The Mayor called upon Reverend Bob Sim to lead Council in prayer.

**APPROVAL OF THE AGENDA**

The Clerk advised of the following changes to the agenda:

1. **ADDED CORRESPONDENCE**

5.7 Correspondence from Tim Sok respecting on-street parking on Greenhill Avenue, between 972 to 1002 Greenhill Avenue

   Recommendation: Be referred to the Acting General Manager of Planning and Economic Development for appropriate action.

5.8 Correspondence from the Honourable Charles Sousa, Minister of Finance, to Monique Taylor, M.P.P., Hamilton Mountain, and Paul Miller, M.P.P., Hamilton East-Stoney Creek, respecting taxi insurance in the Hamilton Area.

   Recommendation: Be received.

5.9 Correspondence from the Honourable Glen Murray, Minister of Infrastructure/Minister of Transportation, advising that the final
Transportation Development Strategy for the Niagara to GTA Corridor Environmental Assessment Study was released for review on September 5, 2013

Recommendation: Be received.

5.10 Correspondence from the Honourable Kathleen Wynne, Premier of Ontario, in response to Council’s motion respecting the use of Conducted Energy Weapons and non-lethal force by sworn officers

Recommendation: Be received.

5.11 Correspondence from Mike Ryan, Acting Regional Deputy Commissioner, Ontario Region, Correctional Service Canada, in response to Council’s concerns respecting changes to the staffing model at the Hamilton Community Correctional Centre

Recommendation: Be received.

5.12 Petition respecting No Right Turns being allowed on Red Signals in all directions at Upper Gage Avenue and Mohawk Road East

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

(Pearson/Johnson)
That the agenda for the October 23, 2013 meeting of Council be approved, as amended.

CARRIED

DECLARATIONS OF INTEREST

Councillor Ferguson declared an interest in item 5.8, Correspondence from the Honourable Charles Sousa, Minister of Finance, to Monique Taylor, M.P.P., Hamilton Mountain, and Paul Miller, M.P.P., Hamilton East-Stoney Creek, respecting taxi insurance in the Hamilton Area., and Item 4 of Planning Committee Report 13-016 Taxi Industry Insurance Concerns (PED10063(g)) (City Wide), as he has business interest in the taxi industry.

CEREMONIAL ACTIVITIES/ANNOUNCEMENTS

None.
APPROVAL OF MINUTES

4.1 October 9, 2013

(Powers/Partridge)
That the Minutes of the October 9, 2013, meeting of Council be approved, as presented.

CARRIED

COMMUNICATIONS

(Powers/Ferguson)
That Council Communications 5.1 through 5.12 be approved, as amended, as follows:

5.1 Correspondence from Christopher Capredoni, Autism Ontario-Hamilton Chapter President, requesting proclamation of October as Canadian Autism Awareness Month

Recommendation: Be received.

5.2 Correspondence from George Habib, President and CEO, Ontario Lung Association, requesting proclamation of November as Lung Month

Recommendation: Be received.

5.3 Correspondence from Colin Brown, Managing Director, mcnally brown, respecting RHOP Amendments and Southeast Corner of Binbrook Road West and Fletcher Road, Binbrook

Recommendation: Be referred to the Acting General Manager of Planning and Economic Development for appropriate action.

5.4 Resolution from the City of Guelph respecting a request to the Province to establish an infrastructure funding program for sidewalk maintenance

Recommendation: Be endorsed.

5.5 Resolution from Richmond Hill respecting Federation of Canadian Municipalities (FCM) National Municipal Rail Safety “Working Group Communique”

Recommendation: Be endorsed and referred Councillor Russ Powers, Chair, AMO's Rail Safety Task Force.

5.6 Correspondence from Earl Basse, Integrity Commissioner to request extension of time for the preparation and filing of reports
Recommendation: Be received and Section 22(2) of the Integrity Commissioner By-law be referred to staff to revise in consultation with the Integrity Commissioner and report back to the Governance Sub-Committee.

5.7 Correspondence from Tim Sok respecting on-street parking on Greenhill Avenue, between 972 to 1002 Greenhill Avenue

Recommendation: Be referred to the Acting General Manager of Planning and Economic Development for appropriate action.

5.8 Correspondence from the Honourable Charles Sousa, Minister of Finance, to Monique Taylor, M.P.P., Hamilton Mountain, and Paul Miller, M.P.P., Hamilton East-Stoney Creek, respecting taxi insurance in the Hamilton Area.

Recommendation: Be received.

5.9 Correspondence from the Honourable Glen Murray, Minister of Infrastructure/Minister of Transportation, advising that the final Transportation Development Strategy for the Niagara to GTA Corridor Environmental Assessment Study was released for review on September 5, 2013

Recommendation: Be received.

5.10 Correspondence from the Honourable Kathleen Wynne, Premier of Ontario, in response to Council’s motion respecting the use of Conducted Energy Weapons and non-lethal force by sworn officers

Recommendation: Be received.

5.11 Correspondence from Mike Ryan, Acting Regional Deputy Commissioner, Ontario Region, Correctional Service Canada, in response to Council’s concerns respecting changes to the staffing model at the Hamilton Community Correctional Centre

Recommendation: Be received and referred to the General Issues Committee for appropriate action.

5.12 Petition respecting No Right Turns being allowed on Red Signals in all directions at Upper Gage Avenue and Mohawk Road East

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

CARRIED AS AMENDED
(Farr/McHattie)
That Council move into Committee of the Whole for consideration of the Committee Reports.
CARRIED

PLANNING COMMITTEE REPORT 13-016

Item 6 Proposed Zoning By-law Amendment Affecting Lands Located at 16 and 22 King Street East (Dundas) (PED13164) (Ward 13) (Item 6.3)

(Bratina/Whitehead)
That item 6 of Planning Committee Report 13-016 be amended by deleting the words, “-H” and “Holding”, following the words, “Central Area Commercial “CAC/S-126” Zone,” to read as follows:

That Zoning Application ZAC-12-017, by Mai Souffian, Owner, for a change in zoning from the Central Area Commercial “CAC/S-91” Zone, Modified, with a Special Exception, to the Central Area Commercial “CAC/S-126” Zone, Modified, with a Special Exception, on lands located at 16 and 22 King Street East (Dundas), as shown on Appendix “A” to Report PED13164, be approved, on the following basis:

(a) That the Draft By-law, attached as Appendix “B” to Report PED13164, which has been prepared in a form satisfactory to the City Solicitor, be enacted by Council;

(b) That the amending By-law be added to Schedule “A” of Zoning By-law No. 3581-86;

(c) That the proposed change in Zoning is in conformity with the Urban Hamilton Official Plan.

Amendment CARRIED

Item 7 Rural Hamilton Official Plan Amendment: New Policies and Minor Revisions (Wards 9, 11, 12, 13, 14, and 15) (PED13165) (Item 6.4)

(Ferguson/Johnson)
That Item 7 of Planning Committee Report 13-016 be amended by deleting recommendation (b) and replacing it with a new sub-section (b), to read as follows:

(b) That Appendix A to Report PED13165 be amended on page 94 of 159 by adding a new section d. to Policy C.5.4.1 as follows:

   d) Notwithstanding Policy C.5.4.1 c), a storm water management pond for the development of the Ancaster Industrial Park shall be permitted
on the west side of Trinity Road, midway between Wilson Street and Book Road West (Ancaster Fairgrounds).

Amendment CARRIED

(Farr/McHattie)
That the SIXTEENTH Report of the Planning Committee be adopted, as amended, and the information section received. (attached hereto)

CARRIED

---

GENERAL ISSUES COMMITTEE REPORT 13-021

Item 5  Hamilton Police Conducted Energy Weapons (CEW/Taser) Expansion (PSB13-090) (Item 8.1)

(Clark/Merulla)
That Item 10 of the General Issues Committee Report 13-021 be amended by adding the following sub-section (e):

(e) That the Police Services Board be reminded that the Ministry requested Police Services hold public consultations on the use of CEW/Tasers.

