withdrawn from the agenda.


Mr. McGreal addressed Committee respecting Item 8.16 – Report CM14014 – Construction Projects in the Stadium Precinct. Mr. McGreal's comments included, but were not limited to, the following:

- Discussed the pros and cons of Report CM14014, noting that a positive effect would be that the Hamilton-Wentworth District School Board would be contributing funding for 50% of the costs for the Brian Timmis Community Park fields.

- The community losses that Mr. McGreal outlined were:
  - Green Space of Scott Park outdoor activity zone should be preserved for the community plan (recreation/activity / Prince of Whales School activity area);
  - Seniors recreation centre zone will not be compatible with students;
  - Seniors activity is high from 8:00 a.m. to 6:00 p.m. (high secondary activity)
  - Seniors walkability is 1.5 blocks from the centre for parking; and,
  - Who has priority for the 85 parking spots on the recreation site – the recreation centre or the HWDSB?

A copy of Mr. McGreal's handout is available on the City's web site at www.hamilton.ca.

The presentation from John McGreal, respecting Report CM14014 – Construction Projects in the Stadium Precinct, was received.
(f) DISCUSSION ITEMS (Item 8)

(i) Barton Street – Kenilworth Avenue Commercial Corridors Study (PED14181) (Wards 2, 3 and 4) (Item 8.2)

Alan Waterfield, Senior Planner, introduced the presentation and provided a short overview of Report PED14181.

Rob Palmer, Planning Partnership, provided a PowerPoint presentation respecting the Barton Street – Kenilworth Avenue Commercial Corridors Study.

A copy of the presentation is available on the City’s web site at www.hamilton.ca.

The presentation, respecting the Barton Street – Kenilworth Avenue Commercial Corridors, was received.

(ii) Construction Projects in Stadium Precinct (CM14014) (Ward 3) (Item 8.16)

The General Issues Committee moved into Closed Session, at 3:35 p.m., respecting Report CM14014 – Construction Projects in Stadium Precinct, pursuant to Section 8.1, Sub-section (f) of the City's Procedural By-law 10-053, and Section 239, Sub-section (f) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

(g) MOTIONS (Item 9)

Councillor J. Farr withdrew his original motion and replaced it with the following in lieu thereof:

(i) McMaster University’s Application to the Province of Ontario’s Call for University Proposals for Major City Expansion (Item 9.1)

WHEREAS, the Province of Ontario released its Major Capacity Expansion Call for University Proposals on March 27, 2014;

AND WHEREAS, this capacity expansion program has been put in place in order to meet the government’s commitment to provide 60,000 additional post-secondary education spaces across Ontario;
AND WHEREAS, McMaster University has submitted a Notice of Intent that it would be responding to the request for proposal on June 26, 2014, as required by the Province;

AND WHEREAS, the closing date for the full proposal submission is September 26, 2014;

AND WHEREAS, numerous municipalities are seeking an expanded post-secondary presence and that securing such a campus is very competitive, and such it is anticipated that only a small number of large projects will be successful;

AND WHEREAS, the City of Hamilton and McMaster University have a long standing and successful relationship;

AND WHEREAS, there is a role the University and its students play in the city’s economic development, growth and prosperity;

AND WHEREAS, McMaster is interested in expanding its presence in the downtown Hamilton core;

AND WHEREAS, the eligibility requirements for such an expansion include, but are not limited to, the following:

- demonstrated need;
- the accommodation of growth of more than 1,000 full-time students in the short term, with the potential to accommodate longer-term growth of 5,000 to 10,000 over the next 20 years;
- a new facility larger than 70,000 square feet, primarily for academic purposes;
- projects must improve local student access to post-secondary education in the short term;
- projects will be evaluated on the amount of support from the host; community or municipality (including financial contributions and/or land ownership);
- institutions making submissions will be required to provide evidence of support for their proposal, including documentation of land ownership or leasing contracts, documentation of municipal commitment or funding and letters of support;
- priority will be given to proposals in regions that have been experiencing sustained population and post-secondary education demand growth, and that are under served in terms of post-secondary education opportunities;
tangible regional economic benefits, combined with potential for province-wide benefit, based on labour force skills and economic growth;

THEREFORE BE IT RESOLVED:

(a) That City Council provide a letter of endorsement to McMaster University to be included as part of the Provincial submission;

(b) That the City of Hamilton (“City”) agree, conditional on provincial support and a successful application and on compliance with the City’s Sale of Land Policy By-law, to transfer a City owned property(s) that is agreeable to both the City of Hamilton and McMaster University, for the sole and exclusive intent of fulfilling the initiative outlined within its provincial submission;

(c) That the City Manager be directed to work with staff and McMaster University to identify a specific property(s);

(d) That the City Manager be directed to report back to the General Issues Committee on the status of the application, for approval of any identified specific properties and any associated potential land negotiations;

(e) That McMaster University work with the City of Hamilton on meeting parking requirements and in the event a surface lot becomes the optimum candidate, the replacement of the lost parking spots and revenue.

The motion, CARRIED on a Standing Recorded voted, as shown below:

Yeas: Bratina, McHattie, Farr, Merulla, Collins, Jackson, Whitehead, Partridge, Pasuta, Powers, Ferguson, Johnson, Pearson
Total: 13
Nays: None
Total: 0
Absent: Morrow, Duvall, Clark
Total: 3

(ii) Lobbyist Registry (Item 9.2)

The Motion respecting the Lobbyist Registry was lifted from the table.

