CITY COUNCIL
MINUTES

Monday, April 7, 2008
2:10 pm
Albion Rooms
Hamilton Convention Centre
One Summer’s Lane
Hamilton, Ontario

Present: Mayor F. Eisenberger
Councillors B. Bratina, B. Clark, S. Duvall, L. Ferguson,
T. Jackson, M. McCarthy, D. Mitchell, M. Pearson, B. Morelli,
T. Whitehead

Absent with Regrets: Councillor R. Powers – Bereavement
Councillors C. Collins, B. McHattie, S. Merulla, R. Pasuta
- City Business

APPROVAL OF THE AGENDA
(Pearson/Whitehead )
That the Agenda for the City Council meeting being held on April 7, 2008, be approved, as circulated.
CARRIED

DECLARATIONS OF INTEREST
None

CEREMONIAL ACTIVITIES/ANNOUNCEMENTS
None

APPROVAL OF MINUTES
None
7.1 Losani Homes-Settlement Offer respecting Barton Street applications.

(Whitehead/Pearson)

Council moved into Closed Session at 2:13 pm, to consider a matter pursuant to Section 239 of the Municipal Act, 2001, respecting the following:

(a) litigation or potential litigation, including a matter before administrative tribunals, affecting the municipality or local board, respecting an Ontario Municipal Board Hearing; and

(b) advice that is subject to solicitor-client privilege, including communications necessary for that purpose. CARRIED.

On a Motion, Council resumed in Open Session at 2:30 pm.

(Mitchell/Pearson)

7.1 Losani Homes-Settlement Offer respecting Barton Street applications

That the City of Hamilton accept the settlement offer of Losani Homes, as revised, to incorporate the parameters and design principles set out below, all with respect to a comprehensive set of applications that are currently before the OMB including severance appeals for 1187, 1215, 1217, 1227, 1235 and 1239 Barton Street.

(a) Revision to the plan to reduce the amount of residential land to ensure the amount of employment land becomes and remains the predominant land use.

(b) That mechanisms/conditions be put in place to guarantee timely, shovel-ready employment land proceeding prior to and concurrently with the proposed residential development.

(c) That the residential proposal include increased density and dwelling types, particularly immediately adjacent to and abutting the industrial land use.

(d) Design and implementation of a substantive buffer within the new residential land use abutting the employment land use.
(e) Redesign of road connections in the plan to provide industrial access and residential access completely separate from each other.

(f) That based upon acceptance of the settlement offer, the City Solicitor be directed to notify the OMB that the City of Hamilton is herewith withdrawing its appeal on the land severance application on this property.

    CARRIED.

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(Whitehead/ Pearson)
That Bill No. 08-068 attached hereto be passed, that the corporate seal be affixed thereto and the By-law be signed by the Mayor and the City Clerk, and numbered as 08-068 as follows:

    By-law No.  
    08-068      To Confirm the Proceedings of City Council

    CARRIED

(Pearson/Ferguson)
There being no further business, the City Council meeting adjourned at 2:40 pm.

    CARRIED

Respectfully submitted

Fred Eisenberger
Mayor

Alexandra Rawlings, Co-ordinator
Economic Development and Planning Committee
April 7, 2008