Amendment CARRIED

Item 10  Niagara to Greater Toronto Area (NGTA) Corridor Planning and Environmental Assessment Study – Phase 1, Final Transportation Development Strategy (PW13020(a)/PED13044(a)) (City Wide)

(Ferguson/Powers)
That Item 10 of General Issues Committee Report 13-021 be amended by adding the following as sub-section (f):

(f) That the Ministry of Transportation be requested to accelerate plans to widen the eastbound (downbound) lanes of Highway 403 between the LINC and Main Street by one lane into the median.

Amendment CARRIED

The motion was separated for voting purposes:

Recommendation (b) and (c) CARRIED, on the following vote:

Yeas: Bratina, Duvall, Collins, Merulla, Farr, Clark, Johnson, Powers, Whitehead, Pearson, Jackson, Ferguson
Total: 12
Nays: McHattie
Total: 1
Absent: Morelli, Partridge, Pasuta
Total: 3
The main motion (excluding recommendation (b) and (c)) CARRIED, on the following vote:

Yeas: Bratina, Duvall, Collins, Merulla, Farr, McHattie, Clark, Johnson, Ferguson, Powers, Whitehead, Pearson, Jackson
Total: 13
Nays: 0
Absent: Morelli, Partridge, Pasuta
Total: 3

(Bratina/Johnson)
That the TWENTY-FIRST Report of the General Issues Committee be adopted, as amended, and the information section received. (attached hereto)
CARRIED

GENERAL ISSUES COMMITTEE REPORT 13-018(b)

(Bratina/Pearson)
That Report 13-018(b) of the General Issues Committee be received for information. (attached hereto)
CARRIED

BOARD OF HEALTH REPORT 13-009

Item 10  Epinephrine Auto-Injectors Pilot Program in City of Hamilton Food Outlets

(Partridge/Ferguson)
That item 10 to Board of Health report 13-009 be amended by deleting sub-section (d) in its entirety and amending sub-section (b) by adding the words “and including all municipal buildings” after the words, “City of Hamilton”, to read as follows:

(d) That all City of Hamilton municipal buildings be included in the pilot project conducted by Dr. Wasserman, and Anaphylaxis Canada to determine the capacity to place epinephrine auto-injectors in those locations.

(b) That Public Health Services report back in twelve months with the results of the pilot project with considerations to put epinephrine auto-injectors in every food outlet in the City of Hamilton and include all municipal buildings. Amendment CARRIED
(Ferguson/Powers)  
That item 10 to Board of Health report 13-009 be amended by adding subsection (d) to read as follows:

(d) That the Epinephrine Auto-Injectors Pilot Program in City of Hamilton Food Outlets be funded from the Tax Stabilization Reserve number 110046, and that staff report back through the annual Reserve Report as to the funding commitment.

Amendment CARRIED

(Bratina/Pearson)  
That the NINTH Report of the Board of Health be adopted, as amended, and the information section received. (attached hereto)  
CARRIED

---

EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 13-008

(Whitehead/Duvall)  
That the Rules of Order be waived with respect to the 48 hour rule to allow the introduction of Emergency and Community Services Committee Report 13-008.  
CARRIED

(Whitehead/Jackson)  
That the EIGHTH Report of the Emergency and Community Services Committee be adopted, and the information section received. (attached hereto)  
CARRIED

(Farr/McHattie)  
That the Committee of the Whole Rise and Report.  
CARRIED

---

MOTIONS

7.1 Objection to Liquor License Application – Market Restaurant, 1088 Main Street West, Hamilton, Ontario L8S 1B3

(McHattie/Farr)  
Whereas, the City of Hamilton has received notification that Market Restaurant at 1088 Main Street West, Hamilton, Ontario has applied for a liquor license;
And Whereas, under Section 7.1 (1) of the Alcohol and Gaming Commission of Ontario's legislation, they shall consider a resolution of Council of the municipality, in which are located the premises for which a person makes an application to sell liquor or holds a license to sell liquor, as proof of the needs and wishes of the residents of the municipality for the purposes of clause 6 (2) (h) of the Act;

Therefore, be it resolved:

(a) That the Alcohol and Gaming Commission of Ontario (AGCO) be advised that the City of Hamilton wishes to object to the Liquor License application for Market Restaurant at 1088 Main Street West, Hamilton, Ontario, as it is not in the public interest;

(b) That should the AGCO determine that a Hearing is to be scheduled, that Legal Services be authorized and directed to attend the Hearing to represent the City’s interest.

CARRIED

7.2 Objection to Liquor License Application – Brown Dog Coffee Shoppe, 211 Locke Street South, Hamilton, Ontario L8P 4B6

(McHattie/Farr)
Whereas, the City of Hamilton has received notification that Brown Dog Coffee Shoppe at 211 Locke Street South, Hamilton has applied for a liquor license;

And Whereas, under Section 7.1 (1) of the Alcohol and Gaming Commission of Ontario's legislation, they shall consider a resolution of Council of the municipality, in which are located the premises for which a person makes an application to sell liquor or holds a license to sell liquor, as proof of the needs and wishes of the residents of the municipality for the purposes of clause 6 (2) (h) of the Act;

Therefore, be it resolved:

(a) That the Alcohol and Gaming Commission of Ontario (AGCO) be advised that the City of Hamilton wishes to object to the Liquor License application for Brown Dog Coffee Shoppe at 211 Locke Street South, Hamilton, Ontario, as it is not in the public interest;

(b) That should the AGCO determine that a Hearing is to be scheduled, that Legal Services be authorized and directed to attend the Hearing to represent the City’s interest.

CARRIED
7.3 Support of Rooftop Solar Installations for the Province of Ontario FIT Program Version 3.0

(Powers/Partridge)
WHEREAS, capitalized terms not defined herein have the meanings ascribed to them in the FIT Rules, Version 3.0; and

WHEREAS the Province's FIT Program encourages the construction and operation of rooftop solar installation generation projects (the "Projects"); and

WHEREAS one or more Projects may be constructed and operated in the City of Hamilton; and

WHEREAS, pursuant to the FIT Rules, Version 3.0, Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in these Applicants being offered a FIT Contract prior to other Persons applying for FIT Contracts;

NOW THEREFORE BE IT RESOLVED:

(a) That Council of the City of Hamilton supports the construction and operation of rooftop solar Projects anywhere in the City of Hamilton.

(b) That this resolution's sole purpose is to enable the participants in the FIT Program to receive Priority Points under the FIT Program and may not be used for the purpose of any other form of municipal approval in relation to the Application or Projects or any other purpose.

(c) That this resolution shall expire twelve (12) months after its adoption by Council.

CARRIED

NOTICES OF MOTION

Councillor Whitehead introduced the following Notice of Motion:

8.1 Protection for Municipalities from Claims in Respect of Operations, Public Assets and Roads

Whereas municipalities are the owners of roads and public properties, and the provider of important services intended to benefit citizens and the economy;

And Whereas municipalities face increasing financial liabilities, claims and personal injury damage awards through ownership of assets and operations, under occupiers liability and negligence claims, through the application of the 1% rule which is without regard to the degree of fault, and uninsured/underinsured defendants, all making municipalities de facto insurers for injuries and losses;
And Whereas increasing damage awards leave municipalities with additional maintenance standards and costs, and result in even further claims and liability in the face of statutory measures meant to protect municipalities but which measures fail to carry out their purposes;

And Whereas effective protections from claims, liabilities and court imposed maintenance obligations are necessary to allow municipalities to service the economy and citizens as well as to meet critical infrastructure replacement and maintenance needs;

Now Therefore it be Resolved:

That the Province on Ontario be requested to provide municipalities with effective protections from claims, costs and damage awards, and to provide rational maintenance and service obligations to protect municipalities from claims in respect of operations, public assets and roads.