For disposition of this matter, please refer to Item 22 above.
The motion, CARRIED on a Standing Recorded voted, as shown below:

**Yeas:** Bratina, McHattie, Farr, Merulla, Collins, Jackson, Whitehead, Partridge, Pasuta, Powers, Ferguson, Johnson, Pearson

Total: 13

**Nays:** None

Total: 0

**Absent:** Morrow, Duvall, Clark

Total: 3

(h) **NOTICES OF MOTION (Item 10)**

Councillor B. McHattie introduced the following Notice of Motion:

(i) **Ward 1 Area Rating Funded Projects – Bridge Fencing Improvements at Hill and Dundurn Streets and Alexander Park Master Plan (Item 10.1)**

(a) That $27,500 from the Ward 1 Area Rating Reserve be allocated to relocating and securing the fencing at Hill and Dundurn Streets to improve safety, and re-painting the bridge fencing on Dundurn Street.

(b) That the General Manager of Public Works be authorized and directed to prepare, advertise and award tenders, as required, for relocating and securing the fencing at Hill and Dundurn Streets to improve safety, and re-painting the bridge fencing on Dundurn Street.

(c) That $60,000 from the Ward 1 Area Rating Reserve be allocated to undertake the Master Plan process for Alexander Park.

(d) That the General Manager of Public Works be authorized and directed to prepare, advertise and award tenders, as required, for the undertaking of the Master Plan process for Alexander Park.

Councillor L. Ferguson introduced the following Notice of Motion:

(ii) **Hermitage Heritage Ruins, Ancaster (Item 10.2)**

WHEREAS, The Hermitage is a heritage property designated under the Ontario Heritage Act and the ruins are in a state of collapse;

AND WHEREAS, the Hamilton Conservation Authority (HCA) has requested a Heritage permit for removal of portions of the ruins;

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AND WHEREAS, the HCA would prefer to keep the existing structure but lack sufficient funds to complete the work;

AND WHEREAS, at the Council meeting of August 15, 2014 the Heritage Permit application was referred to the Ward Councillor to try to find a solution to salvage the existing structure;

AND WHEREAS, the HCA is prepared to use the $200,000 that has been allocated for the demolition for an alternative solution;

AND WHEREAS, there has been significant interest in the community to support the restoration of the ruins;

AND WHEREAS, it has been suggested the cost of the proper restoration of the Hermitage is in the area of $600,000;

THEREFORE BE IT RESOLVED:

(a) That the City accept the Hamilton Conservation Authority suggestion to reallocate their $200,000 to demolish the structure to 1.5 meters above grade be reallocated to repair of the existing structure.

(b) That the City allocate $200,000 from Council’s Strategic Capital Reserve Account 108022.

(c) That the balance of funds required to complete the project come from the community.

(d) That the $200,000 from the City be contingent on receiving Heritage Permit approval for the restoration of the ruins, including the specifications of the repair method and adequate funds are raised from the community, beyond the City and HCA commitments to finish the project.

Councillor T. Whitehead introduced the following Notice of Motion, on behalf of Councillor S. Duvall:

(iii) Canada Post Super Mailbox Conversion in Hamilton Location Criteria & Requirements

WHEREAS, Canada Post has announced that it will be changing mail delivery in several communities within Hamilton in 2015 to convert residents from home delivery to community “super” mailboxes (CMB’s) in order to cut their labour costs;

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AND WHEREAS, Canada Post has exclusive jurisdiction over Postal Services in Canada, and Whereas Canada Post has announced that it intends to install community mailboxes within the municipal road allowance on public roadways with Hamilton;

AND WHEREAS, pursuant to the Municipal Act the City has authority to regulate with respect to public highways and in particular, authority to regulate to ensure the protection of property, the prevention of nuisance, and the health, safety and well-being of its inhabitants;

AND WHEREAS, Canada Post is embarking on a conversion without appropriate criteria being in place to address health and safety concerns, among other issues, of Council and citizens of Hamilton;

AND WHEREAS, Council believes that CMB's are inconvenient and inaccessible, especially for seniors and persons with mobility issues and they are vulnerable to break-ins and theft,

THEREFORE BE IT RESOLVED:

That staff be directed to provide a report to the General Issues Committee with respect to options available to the City to prevent installation of community super mailboxes in the City’s road allowances pending agreement with Canada Post on appropriate locational criteria and such other measures as may be necessary to prevent safety hazards, property damage or nuisance, before the installation of community mailboxes by Canada Post proceeds.

(i) Amendments to the Outstanding Business List (Item 11.1)

The matter respecting “HWCDSB Surplus Land at 161 Meadowlands Blvd.” was identified as complete and removed from the Outstanding Business List of the General Issues Committee.

(j) PRIVATE & CONFIDENTIAL (Item 12)

12.1 Personnel Matter

The General Issues Committee moved into Closed Session, at 5:55 p.m., respecting a Personnel Matter, pursuant to Section 8.1, Sub-section (b) of the City’s Procedural By-law 10-053, and Section 239, Sub-section (b) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains personal matters about an identifiable individual, including municipal or local board employees.
Staff were provided with direction in Closed Session.

(k) ADJOURNMENT (Item 13)

There being no further business, the General Issues Committee adjourned at 6:14 p.m.

Respectfully submitted,

Deputy Mayor C. Collins, Chair
General Issues Committee

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk
Business Planning Sub-Committee

TERMS OF REFERENCE

1) **Purpose**

To provide leadership and direction during the 2014 to 2018 term of Council for the transformation of the City’s Business Planning process.

The goal is to develop an updated process for communicating the cost and performance of City services, based on the Community Vision, Strategic Plan and Council priorities.

