Mayor Eisenberger called upon Rabbi Dan Selsberg of Beth Jacob Synagogue to lead the Council in prayer.

Mayor Eisenberger recognized the passing of John Bullock and Charan Mangat. John Bullock worked for the City and Region for 32 years as a Rod Man and Charan Mangat was employed as a City bus driver for 28 years.

### APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

1. **ADDED MOTIONS**

   - **Added 7.5**  Added motion by Councillor Collins respecting Zoning for properties located on Beach Boulevard. (This was an item previously tabled by Council.)

   - **Added 8.1**  Added Notice of Motion by Councillor Clark respecting a moratorium on the construction of any new Nuclear Power Plants within the municipal boundaries of the City of Hamilton
That the Agenda for the City Council meeting being held on January 10, 2007 be approved as amended.  
CARRIED

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**DECLARATIONS OF INTEREST**

None

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**CEREMONIAL ACTIVITIES/ANNOUNCEMENTS**

None

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**APPROVAL OF MINUTES**

*(Collins/Mitchell)*
That the Minutes of October 25, 2006 be adopted as presented.  
CARRIED.

*(Ferguson/Pearson)*
That the Minutes of December 13, 2006 (special) be adopted as presented.  
CARRIED.

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**COMMUNICATIONS**

*(Clark/Ferguson)*
That Council Communications 5.1 to 5.19 be approved, as amended:

5.1 Correspondence from Ed Cooper, Realtors Association of Hamilton-Burlington respecting the building of affordable housing
Recommendation: Be received

5.2 Correspondence from Carol Layton, President, The Institute of Public Administration of Canada (IPAC) respecting nominations for public administration award
Recommendation: Be received

5.3 Correspondence from the Honourable Diane Finley, Minister of Human Resources and Social Development respecting National Homelessness Initiative
Recommendation: Be received

5.4 Petition from David Mullally respecting an NHL Team in Hamilton
Recommendation: Be received
5.5 Correspondence from Len Falco, President, Hamilton Chamber of Commerce respecting support for closed circuit television cameras in Hamilton

Recommendation: Be received

5.6 Correspondence from the Honourable Donna Cansfield, Minister of Transportation respecting Ontario Bus Replacement Program commencing January 1, 2007

Recommendation: Be received

5.7 Correspondence from the Honourable Jim Watson, Minister of Health Promotion respecting monies for tobacco control strategies

Recommendation: Be received

5.8 Correspondence from Tim Bullock, Downtown Hamilton Business Improvement Area respecting Task Force on the Removal of Buses from South Leg of King and the Potential pedestrianization of the area

Recommendation: Be received

5.9 Correspondence from the Honourable Christopher Bentley, Minister of Training, Colleges and Universities respecting the city’s request to be included in the planning phase for implementation of the Canada-Ontario Labour Market Development Agreement

Recommendation: Be received

5.10 Correspondence from the Honourable John Gerretsen, Minister of Municipal Affairs and Housing respecting support for the Canada-Ontario Affordable Housing Program

Recommendation: Be received

5.11 Correspondence from the Honourable James Flaherty, Minister of Finance respecting Federal/Provincial Fiscal Imbalance

Recommendation: Be received

5.12 Correspondence from Nancy Gimpelj, Golden Horseshoe Marathon 2006 respecting invoice received

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

5.13 Correspondence from Attorney General Michael Bryant respecting consent to authorize the recovery of collection agency costs associated
with debt collection activity related to outstanding Provincial Offences Act fines.
Recommendation: Be received

5.14 Correspondence from Ed Cooper, Realtors Association of Hamilton-Burlington respecting amendment to Schedule “B” to the Sign By-law No. 06-243
Recommendation: Be received and referred to the General Manager of Planning and Economic Development for a report to the Economic Development and Planning Committee

5.15 Correspondence from David Miller, Gary Becker and Richard Daley, Great Lakes and St. Lawrence Cities Initiative respecting support of a resolution for the Great Lakes and St. Lawrence Cities Initiative Water Conservation Framework
Recommendation: Be received and referred to the General Manager of Public Works for report to the Public Works Committee.

5.16 Correspondence from J.W. Tiernay, Ontario Good Roads Association respecting appointment to the OGRA Board of Directors
Recommendation: That Councillor Russ Powers be nominated for appointment to the Ontario Good Roads Association Board of Directors.