STATEMENT BY MEMBERS

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

PRIVATE AND CONFIDENTIAL

BY-LAWS AND CONFIRMING BY-LAW

(Powers/Partridge)
That the Bill List for the October 23, 2013 meeting of Council be amended by adding Bill 270 and renumbering the balance.

CARRIED

(Powers/Partridge)
That Bills No. 13-256 to 13-271, as amended, 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:

<table>
<thead>
<tr>
<th>Bill No.</th>
<th>Description</th>
</tr>
</thead>
</table>
| 256     | To Amend By-law No. 01-215  
|         | Being a By-law To Regulate Traffic  
|         | Schedule 2 – Speed Limits  
|         | Schedule 9 – No Right on Red  
|         | Schedule 10 – No Left Turn  
|         | Schedule 13 – Designated Traffic Lanes |
| 257     | To Amend By-law No. 01-215  
|         | Being a By-law To Regulate Traffic  
|         | Schedule 5 – Stop Control |
To Amend By-law No. 01-215
Being a By-law To Regulate Traffic
Schedule 9 – No Right on Red
Schedule 13 – Designated Traffic Lanes

To Amend By-law No. 01-218, as amended,
Being a By-law To Regulate On-Street Parking
Schedule 6 – Time Limit Parking
Schedule 8 – No Parking Zones
Schedule 10 – Alternate Side Parking
Schedule 13 – No Stopping Zones
Schedule 14 – Wheelchair Loading Zones
Schedule 16 – Taxi Zones

To Authorize the Signing of an Agreement between the City of Hamilton and the Ministry of Transportation Related to Funding Provided Under the Dedicated Gas Tax Funds for Public Transportation Program.

To Amend Zoning By-law No. 3581-86 (Dundas)
Respecting Lands Located at 16 and 22 King Street East

To Adopt:
Official Plan Amendment No. 12 to the Urban Hamilton Official Plan
Respecting: Lands Located at 211 Pritchard Road, Hamilton

To Amend Zoning By-law No. 05-200
Respecting Lands Located at 211 Pritchard Road, Hamilton

Removal of Part Lot Control
Blocks 90 – 93, Registered Plan No. 62M-1117, “Northampton Estates” and
Block 183, Registered Plan No. 62M-992, “Southampton Estates – Phase 1”,
15 and 19 Malwood Court and 148 Stoneglen Way

Removal of Part Lot Control
Part of Lots 1, 7, 10, 12, 13, 18, 19, 20, 21, 22, 23, 28, 30, 31, 32, and 33,
Registered Plan No. 62M-1187

Removal of Part Lot Control
Part of Blocks 72, and 99, Registered Plan No. 62M-1167, and Part of Lots 3, 6,
15, and 16, and Part of Block 36, Registered Plan No. 62M-1188

To Amend By-law No. 01-218, as amended,
Being a By-law 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
Schedule 15 – Commercial Vehicle Loading Zones

To Incorporate City Land Designated as Block 10 on Plan 62M-669 Into Fern Avenue

To Amend Zoning By-law No. 05-200
Respecting Lands Located at 22 - 24 Emerald Street South, Hamilton

To Amend Zoning By-law No. 6593 (Hamilton),
Respecting 1426-1430 Main Street East and 6 Crosthwaite Avenue South

To Confirm Proceedings of Council

CARRIED As Amended
(Pearson/Powers)
That, there being no further business, the City Council meeting be adjourned at 7:11 p.m.

CARRIED

Respectfully submitted,

Mayor B. Bratina

R. Caterini, B. Comm., AMCT
City Clerk
Office of the City Clerk
THE PLANNING COMMITTEE PRESENTS REPORT 13-016 AND RESPECTFULLY RECOMMENDS:

1. Hamilton Historical Board Minutes (Item 5.1)

That the Hamilton Historical Board minutes from June 18, 2013 and August 20, 2013 be approved.

2. Request to Designate 378 Main Street East (Hamilton) (Cathedral School) Under Part IV of the Ontario Heritage Act (PED13168) (Ward 3) (Item 5.2)

   (a) That Council direct staff to carry out a Cultural Heritage Assessment of 378 Main Street East (Hamilton) (Cathedral School), to determine whether the property is of cultural heritage value and worthy of designation under Part IV of the Ontario Heritage Act;

   (b) That if 378 Main Street East (Hamilton) (Cathedral School) is determined to be of cultural heritage value or interest, a Statement of Cultural Heritage Value and Description of Heritage Attributes be prepared by staff for Council’s consideration for designation under Part IV of the Ontario Heritage Act;
(c) That the Cultural Heritage Assessment work be assigned a medium priority, and be added to staff’s workplan for completion in 2016, as per Appendix “G” to Report PED13168;

(d) That Council include 378 Main Street East (Hamilton) (Cathedral School) in the Municipal Register of Property of Cultural Heritage Value or Interest, following consultation with the Municipal Heritage Committee, as per the provisions of the Ontario Heritage Act and Recommendation (e) to Report PED13168, and that staff make appropriate amendments to the Register of Property of Cultural Heritage Value or Interest;

(e) That Report PED13168 be forwarded to the Hamilton Municipal Heritage Committee for information and consultation, prior to the Council-approved inclusion of 378 Main Street East (Hamilton) in the Municipal Register of Property of Cultural Heritage Value or Interest;

(f) That Report PED13168 be forwarded to the owner of 378 Main Street East (Hamilton) for information.

3. 2013-2014 Adjustments to School Crossing Guard Locations (PED13170) (Wards 1, 2, 3, 4, 6, 8, 9, 11 and 12) (Item 5.3)

(a) That the revised list of school crossing guard locations resulting from school closures, re-openings and lunch program changes in Wards 1, 2, 3, 4, 6, 8, 9, 11 and 12, as attached hereto as Appendix “A”, be approved;

(b) That staff be authorized and directed to consult with the affected Ward Councillors and to use delegated authority for adding and/or removing school crossing guards prior to City Council approval for any proposed changes by the Hamilton-Wentworth District School Board and the Hamilton-Wentworth Catholic School Board for the 2014/2015 school year.

4. Taxi Industry Insurance Concerns (PED10063(g)) (City Wide) (Item 8.1)

(a) That Report PED10063(g), Taxi Industry Insurance Concerns, be received;

(b) That, as an interim measure, the taxi meter rate be increased to a $3.90 Initial Pick Up Rate for the first part of the 71.4 meters or part thereof, and reduce the Each Kilometre Rate to $1.80 (or revising the “for each additional 72.1 metres or part thereof $0.13”) to offset the costs of rising insurance rates.
5. Application for Amendment to Zoning By-law No. 05-200 for Lands Located at 211 Pritchard Road (Formerly 134 Mud Street) (Hamilton) (PED13155) (Ward 6) (Item 6.2)

(a) That approval be given to Official Plan Amendment Application OPA-13-....., by Vicano Developments Inc., Owner, for Amendment No. to the Urban Hamilton Official Plan, for changes in designations on “Schedule E - Urban Structure”, from “Neighbourhoods” to “Employment Areas”, on “Schedule E-1, Urban Land Use Designations”, from “Arterial Commercial” to “Business Park”, and on “Urban-Site Specific Key Map” as “Site-Specific Policy UHE-X”, in order to permit various employment uses, including office uses, on the lands located at 211 Pritchard Road West (formerly 134 Mud Street) (Hamilton), as shown on Appendix “A” to Report PED13155, on the following basis:

(i) That the draft Official Plan Amendment, attached as Appendix “B” to Report PED13155, be adopted by City Council;

(ii) That the proposed Official Plan Amendment is consistent with the Provincial Policy Statement and Growth Plan for the Greater Golden Horseshoe.