The benefits of an updated Business Planning process will be:

- An integrated communication, planning and prioritization tool that serves as an annual performance report, annual and multi-year budget (capital and operating), trends, challenges, risk analysis and action plans
- A single source of information for Council for informed decision-making about City projects, programs and services
- An easy to understand and transparent communication tool for the community about City services
- Tools and improved processes to effectively respond to Council and community questions
- Improved assessment of resources (people, process and technology) required to deliver Council priorities

2) **Responsibilities**

a) To work with staff, Council and the Community to ensure that the City of Hamilton’s Business Planning process is developed and implemented in a manner that is reflective of a citizen-centred government and that supports long term financial sustainability.

b) Ensure that current processes used for decision making are integrated into the new Business Planning process, including but not limited to: service profiles, business planning, rate budget, tax operating budget, tax capital budget, user fees and audited financial statements.

c) Provide advice to staff to ensure that Council and community needs and expectations are considered during the development, transition and implementation of an updated Business Planning process.

d) Ensure that the Business Planning process that is developed reflects the City’s Corporate Culture Pillars (Sensational Services, Steadfast Integrity, Collective Ownership, Courageous Change and Engaged Empowered Employees) and Values (Respect, Excellence, Accountability, Leadership, Equity, Teamwork, Honesty,
Innovation, Cost Consciousness).

3) **Membership and Reporting Structure**

Reporting to the General Issues Committee, the Sub-Committee membership will consist of four (4) members of Council, who are appointed for the term of Council. The Chair will be nominated and appointed by the Sub-Committee at its first meeting.

4) **Meetings**

The Sub-Committee shall meet at least quarterly, or as required at the call of the Chair.

5) **Voting & Attendance:**

For purposes of voting, majority means more than half of the members present and voting.

A quorum for the purposes of voting shall be 50% plus 1 of the members on the Committee.

6) **Sub-Committee Staff Support**

The following Staff will be required resources to this Sub-Committee:

- City Manager
- General Manager of Finance & Corporate Services
- Director, Corporate Initiatives or designate
- Director, Financial Policy & Planning or designate
- Support staff as required, that are involved in development and implementation of the Business Planning process
- City Clerk’s Legislative support

7) **Time Frame**

The Sub-Committee will be for the 2014-2018 Term of Council, which is the expected timeframe for the development and implementation of an updated Business Planning process.
AUDIT, FINANCE & ADMINISTRATION COMMITTEE
REPORT 14-007
9:30 a.m.
September 8, 2014
Council Chambers
Hamilton City Hall
71 Main Street West

Present: Councillors R. Powers (Chair), B. Clark (Vice Chair), B. Johnson, M. Pearson, C. Collins

Absent: Councillor R. Morrow – Personal

THE AUDIT, FINANCE & ADMINISTRATION COMMITTEE PRESENTS REPORT 14-007 AND RESPECTFULLY RECOMMENDS:

1. 2014 Second Quarter Emergency and Non-competitive Procurements Report (FCS14013(a)) (City Wide) (Item 5.2)

That Report FCS14013(a) respecting 2014 Second Quarter Emergency and Non-competitive Procurements be received.

2 2014 Second Quarter Non-compliance with the Procurement Policy Report (FCS14014(a)) (City Wide) (Item 5.3)

That Report FCS14014(a) respecting 2014 Second Quarter Non-compliance with the Procurement Policy be received.

3. 2014 Second Quarter Tender Report (FCS14015(a)) (City Wide) (Item 5.4)

That Report FCS14015(a) respecting 2014 Second Quarter Tender Report be received.
4. **One Time Ice Storm Assistance Program Update (FCS14042(a)) (City Wide) (Item 5.5)**

That Report FCS14042(a) respecting One Time Ice Storm Assistance Program Update be received.

5. **Anti-Racism Resource Centre Project (FCS14044) (City Wide) (Outstanding Business List Item) (Item 5.6)**

That Report FCS14044 respecting Anti-Racism Resource Centre Project be received.

6. **Reserve/Revenue Fund Investment Performance Report - June 30, 2014 (FCS14059) (City Wide) (Item 5.7)**


7. **Hamilton Future Fund Investment Performance Report - June 30, 2014 (FCS14064) (City Wide) (Item 5.8)**


8. **Cemetery Accounts Investment Performance Report - June 30, 2014 (FCS14065) (City Wide) (Item 5.9)**


9. **Annual Tax Arrears Information – as of December 31, 2013 (FCS14066) (City Wide) (Item 5.10)**

That Report FCS14066 respecting Annual Tax Arrears Information – as of December 31, 2013 be received.

10. **Annual Report on Assessment/Tax Appeals as of December 31, 2013 (FCS14067) (City Wide) (Item 5.11)**

That Report FCS14067 respecting the Annual Report on Assessment/Tax Appeals as of December 31, 2013 be received.
11. **Tax Appeals under Sections 357 and 358 of the Municipal Act (2001) (FCS14016(c)) (City Wide) (Item 5.12)**

   (a) That Appendix “A”, attached hereto, respecting the “Tax Appeals processed under Section 357 of the Municipal Act, 2001”, in the amount of $141,120 be approved;

   (b) That Appendix “B” attached hereto, respecting the “Tax Appeals, due to a Gross or Manifest Clerical Error, Pursuant to Section 358 of the Municipal Act, 2001”, in the amount of $43,711 be approved.

12. **2013 Provincial Offences Annual Report (CM14012) (City Wide) (Item 5.13)**

    That Report CM14012 respecting 2013 Provincial Offences Annual Report be received.

13. **Tax and Rate Operating Budget Variance Report as of June 30, 2014 – Budget Control Policy Transfers (FCS14047(a)) (City Wide) (Item 5.14)**

    (a) That one-time City proceeds from revenue resulting from a fine levied for the contravention of environmental standards, in the amount of $390,000, be transferred to a newly established Environmental Mitigation Reserve (108061) to be used for environmental mitigation tools and community development initiatives focused on air quality; and

    (b) That, in accordance with the “Budgeted Complement Control Policy”, the 2014 complement transfer, transferring complement from one department/division to another with no impact on the levy, as outlined in Appendix “C” attached hereto, be approved.

14. **Freedom of Information Quarterly Report (April 1 to June 30, 2014) (CL14005(a)) (City Wide) (Item 5.15)**

    That Report CL14005(a) respecting Freedom of Information Quarterly Report (April 1 to June 30, 2014) be received.