5.17 Correspondence from the Rural Ontario Municipal Association requesting nominations for the 2007 – 2010 ROMA Board
Recommendation: That Councillor Lloyd Ferguson be nominated for appointment to the Rural Ontario Municipal Association Board.

5.18 Correspondence from Dean Iorfida, City of Niagara Falls respecting resolution to call on the Provincial Government to review the Workplace Safety and Insurance Act
Recommendation: That City of Niagara Falls’ resolution to call on the Provincial Government to review the Workplace Safety and Insurance Act be endorsed.

5.19 Petition from the students of Lake Avenue School requesting improved soccer fields and the installation of new soccer posts. (Submitted by Councillor Collins.)
Recommendation: Be received and referred to the General Manager of Community Services for report to the Emergency and Community Services Committee.

Amendment CARRIED
Motion as amended CARRIED
Councillor McHattie requested that a tracking system and advocacy list be developed with respect to letters that are sent through the Mayor’s Office on behalf of Council. The City Clerk will investigate and report back to Committee on this subject.

(Clarke/Ferguson)
That Council move into Committee of the Whole for consideration of the Standing Committee Reports.

COMMITTEE OF THE WHOLE REPORT 07-001

(McCarthy/Pearson)
That Item 7 of the Committee of the Whole Report 07-001 respecting appointments to the International Village Business Improvement Area (B.I.A.) be reconsidered.

CARRIED

Item 7 International Village Business Improvement Area (B.I.A.) Appointment of the 2007-2010 Board of Management (PED07012) (Wards 2 & 3) (Item 4.7)

(Bratina/McCarthy)
That Item 7 of the Committee of the Whole Report 07-001 be amended by adding the following names to the Board of membership:

- Marie Petrou, 183 King Street East
- Louie Petrou, 181 King Street East

Amendment CARRIED
Motion as amended CARRIED

Item 16 Halton Recycling Limited’s Proposal in Response to RFP C11-128-06 and RFP C11-126-06 (LS07002/FCS07014)(City Wide)(Item 10.1)

This Item CARRIED on a Standing Recorded Vote as follows:

Yeas: Eisenberger, Bratina, Clark, Ferguson, McCarthy, Mitchell, Pasuta, Pearson, and Powers
Total: 9

Nays: Collins, Duvall, Jackson, McHattie, Merulla, Morelli, and Whitehead
Total: 7

Item 19 Budget Target

This Item CARRIED on the following votes:

Yeas: Eisenberger, Bratina, Clark, Collins, Ferguson, Jackson, McCarthy, McHattie, Merulla, Morelli, Pasuta, Pearson, and Powers
Total: 13
Nays: Duvall, Mitchell, and Whitehead
Total: 3

Item 13 Red Hill Creek Expressway - Funding

(Jackson/Whitehead)
That Item 13 of the Committee of the Whole Report 07-001 be amended by deleting the words “Creek Expressway” and inserting the words “Valley Parkway and the Lincoln Alexander Parkway (The LINC)” in lieu thereof as follows:

That the Province be requested to fund the total capital costs 75/25% for the Red Hill Valley Parkway and the Lincoln M. Alexander Parkway (The LINC) as per the funding of other municipalities with similar projects.

Amendment CARRIED
Motion as amended CARRIED

(Clark/Ferguson)
That the FIRST Report of the Committee of the Whole be adopted as amended and the information section received. CARRIED

MOTIONS

7.1 Amendment to the membership of the Grants Sub-Committee

(Whitehead/Powers)
That the membership of the Grants Sub-Committee approved by Council on December 6, 2006 be amended by deleting the name of Councillor Terry Whitehead and replacing with the name of Councillor Sam Merulla in lieu thereof. CARRIED

7.2 Amendment to the membership of the Hamilton Business Improvement Area

(Whitehead/Powers)
That the membership to the Hamilton Business Improvement Area approved by Council on December 6, 2006 be amended by deleting the name of Councillor Bob Bratina and replacing with the name of Councillor Terry Whitehead in lieu thereof. CARRIED
7.3 Amendment to the membership of the Hamilton’s Centre for Civic Inclusion  

(Whitehead/Powers)  
That Councillor Brian McHattie be appointed to serve on the Hamilton Centre for Civic Inclusion in addition to Mayor Fred Eisenberger for the 2006-2010 term of Council.  