(b) That approval be given to Zoning Application ZAC-13-009, by Vicano Developments, Owners, by adding lands to Hamilton Zoning By-law No. 05-200 under the Business Park Support (M4, 454) Zone, with a Special Exception, as shown on Appendix “A” to Report PED13155, for the property located at 211 Pritchard Road (formerly 134 Mud Street) (Hamilton), on the following basis:

(i) That the draft By-law, attached as Appendix “B” to Report PED13155, 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 Schedule “A”, Map No. 1452, of Zoning By-law No. 05-200.

6. Proposed Zoning By-law Amendment Affecting Lands Located at 16 and 22 King Street East (Dundas) (PED13164) (Ward 13) (Item 6.3)

That Zoning Application ZAC-12-017, by Mai Souffian, Owner, for a change in zoning from the Central Area Commercial “CAC/S-91” Zone, Modified, with a Special Exception, to the Central Area Commercial “CAC/S-126-H” Zone, Holding, Modified, with a Special Exception, on lands located at 16 and 22 King Street East (Dundas), as shown on Appendix “A” to Report PED13164, be approved, on the following basis:
(a) That the Draft By-law, attached as Appendix “B” to Report PED13164, which has been prepared in a form satisfactory to the City Solicitor, be enacted by Council;

(b) That the amending By-law be added to Schedule “A” of Zoning By-law No. 3581-86;

(c) That the proposed change in Zoning is in conformity with the Urban Hamilton Official Plan.

7. Rural Hamilton Official Plan Amendment: New Policies and Minor Revisions (Wards 9, 11, 12, 13, 14, and 15) (PED13165) (Item 6.4)

(a) That draft Official Plan Amendment No. 5 to the Rural Hamilton Official Plan, attached as Appendix “A” to Report PED13165, be adopted by Council;

(b) That Appendix A to Report PED13165 be amended on page 94 of 159 by adding a new section d. to Policy C.5.4.1 as follows:

   d) Notwithstanding Policy C.5.4.1 c), a storm water management pond for the development of the Ancaster Industrial Park shall be permitted on the west side of Trinity Road, midway between Wilson Street and Book Road West (Ancaster Fairgrounds).

(c) That Appendix A to Report PED13165 be amended on page 5 of 159 by adding the following new section b) and renumbering the current sub-section b.) to c) accordingly:

   b) That Section C.2.7 – Natural Heritage System - Linkages of Chapter C – City Wide Systems and Designations be amended as follows:

      i) Deleting Policy C 2.7.2; and,

      ii) In policy C.2.7.6 deleting everything after the first sentence, and replacing with the words

          “in accordance with Section F.3.2.2.”

(d) That Appendix A to Report PED13165 be amended on page 84 of 159 by deleting from policy C.4.6.2 the words “, as shown on Appendix B – Major Transportation Facilities and Routes”.

(e) That Appendix A to Report PED13165 be amended on page 94 of 159 by adding a new clause e) to Policy C.5.4.1 as follows:
"Notwithstanding Policy C.5.4.1 c), a storm water management pond for the development of the Parkside Hills Subdivisions – Phase 2 (25T201003) shall be permitted on lands located north of the future east west corridor, west of Centre Road, Waterdown North."

(f) That Appendix A to Report PED13165 be amended on page 95 of 159 by:

i) amending Policy D.6.30 to delete the word “lands” and replacing with the words “significant cultural heritage resources”; and,

ii) amending Policy D.6.31 to:

1) Add the words “Where possible,” to the beginning of the policy; and,

2) delete the word “landscape” and replacing with the words “significant cultural heritage resources” and adding the word “significant” before the word “cultural heritage elements” in the fourth line.

8. City of Hamilton Comprehensive Zoning By-law: Proposed Rural Zones and Public Consultation (PED13167) (Wards 9, 11, 12, 13, 14, and 15) (Item 8.2)

(a) That the Draft Rural Zones and definitions, attached as Appendix “A” to Report PED13167, be received;

(b) That staff be authorized to commence public consultation for these Draft Zones and definitions, including circulation to property owners and the holding of Public Information Centres in the Rural Area.

9. Update on Next Stage of Hamilton’s Comprehensive Zoning By-law - Commercial and Mixed-Use Zones (Urban Area) (Wards 1 to 13 and 15) (PED10001(a)) (Item 8.3)

That Report PED10001(a) Update on Next Stage of Hamilton’s Comprehensive Zoning By-law - Commercial and Mixed-Use Zones (Urban Area) (Wards 1 to 13 and 15), be received.

10. Next Stage of Hamilton’s Comprehensive Zoning By-law – Residential Zones (Urban Area) (Wards 1 to 13 and 15) (PED13172) (Item 8.4)
That Report PED13172, Next Stage of Hamilton’s Comprehensive Zoning By-law – Residential Zones (Urban Area) (Wards 1 to 13 and 15), be received.

11. **Urban Hamilton Official Plan Proposed Settlement of Part of Appeal by Paletta International Corporation and by Twenty Road East Landowners and Legal Direction (LS13032) (City Wide) (Item 12.1)**

(a) That Report LS13032 remain confidential, but that Appendices “A”, “B”, “C” and “D”, or those portions of the Appendices as approved, be made public in the event that recommendations contained in Appendices “A”, “B”, “C” and “D” are agreed to as the position of the City in respect of those matters set out in those Appendices;

(b) That the amendments and modifications described in the recommendations contained in Appendices “A”, “B” and “C” to Report LS13032 be approved as the basis of a settlement of those portions of Paletta International Corporation’s appeal and of Twenty Road East Landowner’s appeal of the Urban Hamilton Official Plan as identified in these Appendices;

(c) That staff be directed to advise the OMB that the City of Hamilton, Paletta International Corporation and Twenty Road East Landowners have settled a portion of Paletta International Corporation’s appeal and of Twenty Road Group’s appeal of the Urban Hamilton Official Plan on the basis of the recommendations contained in Appendices “A”, “B” and “C” to this report;

(d) That staff be directed to advise the OMB that the amendments and modifications contained in Appendices “A”, “B” and “C” to this report should be included in the Urban Hamilton Official Plan;

(e) That staff be directed to file notices of appeal from the non-decision by the Ministry of Municipal Affairs and Housing with respect to the Urban Hamilton Official Plan in regards to those matters contained in Appendix “D” to this report.

**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**
4.1 Delegation from George McCarter – Pearson Dunn Insurance, respecting Item 8.1, Taxi Industry Insurance Concerns (PED10063(g)) (City Wide)

2. PUBLIC HEARINGS AND DELEGATIONS

6.3 Proposed Official Plan Amendment and Zoning By-law Amendment Affecting Lands Located at 16 and 22 King Street East (Dundas) (PED13164) (Ward 13)

(i) Correspondence from Mary Lawrence

6.4 Rural Hamilton Official Plan Amendment: New Policies and Minor Revisions (Wards 9, 11, 12, 13, 14, and 15) (PED13165)

(i) Correspondence from Metropolitan Consulting (on behalf of Silverwood Homes Inc. and Parkside Hills Inc.)
(ii) Correspondence from MHBC Planning, Urban Design & Landscape Architecture (on behalf of Lafarge Canada Inc.)
(iii) Correspondence from Holcim

12. PRIVATE AND CONFIDENTIAL

12.1 Urban Hamilton Official Plan Proposed Settlement of Part of Appeal by Paletta International Corporation and by Twenty Road East Landowners and Legal Direction (LS13032) (City Wide)

Pursuant to Section 8.1, Sub-sections (e) and (f) of the City’s Procedural By-law 10-053, and Section 239, Sub-sections (e) and (f) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to litigation or potential litigation, including matters before administrative tribunals affecting the City, and the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

The Agenda for the October 15, 2013 meeting of the Planning Committee was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

Councillor Ferguson declared an interest in item 8.1, Taxi Industry Insurance Concerns (PED10063(g)) (City Wide), and in item 6.1(a), Delegation from Harry Harrington respecting pre-paid taxi fares, as he has business interest in the taxi industry.
(c) APPROVAL OF MINUTES (Item 3)

(i) October 1, 2013

The Minutes of the October 1, 2013 Planning Committee meeting were approved.