15. **2013 Reserve Report (FCS14057) (Item 8.2)**

    (a) That the 2013 Reserve Report and the 2013 Reserves Detail Report, with 2012 Comparative figures and 2014 Projections, attached to Report FCS14057, be approved;

    (b) That the reserves attached to Report FCS14057 be closed and the outstanding balances be transferred.

  Council – September 10, 2014
16. Proposed Write-offs of Outstanding Fines for Provincial Offences (CM14013) (City Wide) (Item 8.3)

That staff be authorized to write-off the following outstanding Provincial Offences deemed uncollectible, in the total amount of $413,742.20:

(i) $386,230 in uncollectible fines with a due date of December 31, 2006 and prior;

(ii) $27,511.68 for underpayments from July 1, 2013 through June 27, 2014.

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk advised of the following changes:

(i) Added as Item 4.2 – L.S. DeLisser, Jamaica Foundation (Hamilton), respecting support of the Anti-Racism Resource Centre (request to speak today)

(ii) Added as Item 4.3 – Dr. Ameil Joseph, McMaster University, respecting support of the Anti-Racism Resource Centre (request to speak today)

(iii) Added as Item 4.4 – Ismael Traora respecting support of the Anti-Racism Resource Centre (request to speak today)

(iv) Item 8.1 – Network Communications and Server Hardware Standardization (FCS14038) (City Wide) has been withdrawn

(v) Added as Item 11.1(a)(iii) – Item “F” – Stop Gap Ramp Initiative

Current Due Date: September 8, 2014
Proposed New Due Date: February 9, 2015

The agenda for the September 8, 2014 Audit, Finance & Administration Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.
(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)

(i) August 13, 2014 (Item 3.1)

The Minutes of the August 13, 2014 meeting of the Audit, Finance and Administration Committee were approved, as presented.

(d) DELEGATION REQUESTS (ITEM 4)

(i) Karima Yacoub respecting the Anti-Racism Resource Centre Report (request to speak today) (Item 4.1)

(a) The request from Karima Yacoub, respecting the Anti-Racism Resource Centre Report, was approved; and

(b) The Rules of Order were waived in order for the delegate to appear before the Audit, Finance & Administration Committee at the meeting.

(ii) L.S. DeLisser, Jamaica Foundation (Hamilton), respecting support of the Anti-Racism Resource Centre (request to speak today) (Item 4.2)

(a) The request from L.S. DeLisser, Jamaica Foundation (Hamilton), respecting support for the Anti-Racism Resource Centre, was approved; and

(b) The Rules of Order were waived in order for the delegate to appear before the Audit, Finance & Administration Committee at the meeting.

(iii) Dr. Ameil Joseph, McMaster University, respecting support of the Anti-Racism Resource Centre (request to speak today) (Item 4.3)

(a) The request from Dr. Ameil Joseph, McMaster University, respecting support for the Anti-Racism Resource Centre, was approved; and

(b) The Rules of Order were waived in order for the delegate to appear before the Audit, Finance & Administration Committee at the meeting.
(iv) Ismael Traora respecting support of the Anti-Racism Resource Centre (request to speak today) (Item 4.4)

(a) The verbal request from Ismael Traora respecting support for the Anti-Racism Resource Centre, was approved; and

(b) The Rules of Order were waived in order for the delegate to appear before the Audit, Finance & Administration Committee at the meeting.

(e) CONSENT ITEMS (ITEM 5)

(i) Minutes of Various Advisory Committee Meetings:

The following Advisory Committee Minutes, were received:

(a) Committee Against Racism, June 24, 2014

(b) Aboriginal Advisory Committee, June 5, 2014

(ii) Anti-Racism Resource Centre Project (FCS14044) (City Wide) (Outstanding Business List Item) (Item 5.6)

Staff were directed to report back to the September 22, 2014 Audit, Finance & Administration Committee meeting with an action plan, including funding, respecting the Anti-Racism Resource Centre Project.

For disposition of this matter, refer to Item 5.

(f) DELEGATIONS (ITEM 6)

(i) Karima Yacoub respecting the Anti-Racism Resource Centre Report (Item 6.1)

Karima Yacoub provided a verbal presentation respecting support for the Anti-Racism Resource Centre

The presentation respecting the Anti-Racism Resource Centre Report was received.
(ii) L.S. DeLisser, Jamaica Foundation (Hamilton), respecting support of the Anti-Racism Resource Centre (Item 6.2)

L.S. DeLisser, Jamaica Foundation (Hamilton), provided a verbal presentation respecting support for the Anti-Racism Resource Centre.

The presentation respecting support of the Anti-Racism Resource Centre was received.

(iii) Dr. Ameil Joseph, McMaster University, respecting support of the Anti-Racism Resource Centre (Item 6.3)

Dr. Joseph, McMaster University, provided correspondence in his absence respecting support for the Anti-Racism Resource Centre.

The correspondence from Dr. Joseph, McMaster University, respecting support of the Anti-Racism Resource Centre was received.

(iv) Ismael Traoro respecting support of the Anti-Racism Resource Centre Project (Item 6.4)

Ismael Traoro provided a verbal presentation respecting support for the Anti-Racism Resource Centre Project.

The presentation respecting support of the Anti-Racism Resource Centre was received.

(g) DISCUSSION ITEMS (Item 8)

(i) Network Communications and Server Hardware Standardization (FCS14038) (City Wide) (Item 8.1)

Item 8.1 was withdrawn.