CARRIED

7.4 Amendment to the membership of the Development Charges Stakeholders Sub-Committee  

(Jackson/Whitehead)  
That Item 7.4 respecting a motion to appoint a representative from McMaster University to the Development Charges Stakeholders’ Sub-Committee be referred to the Audit and Administration Committee for further clarification.  

CARRIED

7.5(a) Motion to Lift Information Item (o) of Planning and Economic Development Committee Report 06-018 respecting Application for a Change in Zoning for the Properties Located at 422, 426, 428, 440, 456, 464 and 466 Beach Boulevard (Hamilton) (PED06397) (Ward 5)  

(Collins/Duvall)  
That Information Item (o) of Planning and Economic Development Committee Report 06-018 respecting Application for a Change in Zoning for the Properties Located at 422, 426, 428, 440, 456, 464 and 466 Beach Boulevard (Hamilton) (PED06397) (Ward 5) tabled by Council on October 25, 2006 be lifted from the table.  

CARRIED

7.5(b) Information Item(o) of Planning and Economic Development Committee Report 06-018 respecting Application for a Change in Zoning for the Properties Located at 422, 426, 428, 440, 456, 464 and 466 Beach Boulevard (Hamilton) (PED06397) (Ward 5)  

(Collins/Duvall)  
That the following be added as Item 30 to the Planning and Economic Development Committee Report 06-018 as follows:  

30. Application for a Change in Zoning for the Properties Located at 422, 426, 428, 440, 456, 464 and 466 Beach Boulevard (Hamilton) (PED06397) (Ward 5)  

That approval be given to Zoning Application ZAC-06-44, by Andrin Beaches Limited, c/o Gino D’Ambrosio, owner, for a change to Zoning By-law No. 6593, from the “RT-30/S-1495a” (Street Townhouse) District, Modified to the “RT-20/S-1568” (Townhouse-Maisonette) District, Modified
(Block “1”), and from the “DE-2/S-1495a” (Multiple Dwellings) District, Modified to the “RT-20/S-1568” (Townhouse-Maisonette) District, Modified (Block “2”), to permit the construction of 75 townhouse units, for lands located at 422, 426, 428, 440, 456, 464 and 466 Beach Boulevard, as shown on Appendix “A” to Report PED06397, on the following basis:

(a) That Block “1” be rezoned from “RT-30/S-1495a” (Street Townhouse) District, Modified to the “RT-20/S-1568” (Townhouse-Maisonette) District, Modified.

(b) That Block “2” be rezoned from “DE-2/S-1495a” (Multiple Dwellings) District, Modified to the “RT-20/S-1568” (Townhouse-Maisonette) District, Modified.

(c) That the draft By-law, attached as Appendix “D” to Report PED06397, which has been prepared in a form satisfactory to the City Solicitor be forwarded to Council for enactment.

(d) That the proposed changes in zoning conform to the Hamilton-Wentworth Official Plan and the Hamilton Official Plan.

(e) That upon finalization of the implementing Zoning By-law, the approved Hamilton Beach Neighbourhood Plan be amended by redesignating Block “2” from “Low Density Apartments” to “Attached Housing”.

CARRIED

7.5(c) Amendment to Item 30 of the Planning and Economic Development Committee Report 06-018

(Collins/Duvall)

That Item 30 of the Planning and Economic Development Committee Report 06-018 be amended by adding the following subsections as follows:

30. Application for a Change in Zoning for the Properties Located at 422, 426, 428, 440, 456, 464 and 466 Beach Boulevard (Hamilton) (PED06397) (Ward 5)

(f) That notwithstanding Subsection 10E.5(a), of Zoning By-law No. 6593, a distance of not less than 3.0 metres between two exterior walls containing no window or windows shall be provided and maintained;

(g) That Council determines that no further notice is needed regarding this minor change, pursuant to 34(17) of the Planning Act.

CARRIED

NOTICE OF MOTION

Councillor Brad Clark presented the following Notice of Motion:
8.1 Moratorium on the Construction of any New Nuclear Power Plants within the Municipal Boundaries of the City Of Hamilton

WHEREAS the Government of Ontario has indicated that the demand for electricity will continue to rise resulting in a need for an additional 15,700 megawatts by 2025.

WHEREAS the Government of Ontario has indicated that the expansion of the Nuclear power generation plants will be required to meet the growing demands for electricity.