(d) DELEGATION REQUESTS (Item 4)

(i) Delegation from George McCarter – Pearson Dunn Insurance, respecting Item 8.1, Taxi Industry Insurance Concerns (PED10063(g)) (City Wide) (Item 4.1)

(a) The delegation request from George McCarter – Pearson Dunn Insurance, respecting Item 8.1, Taxi Industry Insurance Concerns, was approved;

(b) Item 8.1, Taxi Industry Insurance Concerns (PED10063(g)) (City Wide), was moved forward on the agenda to be heard as item 6.1(b).

(e) PUBLIC HEARINGS AND DELEGATIONS (Item 6)

(i) Delegation from Sergio Manchia respecting Dawson Avenue private drainage matter (Item 6.1)

The delegation request from Sergio Manchia respecting Dawson Avenue private drainage matter was tabled until a resolution has been reached.

(ii) Delegation from Harry Harrington respecting pre-paid taxi fares (Item 6.1(a))

Mr. Harrington spoke to pre-paid meter fares for taxi drivers in order to avoid confrontation when pre-payment is requested.

The delegation request from Mr. Harrington respecting pre-paid taxi fares was received.

(iii) Delegation from George McCarter – Pearson Dunn Insurance, respecting Item 8.1, Taxi Industry Insurance Concerns (PED10063(g)) (City Wide) (Item 6.1(b))
George McCarter, Pearson Dunn Insurance, spoke to taxi insurance concerns with the aid of speaking notes. A copy of the speaking notes has been included in the public record.

The delegation from George McCarter, Pearson Dunn Insurance, respecting Item 8.1, Taxi Industry Insurance Concerns, was received.

(iv) Application for Amendment to Zoning By-law No. 05-200 for Lands Located at 211 Pritchard Road (Formerly 134 Mud Street) (Hamilton) (PED13155) (Ward 6) (Item 6.2)

In accordance with the provision of the Planning Act, Chair J. Farr 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.

No public speakers came forward.

The public meeting, respecting Report PED13155, Application for Amendment to Zoning By-law No. 05-200 for Lands Located at 211 Pritchard Road (Formerly 134 Mud Street) (Hamilton), was closed.

The staff presentation, respecting Report PED13155, Application for Amendment to Zoning By-law No. 05-200 for Lands Located at 211 Pritchard Road (Formerly 134 Mud Street) (Hamilton), was waived.

For disposition on this Item, refer to item 5.

(v) Proposed Zoning By-law Amendment Affecting Lands Located at 16 and 22 King Street East (Dundas) (PED13164) (Ward 13) (Item 6.3)

(i) Correspondence from Mary Lawrence

In accordance with the provision of the Planning Act, Chair J. Farr 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.
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.

Edward John, Senior Project Manager, 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 PED13164, Proposed Zoning By-law Amendment Affecting Lands Located at 16 and 22 King Street East (Dundas), was received.

Public Speakers

1. Janice Jacobs – 206-23 Main Street, Hamilton, ON L9H 2P7
   Ms. Jacobs expressed that the proposed development may not fit the character of the neighbourhood but is not opposed to increased density. She also expressed concerns respecting ventilation systems, trees/greenery and parking issues.

2. Aline Brown – 607-23 Main Street, Hamilton, ON L9H 2P7
   Ms. Brown expressed concerns with set-backs, the height of the building, parking and trees/greenery.

3. Peter Hutton – 403-23 Main Street, Hamilton, ON L9H 2P7
   Mr. Hutton expressed concerns with parking and height of the building.

4. Linda Howes – 11 ½ King Street East, Hamilton, ON L9H 1B7
   Ms. Howe expressed concerns with parking and traffic.

The public presentations respecting report PED13164, Proposed Zoning By-law Amendment Affecting Lands Located at 16 and 22 King Street East (Dundas), were received.

The public meeting respecting report PED13164, Proposed Zoning By-law Amendment Affecting Lands Located at 16 and 22 King Street East (Dundas), was closed.
The correspondence respecting report PED13164, Proposed Zoning By-law Amendment Affecting Lands Located at 16 and 22 King Street East (Dundas), was received.

Joe Lakatos, the agent on behalf of the applicant, provided an overview of the application.

The agent’s presentation respecting report PED13164, Proposed Zoning By-law Amendment Affecting Lands Located at 16 and 22 King Street East (Dundas), was received.

The main motion CARRIED, on the following vote:

Total: 7
Nays: J. Partridge, B. Johnson
Total: 2

For disposition on this Item, refer to item 6.

(vi) **Rural Hamilton Official Plan Amendment: New Policies and Minor Revisions (Wards 9, 11, 12, 13, 14, and 15) (PED13165) (Item 6.4)**

(i) Correspondence from Metropolitan Consulting (on behalf of Silverwood Homes Inc. and Parkside Hills Inc.)
(ii) Correspondence from MHBC Planning, Urban Design & Landscape Architecture (on behalf of Lafarge Canada Inc.)
(iii) Correspondence from Holcim

In accordance with the provision of the Planning Act, Chair J. Farr 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 Official Plan Amendment, 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.

Kirstin Maxwell, Policy and Program Specialist, 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 PED13165, Rural Hamilton Official Plan Amendment: New Policies and Minor Revisions (Wards 9, 11, 12, 13, 14, and 15), was received.

The correspondence respecting Report PED13165, Rural Hamilton Official Plan Amendment: New Policies and Minor Revisions (Wards 9, 11, 12, 13, 14, and 15), was received.

The public meeting respecting Report PED13165, Rural Hamilton Official Plan Amendment: New Policies and Minor Revisions (Wards 9, 11, 12, 13, 14, and 15), was closed.

Report PED13165 Rural Hamilton Official Plan Amendment: New Policies and Minor Revisions, was amended by adding a new section (b) to read as follows:

(b) That Appendix A to Report PED13165 be amended on page 94 of 159 by adding a new section d) to Policy C.5.4.1 as follows:

   d) Notwithstanding Policy C.5.4.1 c), a storm water management pond for the development of the Ancaster Industrial Park shall be permitted on the lands located at the southwest corner of Highway 2 and Trinity Road (Ancaster Fairgrounds).

Report PED13165 Rural Hamilton Official Plan Amendment: New Policies and Minor Revisions, was amended by adding a new sections (c) and (d) to read as follows:

(c) That Appendix A to Report PED13165 be amended on page 5 of 159 by adding the following new section b) and renumbering the current sub-section b) to c) accordingly:

   b) That Section C.2.7 – Natural Heritage System - Linkages of Chapter C – City Wide Systems and Designations be amended as follows:

      i) Deleting Policy C 2.7.2; and,

      ii) In policy C.2.7.6 deleting everything after the first sentence, and replacing with the words

          “in accordance with Section F.3.2.2.”
(d) That Appendix A to Report PED13165 be amended on page 84 of 159 by deleting from policy C.4.6.2 the words “, as shown on Appendix B – Major Transportation Facilities and Routes”.

For disposition on this Item, refer to item 7.

(f) MOTIONS (Item 9)

(i) Police Services Animal By-law

Staff were directed to report back on the Police Services Animal By-law.

(g) NOTICES OF MOTION (Item 10)

Councillor Ferguson introduced the following Notice of Motion:

(i) Police Services Animal By-law

That staff report back on the Police Services Animal By-law.

That the rules be waived in order to allow for the introduction of a motion respecting Police Services Animal By-law.