(h) GENERAL INFORMATION / OTHER BUSINESS (Item 11)

(i) Amendments to the Outstanding Business List (Item 11.1)

1. The proposed new due dates for the following Audit, Finance & Administration Committee’s Outstanding Business List items, were approved:

   (aa) Item “K” – Corporate Culture, Values & Ethics for City Employees

   Council – September 10, 2014
Current Due Date: September 8, 2014
Proposed New Due Date: February 9, 2015

(bb) Item “P” - Live Streaming of Audio and Video at City Hall
Upper and Lower Lobby Areas
Current Due Date: September 8, 2014
Proposed New Due Date: September 22, 2014

(cc) Item “F” – Stop Gap Ramp Initiative
Current Due Date: September 8, 2014
Proposed New Due Date: February 9, 2015

2. The following Audit, Finance & Administration Committee’s Outstanding Business List item was removed:

(aa) Item “H” – CRTC – Fibre Optic Cable in Rural Areas
(This item has been received by both the Planning Committee and Council.)

(i) ADJOURNMENT (Item 13)

There being no further business, the Audit, Finance & Administration Committee, adjourned at 10:20 a.m.

Respectfully submitted,

Councillor R. Powers, Chair
Audit, Finance & Administration Committee

Jasmine Branton
Legislative Coordinator
Office of the City Clerk
<table>
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<tr>
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<th>Address</th>
<th>Description</th>
<th>Value</th>
<th>Year</th>
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<tbody>
<tr>
<td>357-13-135</td>
<td>193 Cannon St E</td>
<td>Tax Class Conversion – now all residential</td>
<td>-923.44</td>
<td>2013</td>
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<td>357-13-158</td>
<td>0 Webster Rd</td>
<td>Gross or Manifest Error – incorrect acreage on the roll number</td>
<td>-6,771.73</td>
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<td>357-13-168</td>
<td>121 Augusta St</td>
<td>Exempt – residential children’s mental health treatment facility</td>
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<td>4 Fitch Ave</td>
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<td>357-13-196</td>
<td>93 Penny Lane</td>
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<td>357-13-201</td>
<td>588 Moxley Rd</td>
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<td>357-13-202</td>
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<td>Demolition of structures</td>
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<td>2013</td>
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<td>1266 South Service Rd</td>
<td>Demolition of all structures</td>
<td>-1,449.79</td>
<td>2013</td>
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<td>357-13-214</td>
<td>580 Moxley Rd</td>
<td>Demolition of structures</td>
<td>-246.08</td>
<td>2013</td>
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<td>357-13-218</td>
<td>1494 Powerline Rd W</td>
<td>Demolish fire damaged house</td>
<td>-278.24</td>
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<td>357-13-221</td>
<td>112 Pearl St N</td>
<td>Demolition of 1 ½ storey veneer single family dwelling</td>
<td>-143.15</td>
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<tr>
<td>357-13-220</td>
<td>122 Dundas St E</td>
<td>Demolition of 1 storey brick veneer house</td>
<td>-751.77</td>
<td>2013</td>
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<td>357-13-222</td>
<td>2477 Norman Rd</td>
<td>Demolition of unserviced garage</td>
<td>-13.61</td>
<td>2013</td>
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<td>357-13-225</td>
<td>233 Herkimer St</td>
<td>Demolition of old detached garage</td>
<td>-80.35</td>
<td>2013</td>
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<td>357-13-226</td>
<td>83 Stone Church Rd W</td>
<td>Demolition of single family dwelling</td>
<td>-389.38</td>
<td>2013</td>
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<tr>
<td>Account</td>
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<td>Tax</td>
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<td>-198.18</td>
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<td>357-13-228</td>
<td>4235 Woodburn Rd</td>
<td>Demolition of single family dwelling</td>
<td>-233.15</td>
<td>2013</td>
</tr>
<tr>
<td>357-13-231</td>
<td>9 East St N</td>
<td>Demolition of unserviced garage</td>
<td>-12.84</td>
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<td>357-13-235</td>
<td>365 Glancaster Rd</td>
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<td>-148.59</td>
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<td>357-13-236</td>
<td>1261 Golf Cub Rd</td>
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<td>-39.18</td>
<td>2013</td>
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<td>357-13-241</td>
<td>5085 Trinity Church Rd</td>
<td>Demolition of single family dwelling and detached garage</td>
<td>-31.14</td>
<td>2013</td>
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<td>357-13-244</td>
<td>113 Gertrude St</td>
<td>Demolition of house after second fire</td>
<td>-438.16</td>
<td>2013</td>
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<tr>
<td>357-13-246</td>
<td>129 East 16th St</td>
<td>Demolition of inground pool</td>
<td>-52.42</td>
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<td>357-13-255</td>
<td>12 Ellen St</td>
<td>Tax Class Conversion – now all residential</td>
<td>-452.20</td>
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<td>357-13-264</td>
<td>823 Highway 8</td>
<td>Demolition of structures now commercial vacant land</td>
<td>-485.78</td>
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<td>357-14-003</td>
<td>1162 Mud St E</td>
<td>Demolition of original house</td>
<td>-803.52</td>
<td>2014</td>
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<td>357-14-004</td>
<td>414 John St N</td>
<td>Demolition of single family dwelling</td>
<td>-822.41</td>
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<td>357-14-006</td>
<td>9879 Airport Rd</td>
<td>Demolition of single family dwelling</td>
<td>-1,780.80</td>
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<td>357-14-007</td>
<td>9705 Airport Rd</td>
<td>Demolition of single family dwelling and accessory structures</td>
<td>-435.67</td>
<td>2014</td>
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<tr>
<td>357-14-008</td>
<td>15 Sherwood Rise</td>
<td>Demolition of single family dwelling</td>
<td>-1,528.54</td>
<td>2014</td>
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City of Hamilton  
Corporate Services Department  
Taxation Division  
Section “357” Tax Appeals of the Municipal Act, 2001