WHEREAS an established Hamilton company has suggested that some of their land, in Nanticoke, could be used for the construction of a new Nuclear Power Generation Plant.

WHEREAS the Haldimand County Mayor has indicated that any bid to build a nuclear power plant should be put to the people.

WHEREAS the following groups have publicly indicated their opposition to the construction of any new Nuclear Power Plants: Campaign for Nuclear Phase-out, Canadian Environmental Law Association, Concerned Citizens of Renfrew County and Area, David Suzuki Foundation, Ecology North, Greenpeace Canada, Humber Environment Action Group, Inter-Church Uranium Committee Educational Cooperative, Mouvement Vert de la Mauricie, Nuclear Awareness Project, Pembina Institute for Appropriate Development, Science for Peace, and Sierra Club of Canada.

WHEREAS Germany and Belgium recently legislated the phasing out of their nuclear reactors, in favour of green energy options and energy efficiency.

WHEREAS an April 2006 report released by Greenpeace predicted more than 270,000 cancers will be caused by radioactive fallout from Chernobyl, and of these, 93,000 will be fatal.

WHEREAS the Sierra Club of Canada advocates a sensible mix of solutions, involving the highest possible level of energy efficiency by North American households and businesses alike, the deployment of renewable sources such as wind and solar power, and a widespread shift to new, innovative technologies like hybrid and fuel cells to move people and goods around.

THEREFORE BE IT RESOLVED THAT:

(a) The City of Hamilton implements a moratorium on the construction of any new Nuclear Power Plants within the municipal boundaries of the City Of Hamilton.

(b) The City Of Hamilton informs Haldimand County about Hamilton’s concerns and objections to the potential construction of a Nuclear Power Plant within Hamilton’s air-shed.
The City of Hamilton informs the Government of Ontario that the City will oppose the construction of a Nuclear Power Plant within Hamilton’s airshed.

STATEMENT BY MEMBERS

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

PRIVATE AND CONFIDENTIAL

None

BY-LAWS

(Clark/Duvall)

That Bills No. 001 to 012 attached hereto be passed, that the corporate seal be affixed thereto and the By-laws be signed by the Mayor and the City Clerk, and numbered as 07-001 to 07-012.

By-law No. Bill No.
07-001 001 To Amend Zoning By-law No. 90-145-Z (Flamborough), as amended, Respecting Lands Located at 1143 Edgewood Road (Flamborough)
07-002 002 Respecting Removal of Part Lot Control, Block 1, Registered Plan No. 62M-1043, Southbrook on the Green
07-003 003 Respecting Removal of Part Lot Control, Blocks 99-103, Registered Plan No. 62M-1060, Empire Developments
07-004 004 Respecting Removal of Part Lot Control, Block 7, Registered Plan No. 62M-1030, Red Hill Vista Phase 1
07-005 005 To Amend Zoning By-law No. 90-145-Z (Flamborough), as amended, Respecting Lands Located at 783 Brock Road
07-006 006 To Amend Zoning By-law No. 6593 (Hamilton), as amended, Respecting Lands Located at 422, 426, 428, 440, 456, 464 and 466 Beach Boulevard
07-007 007 To Provide for the Recovery of Collection Agency Fees
07-008 008 To Permanently Close a Portion of Public Unassumed Alley South of 10 Weir Street North, established by Registered Plan 557, City of Hamilton, designated as Part 1 on Plan 62R-17443

07-009 009 To Amend By-law No. 01-218, as amended, To Regulate On-Street Parking:
Schedule 5 – Parking Meters
Schedule 6 – Time Limit Parking
Schedule 8 – No Parking Zones
Schedule 10 – Alternate Side Parking
Schedule 12 – Permit Parking Zones
Schedule 13 – No Stopping Zones
Schedule 14 – Wheelchair Loading Zones
Schedule 16 – Taxi Zones
Schedule 20 – School Bus Loading Zones

07-010 010 To Designated Land Located at 317 Dundas Street East, Waterdown, City of Hamilton, As Property of Cultural Heritage Value

07-011 011 To Designated Land Located at 9 Kinnell Street, City of Hamilton, As Property of Cultural Heritage Value

07-012 012 To Confirm the Proceedings of City Council

The City Council meeting adjourned at 8:00 p.m.

Respectfully submitted,

Fred Eisenberger
Mayor

Kevin C. Christenson
City Clerk
January 10, 2007