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

(i) Outstanding Business List Amendments (Item 11.1)

The following Outstanding Business List due dates were revised:

(aa) Item I: “Binbrook Heights Addition”, on Lands Located at 139 Fall Fair Way (Glanbrook)

Current Date: October 15, 2013
New Date: November 19, 2013

(bb) Item S: By-law to Regulate Parking on Boulevards and Front and Side Yard (PED13042)

Current Date: October 15, 2013
New Date: Q1 2014

(cc) Item T: Binbrook Sanitary and Stormwater Systems Performance (PED12182(a)/PW13016)

Current Date: October 15, 2013
New Date: November 19, 2013
(dd) Item V: Municipal Costs for Appeals to the Ontario Municipal Board for Municipal Decision on Mineral Aggregate Resource Developments

Current Date: October 15, 2013
New Date: December 3, 2013

(ee) Item Y: Synergies between infrastructure Development and New School Openings (Added Item 10.1 & 9.2)

Current Date: October 15, 2013
New Date: December 3, 2013

The following items were removed from the Outstanding Business List:

(aa) Item DD: Application for an Amendment to City of Hamilton Zoning By-law No. 05-200 for Lands Located at 22 - 24 Emerald Street South (Hamilton) (PED13119) (Ward 3)

(bb) Item U: Taxi Industry Concerns

(cc) Item CC: Delegation from Jagtar Singh Chahal respecting challenges in the taxi industry

(ii) News from the General Manager (Item 11.2)

The General Manager expressed his gratitude with respect to the work that Planning Committee and planning staff have completed together while he has been with the City.

(i) PRIVATE AND CONFIDENTIAL (Item 12)

(i) Urban Hamilton Official Plan Proposed Settlement of Part of Appeal by Paletta International Corporation and by Twenty Road East Landowners and Legal Direction (LS13032) (City Wide) (Item 12.1)

For disposition on this Item, refer to item 11.

(j) ADJOURNMENT

There being no further business, the Planning Committee adjourned at 2:52 p.m.
Respectfully submitted,

Councillor J. Farr
Chair, Planning Committee

Vanessa Robicheau
Legislative Coordinator
Office of the City Clerk
<table>
<thead>
<tr>
<th>Ward</th>
<th>Crossing Location</th>
<th>Status</th>
<th>Comments</th>
<th>Schools Serviced</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Charlton Ave &amp; Kent St</td>
<td>Lunch Removal</td>
<td>0 crossings, Principal Dave Repchuck in agreement with change</td>
<td>Ryerson</td>
</tr>
<tr>
<td>2</td>
<td>Walnut &amp; Young</td>
<td>Re-align (Remove)</td>
<td>Remove Walnut &amp; Young, Relocate to Ferguson &amp; Young, principals C. Martino &amp; J. McIntosh in agreement with re-alignment</td>
<td>Queen Victoria, St. Patrick</td>
</tr>
<tr>
<td>2</td>
<td>Ferguson &amp; Young</td>
<td>Re-align (Proposed)</td>
<td>Relocate to Ferguson &amp; Young, Remove Walnut &amp; Young, principals C. Martino &amp; J. McIntosh in agreement with re-alignment</td>
<td>Queen Victoria, St. Patrick</td>
</tr>
<tr>
<td>3</td>
<td>Beechwood &amp; Sherman</td>
<td>Re-instate</td>
<td>Location suspended 2012 - 2013 school year due to school renovations, school to re-open November 2013</td>
<td>St. Ann</td>
</tr>
<tr>
<td>3</td>
<td>Barton &amp; Ruth</td>
<td>Re-instate Lunch</td>
<td>Lunch suspended 2012-2013 school year due to school renovations, school to re-open November 2013.</td>
<td>St. Ann</td>
</tr>
<tr>
<td>4</td>
<td>Glenholme Ave &amp; King St E</td>
<td>Lunch Removal</td>
<td>0 crossings, Principal Dan Ivankovic in agreement with change</td>
<td>Viscount Montgomery</td>
</tr>
<tr>
<td>6</td>
<td>Tenth &amp; Upper Ottawa St</td>
<td>Lunch Removal</td>
<td>0 crossings, Principal Susanna Costa-Popovich in agreement with change</td>
<td>Huntington School</td>
</tr>
<tr>
<td>8</td>
<td>Courtland Ave &amp; Stonchurch Rd W</td>
<td>Lunch Removal</td>
<td>0 crossings, Principal Nancy Radojevic in agreement with change</td>
<td>RA Riddell</td>
</tr>
<tr>
<td>8</td>
<td>Garrow Dr &amp; Garth St</td>
<td>Lunch Removal</td>
<td>0 crossings, Principal Nancy Radojevic in agreement with change</td>
<td>RA Riddell</td>
</tr>
<tr>
<td>8</td>
<td>DaVinci/Spadora &amp; Rymal Rd W</td>
<td>Proposed Crossing</td>
<td>New crossing June 2013. Principal Catherine VanBalkom in agreement with proposed crossing</td>
<td>St. Therese of Lisieux</td>
</tr>
<tr>
<td>9</td>
<td>Gordon Drummond &amp; Kennard</td>
<td>Lunch Removal</td>
<td>0 crossings, Principal Mr. DeAngelis in agreement with change</td>
<td>Mount Albion</td>
</tr>
<tr>
<td>11</td>
<td>Barton St &amp; Escarpment Dr</td>
<td>Proposed Crossing</td>
<td>New Crossing Jan 2013, Principal Barb MacDiarmid in agreement with proposed crossing</td>
<td>Winona Public</td>
</tr>
<tr>
<td>11</td>
<td>Fallfair Way &amp; Pumpkin Pass (2 guards)</td>
<td>Proposed Crossing</td>
<td>New crossing September 2012 due to new school opening, principal Gregory Moore in agreement with proposed crossing</td>
<td>Bellmore Elementary</td>
</tr>
<tr>
<td>11</td>
<td>Blue Ribbon Way &amp; Pumpkin Pass</td>
<td>Proposed Crossing</td>
<td>New crossing September 2012 due to new school opening, principal Gregory Moore in agreement with proposed crossing</td>
<td>Bellmore Elementary</td>
</tr>
<tr>
<td>12</td>
<td>Jerseyville Rd &amp; Lloyminn Ave</td>
<td>Lunch Removal</td>
<td>0 crossings, Principal Mr. McNamara in agreement with change no children crossing</td>
<td>St. Ann</td>
</tr>
<tr>
<td>12</td>
<td>McNiven Rd &amp; Mohawk Rd W</td>
<td>Lunch Removal</td>
<td>0 crossings, Principal Susan Jackson-Bosher in agreement with proposed change</td>
<td>Rosseau School</td>
</tr>
<tr>
<td>12</td>
<td>Fiddlers Green &amp; Jerseyville Rd</td>
<td>Lunch Removal</td>
<td>0 crossings, Principal Mr. McNamara in agreement with change no children crossing</td>
<td>St. Ann</td>
</tr>
</tbody>
</table>
THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 13-021 AND RESPECTFULLY RECOMMENDS:

1. Hamilton Police Service Monthly Report (PSB13-092) (Item 5.2)

That Hamilton Police Service Monthly Report PSB13-092 be received.

2. Report 13-003 of the Pan Am Stadium Precinct Sub-Committee – September 24, 2013 (Item 5.2)

That Pan Am Games Update No. 4, as attached to Report 13-003 of the Pan Am Stadium Precinct Sub-Committee be received.