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<td>357-14-018</td>
<td>65 Beland Ave N</td>
<td>Fire- house demolished after fire</td>
<td>-932.92</td>
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<td>357-14-020</td>
<td>1155 Beach Blvd</td>
<td>Tax Class Conversion to PILT – lease expired</td>
<td>-15.29</td>
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<td>357-14-021</td>
<td>1212 Fennell Ave E</td>
<td>Cancelled processed on PRAN</td>
<td>0.00</td>
<td>2014</td>
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<td>357-14-022</td>
<td>1212 Fennell Ave E</td>
<td>Gross or Manifest Error parking spots 3,000 not 30,000</td>
<td>-374.56</td>
<td>2014</td>
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<td>357-14-037</td>
<td>9451 Dickenson Rd</td>
<td>Demolition of single family dwelling</td>
<td>-1,027.28</td>
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<td>357-14-043</td>
<td>313 Fennell Ave E</td>
<td>Demolition of single family dwelling</td>
<td>-607.36</td>
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<td>357-14-045</td>
<td>104 Cumming Ct</td>
<td>Demolition of structures</td>
<td>-1,066.83</td>
<td>2014</td>
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<td>357-14-053</td>
<td>110 King St W</td>
<td>Exempt – capital facility</td>
<td>-91,031.87</td>
<td>2014</td>
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<td>357-14-055</td>
<td>10 Knowles St</td>
<td>Demolition of original structure new home under construction</td>
<td>-402.29</td>
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<td>357-14-063</td>
<td>212 First Rd W</td>
<td>Demolition of all structures</td>
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<td>357-14-064</td>
<td>106 Winona Rd</td>
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<td>-845.80</td>
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<td>357-14-065</td>
<td>127 Millen Rd</td>
<td>Demolition of structures</td>
<td>-339.77</td>
<td>2014</td>
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<td>357-14-070</td>
<td>270 Dewitt Rd</td>
<td>Demolition of structures</td>
<td>-749.27</td>
<td>2014</td>
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<tr>
<td>357-14-072</td>
<td>55 Second Rd N</td>
<td>Cancelled processed on PRAN</td>
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<td>357-14-076</td>
<td>149 Main S W</td>
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<td>-1,157.79</td>
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<tr>
<td>357-14-079</td>
<td>305 Highway 52</td>
<td>Fire – structures demolished due to extensive fire damage</td>
<td>-2,515.40</td>
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<td>357-14-081</td>
<td>0 Weaver Dr</td>
<td>Exempt – property dedicated to the City</td>
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<td>357-14-082</td>
<td>0 Weaver Dr</td>
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<td>357-14-085</td>
<td>40-44 Flamboro St</td>
<td>Demolition of house and garage property to be severed</td>
<td>-1,609.42</td>
<td>2014</td>
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<tr>
<td>357-14-090</td>
<td>200 Brookview Ct</td>
<td>Demolition of house and detached garage</td>
<td>-227.04</td>
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<td>357-14-093</td>
<td>1269 Mud St E</td>
<td>Demolition denied, structure not assessed due to poor condition</td>
<td>0.00</td>
<td>2014</td>
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<td>357-14-095</td>
<td>336 Mapledene Dr</td>
<td>Demolition of single family dwelling</td>
<td>-177.85</td>
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<tr>
<td>357-14-096</td>
<td>99 Central Dr</td>
<td>Demolition of house and garage</td>
<td>-238.69</td>
<td>2014</td>
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<td>357-14-103</td>
<td>1297 Baseline Rd</td>
<td>Demolition of all structures</td>
<td>-1,005.26</td>
<td>2014</td>
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<td>357-14-110</td>
<td>1026 Highway 8</td>
<td>Demolition of single family dwelling</td>
<td>0.00</td>
<td>2014</td>
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<td><strong>-141,120.10</strong></td>
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City of Hamilton  
Corporate Services Department  
Taxation Division  
Section “358” Tax Appeals of the Municipal Act, 2001

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<tr>
<th>Property ID</th>
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<th>Reason for Adjustment</th>
<th>Amount</th>
<th>Year</th>
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<td>358-13-004</td>
<td>0 Haldibro Rd</td>
<td>Gross or Manifest Error correcting tax qualifier no $$ value</td>
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<td>358-13-083</td>
<td>121 Augusta</td>
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<td>-6912.89</td>
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<td>Gross or Manifest Error parking spots 3,000 each</td>
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<td>358-14-002</td>
<td>1212 Fennell Ave E</td>
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<td>358-14-013</td>
<td>142 Barton St E</td>
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<td>-229.02</td>
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<td>358-14-014</td>
<td>0 Rymal Rd E</td>
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<tr>
<td>358-14-019</td>
<td>232 Stonehenge Unit 32</td>
<td>Gross or Manifest Error fire carried forward now back into their home</td>
<td>-1,202.21</td>
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<td>358-14-002</td>
<td>77 Meadowlands Blvd</td>
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<td>-1186.82</td>
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<td>358-14-021</td>
<td>59 Gregorio Ave</td>
<td>Exempt - custom built home for special needs child – partial exemption</td>
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<td>358-14-024</td>
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<td><strong>TOTAL</strong></td>
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<td><strong>-43,711.01</strong></td>
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</table>
### CITY OF HAMILTON
### BUDGETED COMPLEMENT TRANSFER SCHEDULE

#### STAFF COMPLEMENT CHANGE

**Complement Transfer to another division or department**

<table>
<thead>
<tr>
<th>ITEM #</th>
<th>TRANSFER FROM</th>
<th>TRANSFER TO</th>
<th>FTE</th>
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<tbody>
<tr>
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<td>Division</td>
<td>Position Title (2)</td>
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<tr>
<td>1.1</td>
<td>Legislative</td>
<td>Mayor's Office</td>
<td>Advisor Policy &amp; Planning</td>
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</tbody>
</table>

**Explanation:** The purpose of this role is to begin assisting senior staff on the City's government relations efforts. The City Manager's Office has made governmental relations a priority as has City Council, with the endorsement of Council approved priorities. A framework and detailed strategy must now be developed for continued and sustainable government relations. This role will further support Council determined priorities and advocacy with senior levels of government.