3. Correspondence from Jeremy Freiburger, Cultural Strategist, Cobalt Connects, expressing support of the Cultural Plan (Item 7.1(a))

That the correspondence from Jeremy Freiburger, Cultural Strategist, Cobalt Connects, attached hereto as Appendix “A”, expressing support of the Cultural Plan be received.
4. Transforming Hamilton through Culture: The Cultural Plan 2013 (PED12117(a)) (City Wide) (Item 7.1)

(a) That the eight Goals and twelve Recommendations attached hereto as Appendix “B”, be approved;

(b) That Actions contained in the Cultural Plan 2013, attached as Appendix "A" to Report PED12117(a), that do not require a change to policy or additional financial and staffing resources, be endorsed by Council for implementation by staff;

(c) That the staff advisory team review each Action within the Cultural Plan 2013 to: assign a Corporate or community lead; estimate completion timelines; and identify where policy changes or additional financial or staffing resources would be required;

(d) That Actions within the Culture Plan 2013, attached as Appendix A to Report PED12117(a), which have policy, financial or staffing implications, identified through recommendation (c), be the subject of reports back to the appropriate standing committee for approval prior to implementation;

(e) That staff be directed to prepare a Terms of Reference, for a staff and community-based Cultural Roundtable, to oversee the on-going governance and implementation of the Cultural Plan 2013, attached as Appendix A to Report PED12117(a), for approval by the General Issues Committee;

(f) That staff be directed to provide the General Issues Committee with an annual Report Card on the status of the Cultural Plan 2013’s Recommendations and Actions.

(g) That where the word “downtown” is found within the Cultural Plan, it is meant to be all recognized downtowns in the six former municipalities.

(h) That Action 8.3 to Appendix “A” of Report PED12117(a) be amended to include Business Associations, Business Districts, Chambers of Commerce, Neighbourhood Associations et al.
Item 5 was amended by the addition of sub-section (e), as noted below:

5. Hamilton Police Conducted Energy Weapons (CEW/Taser) Expansion (PSB13-090) (Item 8.1)

Whereas on August 27, 2013, the Minister of Community Safety and Correctional Services announced the use of Conductive Energy Weapons (CEWs) for all front-line police officers;

And Whereas on September 16, 2013, the Hamilton Police Chief presented a report to the Hamilton Police Services Board outlining the cost of purchasing and training for the use of CEW's to be $992,462 for start up costs and $635,433 based on today's costs;

And Whereas on September 16, 2013, the Hamilton Police Services Board referred the issue to Council for public consultation and funding.

Now Therefore Be It Resolved:

(a) That Police Services Board Report 13-090 dated September 23, 2013 respecting “Hamilton Police Conducted Energy Weapons (CEW/Taser) Expansion” and the report attached thereto dated September 16, 2013, be received;

(b) That the City of Hamilton request that the Province fund all costs of CEW's as the Province initiated this enhancement;

(c) That this resolution be forwarded to the Premier of Ontario, the Minister of Community Safety and Correctional Services, the Association of Municipalities of Ontario (AMO), the Large Urban Mayors' Caucus of Ontario (LUMCO) and all local M.P.P.s;

(d) That the Hamilton Police Services Board be advised accordingly.

(e) That the Police Services Board be reminded that the Ministry requested Police Services hold public consultations on the use of CEW/Tasers.

6. Correspondence from Chief Glenn De Caire respecting Conducted Energy Weapons (Item 8.1(a))

That the correspondence from Chief Glenn De Caire respecting “Conducted Energy Weapons” be received.
7. **Tax and Rate Operating Budget Variance Report as of July 31, 2013 – Budget Control Policy Transfers (FCS13075) (City Wide) (Item 8.3)**

That, in accordance with the “Budgeted Complement Control Policy”, the 2013 complement transfer, transferring complement from one department/division to another with no impact on the levy, attached hereto as Appendix “C”, be approved.

8. **Ontario Ministry of Infrastructure Asset Management Plan Requirements (FCS13077/PW13077) (City Wide) (Item 8.4)**

That Report FCS13077/PW13077 respecting “Ontario Ministry of Infrastructure Asset Management Plan Requirements” be received.

9. **City of Hamilton/Ministry of Transportation 2012/13 Dedicated Gas Tax Funding Agreement (FCS13076) (City Wide) (Item 8.5)**

(a) That the Mayor and General Manager, Finance & Corporate Services be authorized and directed to enter into an Agreement between the City of Hamilton and the Province of Ontario, related to the funding commitment made by the Province of Ontario to the Municipality under the Dedicated Gas Tax Funds For Hamilton’s Public Transportation Program;

(b) That the Mayor and General Manager, Finance & Corporate Services be authorized and directed to execute the Letter of Agreement attached as Appendix “A” to Report FCS13076;

(c) That the By-law authorizing and directing the Mayor and General Manager, Finance & Corporate Services to sign a Letter of Agreement between the City of Hamilton and the Province of Ontario with respect to funding under the Dedicated Gas Tax Funds for Public Transportation Program, be passed;

(d) That, upon being passed, a certified copy of the By-law, together with a signed Letter of Agreement, be forwarded to the Ministry of Transportation.
Item 10 was amended by the addition of sub-section (f), as follows:

10. Niagara to Greater Toronto Area (NGTA) Corridor Planning and Environmental Assessment Study – Phase 1, Final Transportation Development Strategy (PW13020(a)/PED13044(a)) (City Wide) (Item 8.6)

   (a) That the General Manager of Public Works and the General Manager of Planning and Economic Development be authorized to forward Report (PW13020(a)/PED13044(a)) to the Ministry of Transportation (MTO) as the City of Hamilton’s response to the Ministry’s Niagara to GTA (NGTA) Corridor Planning and Environmental Assessment Study;

   (b) That the City of Hamilton continue to work with the MTO on strategic transportation planning for this area to support the future corridor planning through the study area;

   (c) That the City of Hamilton encourage the MTO to immediately begin developing Terms of Reference for a corridor study through the central and west areas to determine when a new corridor is required and options where it should be located;

   (d) That the City of Hamilton work with MTO to collaboratively develop the Terms of Reference for the central and west area corridor study;

   (e) That the City of Hamilton continue to work with the Municipal Caucus to accelerate new collaborations and relationships to support the City’s prosperity.

   (f) That the Ministry of Transportation be requested to accelerate plans to widen the eastbound (downtown) lanes of Highway 403 between the LINC and Main Street by one lane into the median.

11. JUNO Awards 2015 (PED13173) (City Wide) (Item 8.7)

   (a) That the City of Hamilton host the 44th annual JUNO Awards in Hamilton on March 8 to 16, 2015, as set out in Report PED13173;

   (b) That financial support for the JUNO Awards event, in the form of a cash contribution to an upset limit of $250,000, to be funded from the Economic Development Investment Fund (Reserve #112221), be approved;

   (c) That staff be directed to work with the Canadian Academy of Recording Arts and Sciences (CARAS) to coordinate the JUNO Awards event logistics and ensure all established guidelines and policies are adhered to;
(d) That the Mayor and City Clerk be authorized and directed to execute the 2015 JUNO Awards Host Contract, between Canadian Academy of Recording Arts and Sciences (CARAS) and the City of Hamilton;

(e) That a 2015 JUNO Awards Host Committee, with representatives from Canadian Academy of Recording Arts and Sciences (CARAS), local industry representatives and staff from the City of Hamilton be established.

12. **Clean & Green Hamilton Strategy 2013 Mid-Year Work Plan Update** (PW11052(e)) (City Wide) (Item 8.8)

That Report PW11052(e) respecting “Clean & Green Hamilton Strategy 2013 Mid-Year Work Plan Update” be received.

13. **Report 13-004 of the Accountability & Transparency Sub-Committee – September 30, 2013** (Item 8.9)

That Item 1 of Report 13-004 of the Accountability and Transparency Sub-Committee – September 30, 2013 respecting “Lobbyist Registry”, which reads as follows, be referred to the 2014 operating budget deliberations:

**Lobbyist Registry (FCS13029(b)/LS13006(b)) (City Wide)**

(a) That the proposed draft by-law, as amended, being a by-law To Establish and Maintain a Lobbyist Registry, attached hereto as Appendix “A”, be considered for enactment, and that the bylaw be reviewed in two years’ time;

(b) That $114,000 annual operating cost be approved, as follows:

(i) One (1) FTE, Policy Analyst, at an estimated cost of $92,000;

(ii) A Lobbyist Registrar position combined with the City’s Integrity Commissioner position at an estimated cost of $22,000.

(c) That a one-time cost of $50,000 to $100,000 be approved for the development of a web-based registry.