**Note** - Complement transfers include the transfer of corresponding budget.

(1) - All other budgeted complement changes that require Council approval per Budgeted Complement Control Policy must be done through either separate report or the budget process (i.e., increasing/decreasing budgeted complement, changing budgeted complement type).

(2) - If a position is changing, the impact of the change must be within 1 pay band or separate Council approval is required.
Present: Councillor J. Farr, Chair  
Councillor S. Merulla, Vice-Chair  
Councillors S. Duvall, T. Jackson, R. Morrow, J. Partridge and T. Whitehead

Absent with Regrets: Councillor B. McHattie, personal

Also Present: Councillor C. Collins

THE EMERGENCY AND COMMUNITY SERVICES COMMITTEE PRESENTS REPORT 14-005 AND RESPECTFULLY RECOMMENDS:

1. Capital Projects' Status Report as of June 30, 2014 (CES14038) (City Wide) (Item 5.2)


2. Honorary Chair of the Hamilton Veteran’s Committee Report (HVC14-004) (City Wide) (Item 8.1)

   That William M. McCulloch be named Honorary Chair of the Hamilton Veterans Committee in recognition of his role in establishing the Hamilton Veterans Committee.
3. Recreation Concessions at City Operated Facilities (CES14014(a)) (City Wide) (Outstanding Business List Item) (Item 8.2)

That Report CES14014(a) respecting Recreation Concessions at City Operated Facilities, be received.

4. Social Housing Reserve Fund Studies (CES14020) (City Wide) (Item 8.3)

That Report CES14020 respecting Social Housing Reserve Fund Studies, be received.

5. Additional Community Homelessness Prevention Initiative Funding (CES14051) (City Wide) (Item 8.4)

That Report CES14051 respecting Additional Community Homelessness Prevention Initiative Funding, be received.

6. Pilot Project to Increase Access to Recreation Opportunities for Domiciliary Hostel Residents (CES14048) (City Wide) (Item 8.5)

That the General Manager of the Community and Emergency Services Department or her designate, be authorized and directed to enter into a funding agreement for a pilot project, in a form satisfactory to the City Solicitor, with Wesley Urban Ministries for a total of $80,000 to provide recreation opportunities for Domiciliary Hostel residents to be funded from Community Homelessness Prevention Initiative (CHPI) funding.

7. Additional Contract Analyst Position to Housing Services Division Budgeted Complement (CES14047) (City Wide) (Item 8.6)

That the General Manager of the Community and Emergency Services Department or her designate be authorized to delete a Case Aide position (Job Code 1435) from the Housing Services Division’s budgeted complement and replace the position with a Contract Analyst (Job Code 2860) at an annual cost of $92,824, representing an increase of $18,220 to be funded entirely from the 100% provincial Community Homelessness Prevention Initiative (CHPI) funding.

8. Wesley Community Homes Incorporated (CES14046) (Ward 2) (Item 8.7)

That Report CES14046 respecting Wesley Community Homes Incorporated, be received.
9. **Quality Index for Rental Units (Item 9.1)**

That the following motion be referred to the General Manager of Planning and Economic Development and the appropriate Community Services staff for a report to the Planning Committee:

That staff be directed to report on the feasibility of conducting a quality index for rental units in the City of Hamilton.

**FOR THE INFORMATION OF COUNCIL:**

(a) **CEREMONIAL ACTIVITY (Item A)**

Recognition of Rosedale Pool Lifeguard

Chair Farr and Ward Councillor Chad Collins presented a certificate of recognition to Tiffany Gallant, a Lifeguard at Rosedale Pool whose professional steadfast actions ensured that a patron of Rosedale Pool received the necessary medical attention following a bee sting.

(b) **CHANGES TO THE AGENDA (Item 1)**

The Committee Clerk advised that the reports attached to Items 8.4 and 8.6 on the agenda needed to be reversed. The Councillor’s copies have been corrected and the uploaded electronic copies are correct.

The agenda was approved as amended.

(c) **DECLARATIONS OF INTEREST (Item 2)**

There were none declared.

(d) **APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)**

(i) **June 9, 2014**

The Minutes of the June 9, 2014 meeting were approved as presented.
(e) DELEGATION REQUESTS

The following delegation request was approved for a future meeting:

(i) Tom Cooper, on behalf of the Hamilton Roundtable for Poverty Reduction, to provide an update on the Work of the Roundtable and Information in Changes to the Roundtable’s Sponsor Organization. (Item 4.1)

(f) CONSENT ITEMS (Item 5.1)

(i) Various Advisory Committee Minutes for Information

The following Advisory Committee Minutes/Meeting Notes were received:

(a) Hamilton Veterans Committee Minutes of May 13, 2014
(b) Hamilton Veterans Committee Minutes of June 17, 2014
(c) Hamilton Veterans Committee Minutes of July 8, 2014
(d) Food & Shelter Advisory Committee Meeting Notes of March 27, 2014
(e) Food & Shelter Advisory Committee Minutes of April 23, 2014
(f) Food & Shelter Advisory Committee Meeting Notes of May 23, 2014
(g) Food & Shelter Advisory Committee Meeting Notes of June 26, 2014
(h) Seniors Advisory Committee Minutes of May 2, 2014

CARRIED

(g) PRESENTATIONS (Item 7)

(i) Hamilton Veterans Committee Presentation of their Accomplishments To-date (Item 7.1)

Robert Fyfe, Chair of the Hamilton Veterans Committee was not in attendance. Committee agreed that the presentation be deferred to the next meeting.
(ii) Food and Shelter Advisory Committee presentation of their accomplishments to date (Item 7.2)

Medora Uppal, Chair of the Food and Shelter Advisory Committee made a PowerPoint presentation providing an overview of the Committee’s 2014 Milestones and copies of the hand-out were distributed and a copy has been uploaded onto the City’s website.

The topics covered by Medora Uppal included the following:

- Overview;
- Why does the Food and Shelter Advisory Committee exist?
- Mandate;
- Interests for 2014;
- 2014 Activities;
- 2014 Acknowledgments;
- Future Considerations.

Chair Uppal responded to questions from Committee.

Committee thanked the advisory committee members and the support staff for their work over this past term.

The presentation by Medora Uppal, Chair of the Food and Shelter Advisory Committee, was received.

(iii) Hamilton Youth Advisory Committee presentation of their accomplishments to date (Item 7.3)

Akiva Jackson Virgin-Holland, who is a member of the Hamilton Youth Advisory Committee, made a PowerPoint presentation respecting the achievements of the Committee over the past term of Council and copies of the hand-out were distributed and a copy has been uploaded onto the City’s website.

He spoke to the following topics:

- What is HYAC?
- Young people should have a voice and be involved in their community;
- The membership includes youth representatives from all over Hamilton;
- The focus of HYAC;
- Snow Angels Program - HYAC suggested ways to make the program more youth friendly;
- HYAC has suggested how to better engage youth in volunteerism;
Youth Week Hamilton 2014;
HYAC has put forth suggestions on how to improve their Advisory Committee structure to better engage the young members.

Akiva Jackson Virgin-Holland responded to questions from Committee.

The presentation by Akiva Jackson Virgin-Holland, member of the Hamilton Youth Advisory Committee, was received.

(iv) Tenant Advisory Committee presentation of their accomplishments to date (Item 7.4)

Connie Bellamy, Chair of the Tenant Advisory Committee made a PowerPoint presentation and copies of the hand-out were distributed and a copy has been uploaded onto the City’s website.

The following are the topics covered in the presentation:

- Mandate;
- Objectives;
- Membership;
- 2014 Focus Areas;
- Tenant Voter Turnout;
- Tenant access to City Hall;
- Proactive Enforcement/Rental Housing Licensing;
- Tenant Education and Rights;
- Condo Conversions;
- 2014 Other Activities.

Chair Bellamy responded to questions from Committee.

The presentation by Connie Bellamy, Chair of the Tenant Advisory Committee was received.

(h) MOTION (Item 9)

Councillor Whitehead’s motion respecting Quality Index for Rental Units was referred to the General Manager of Planning and Economic Development and the appropriate Community Services staff for a report to the Planning Committee.

For disposition of this matter, refer to Item 9.
GENERAL INFORMATION / OTHER BUSINESS (Item 11)

Outstanding Business List (Item 11.1)

Committee approved the following changes to the Outstanding Business List, as amended:

(a) The following completed items were removed:

   (i) Item "A" - Recreation Centre in Winona (Report approved by GIC and Council August 15, 2014.)

   (ii) Item "L" - Petition re: Prince Philip School Site on Rifle Range Road referred to staff to assess the area’s recreation needs and report back. (Report approved by GIC and Council August 15, 2014.)

(b) The following item was not removed but was assigned a new due date:

   (i) Item "H" - That staff report back upon completion of the pilot project of volunteer groups operating City operated arena concessions with an evaluation of the pilot and recommendation(s) for future management and operations of City-operated arena concessions (Item 8.2). Due Date: September 8, 2014 Proposed New Due Date: Q2/2015

(c) The New Due Dates of the following items were approved:

   (i) Item "B" - Report back annually re: CPR training for members of the community and the frequency of CPR performance. Due Date: September 8, 2014 Proposed New Due Date: September 22, 2014

   (ii) Item "D (a)" - Staff to report on the wage status of part-time staff in comparison to the Hamilton Living Wage;
       Item "D (b)" - Staff to report with Corporate Services re: how to use purchasing policy to promote community social and economic well being including how to encourage local businesses to pay a living wage. Due Date: September 8, 2014 Proposed New Due Date: March, 2015

   (iii) Item "E" - That staff report back with an update and recommendation(s) for the Affordable Transit Program. Due Date: September 8, 2014
Proposed New Due Date: September 22, 2014

(iv) Item "G" - Fire Chief to report re: letters regarding transportation of Hazardous materials by Rail through Dundas, Ontario and the City’s resolution regarding railway safety.
Due Date: September 8, 2014
Proposed New Due Date: Q2 - 2015

(v) Item "I" - That Legal staff, the Director of Audit Services and the Administrator for Homes for the Aged be directed to devise a policy respecting Powers of Attorney for residents of City of Hamilton homes for the aged and report back to the Emergency & Community Services Committee.
Due Date: September 8, 2014
Proposed New Due Date: September 22, 2014

(vi) Item "J" - Cardiac Safe City / Staff to report back on Heart and Stroke Foundation recommendations
Due Date: September 8, 2014.
Proposed New Due Date: September 22, 2014

(vii) Item "K" - Hamilton Environmental Summit 2014 – staff to consult with community stakeholders to develop terms of reference for an Environmental Roundtable.
Due Date: September 8, 2014
Proposed New Due Date: September 22, 2014

(viii) Item "M" - Staff to investigate feasibility of Urban Fitness Trail in McQueston Neighbourhood to connect to existing trail system and report back.
Due Date: September 8, 2014
Proposed New Due Date: February 2015

(j) ADJOURNMENT (Item 13)
There being no further business, the Emergency & Community Services Committee meeting adjourned at 2:45 p.m.

Respectfully submitted,

Councillor J. Farr, Chair
Emergency & Community Services Committee

Ida Bedioui
Legislative Co-ordinator
Office of the City Clerk

Council – September 10, 2014