14. **Appointments to the Red Hill Valley Joint Stewardship Board** (Item 9.1)

15. **City Manager Remuneration Options (HUR12005(b)) (City Wide)**

That Report HUR12005(b) respecting “City Manager Remuneration Options” be referred to the Non-Union Compensation Sub-Committee for consideration.

**FOR THE INFORMATION OF COUNCIL:**

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

The Committee Clerk advised of the following changes:

**ADDED DELEGATION REQUESTS**

**For Future Meeting**

4.2 Request from Dave Stephens, Jamesville Hub, to speak at the November 6, 2013 meeting of the General Issues Committee respecting the complete streets initiative for a safe and healthier environment

**For Today’s Meeting**

Delegation Requests to speak to the Cultural Plan:

4.3 Evelyn Myrie, Hamilton Centre for Civic Inclusion

4.4 Tricia LeClair, Hamilton Children’s Choir

4.5 Representative from Hamilton HIVE (Hamilton Chamber of Commerce) (Request withdrawn by requestor)

4.6 Charlotte Yates, McMaster University

4.7 Paul Takala, Hamilton Public Library

**ADDED CORRESPONDENCE**

7.1(a) Correspondence from Jeremy Freiburger, Cultural Strategist, Cobalt Connects, expressing support of the Cultural Plan

The Chair advised that the order of business with respect to the Cultural Plan would be as follows:

- Staff presentation respecting the City of Hamilton Cultural Plan
- Public delegations to address Committee
- Committee to consider recommendations contained in Report PED12117(a).
The agenda for the October 16, 2013 meeting of the General Issues Committee was approved as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

None

(c) APPROVAL OF PREVIOUS MINUTES (Item 3.1)

The Minutes of the General Issues Committee Meeting held on October 2, 2013 were approved as presented.

(d) DELEGATION REQUESTS

(i) Request from Joey Coleman, Member, Open Hamilton, respecting Open Data and the 2014 Budget (Item 4.1)

The request from Joey Coleman, Member, Open Hamilton, respecting “Open Data and the 2014 Budget” was approved.

(ii) Request from Dave Stephens, Jamesville Hub, to speak at the November 6, 2013 meeting of the General Issues Committee respecting the complete streets initiative for a safe and healthier environment (Item 4.2)

The request from Dave Stephens, Jamesville Hub, to speak at the November 6, 2013 meeting of the General Issues Committee respecting “the complete streets initiative for a safe and healthier environment” was approved.

(iii) Requests respecting the City of Hamilton’s Cultural Plan (Items 4.3 to 4.7)

The following delegations were approved and the rules of order were suspended in order to allow these delegations to address the Committee at today’s meeting respecting the “City of Hamilton Cultural Plan”:

(aa) Evelyn Myrie, Hamilton Centre for Civic Inclusion
(bb) Tricia LeClair, Hamilton Children’s Choir
(cc) Representative from Hamilton HIVE (Hamilton Chamber of Commerce) (Request withdrawn by requestor)
(dd) Charlotte Yates, McMaster University
(ee) Paul Takala, Hamilton Public Library.
(e) CONSENT ITEMS

(i) Minutes of the May 29, 2013 meeting of the Web Redevelopment and Service Channel Sub-Committee (Item 5.1)

The May 29, 2013 Minutes of the Web Redevelopment and Service Channel Sub-Committee meeting were received.

(f) PUBLIC HEARINGS/DELEGATIONS

(i) Patrick Deane, McMaster University, to provide an update of McMaster’s activities, its work related to community engagement and development in the City (Item 6.1)

Dr. Patrick Deane appeared before the Committee to provide an update on some of the university’s on-going plans and in particular, the orientation of the university toward the City and community, and the contributions they are seeking to make.

Dr. Deane’s comments included, but were not limited to, the following:

- McMaster University continues to build on its international reputation for excellence
- McMaster University continues to be one of four universities in Canada which is ranked in the top 100 in the world and is one of only two in the Province to achieve this ranking
- Continuing Education, including teaching mandate and student experience
- Community Engagement
- McMaster continues to be a key partner involved in downtown revitalization and is serious in being a key and active player in the City
- Opportunity to thank Council for their on-going support to the University

A copy of Mr. Deane’s comments was submitted to the Clerk for the public record.

The update from Patrick Deane, McMaster University, respecting McMaster’s activities, its work related to community engagement and development in the City was received.
(ii) Kerry Corrigan, Studio Babette Puppet Theatre, to speak in support of the Cultural Plan (Item 6.2)

Kerry Corrigan, Helena Adamczyk and Marie Franer of Studio Babette Puppet Theatre appeared before the Committee and did a dialogue using puppets of Sir Allen MacNab and his two daughters, Sophia and Minnie to promote the City and to support local artists and business through the 2013 Cultural Plan.

A copy of their comments was submitted to the Clerk for the public record.

The presentation from Kerry Corrigan, Helena Adamczyk and Marie Franer of Studio Babette Puppet Theatre respecting the “Cultural Plan” was received.

(iii) Tim Potocic, Sonic Unyon, to speak in support of the Cultural Plan (Item 6.3)

Tim Potocic from Sonic Unyon appeared before the Committee to speak in support of the 2013 Cultural Plan, its goals and recommendations to help to move the City forward.

A copy of Mr. Potocic’s comments was submitted to the Clerk for the public record.

The presentation from Tim Potocic from Sonic Unyon, respecting the “Cultural Plan” be received.

(iv) Stephanie Vegh, Hamilton Arts Council, to speak to the importance of adopting a Cultural Plan for the City and its impact on the arts (Item 6.4)

Stephanie Vegh, Executive Director of the Hamilton Arts Council and a visual artist, thanked the City for investing in the long-term process and research required to bring the cultural plan forward today, and spoke to the importance of the cultural plan to the future of the City.

A copy of Ms. Vegh’s comments was submitted to the Clerk for the public record.

The presentation from Stephanie Vegh of the Hamilton Arts Council respecting the “Cultural Plan” be received.
(v) Evelyn Myrie, Hamilton Centre for Civic Inclusion (Item 4.3)

Evelyn Myrie from the Hamilton Centre for Civic Inclusion noted that the Cultural Plan is an exciting shift from industrial economic to a more creative base as the arts and culture are inextricably linked to the fabric of a community, and spoke in support of the Cultural Plan.

The presentation from Evelyn Myrie from the Hamilton Centre for Civic Inclusion, respecting the “Cultural Plan” was received.

(vi) Tricia LeClair, Hamilton Children’s Choir (Item 4.4)

Tricia LeClair from the Hamilton Children’s Choir appeared before the Committee to speak in support of the Cultural Plan and acknowledged the Cultural Plan as a tool for City building.

The presentation from Tricia LeClair from the Hamilton Children’s Choir respecting the “Cultural Plan” was received.

(vii) Representative from Hamilton HIVE (Hamilton Chamber of Commerce) (Item 4.5)

Request withdrawn by requestor.

(viii) Charlotte Yates, McMaster University (Item 4.6)

Charlotte Yates is member of the McMaster Faculty and Dean of the Faculty of Social Sciences. She has also been an active member in the community for over 20 years. Ms. Yates spoke in favour of the Cultural Plan and its adoption.

The presentation from Charlotte Yates, McMaster University, respecting the “Cultural Plan” was received.

(ix) Paul Takala, Hamilton Public Library (Item 4.7)

Paul Takala thanked Council for supporting the work that has led to the presentation of the Cultural Plan.

The presentation from Paul Takala, Hamilton Public Library, respecting the “Cultural Plan” was received.
(g) PRESENTATIONS

(i) Transforming Hamilton through Culture: The Cultural Plan 2013 (PED12117(a)) (City Wide) (Item 7.1)

Tim McCabe, General Manager of Planning and Economic Development, provided introductory remarks to the Cultural Plan.

Alice Sabourin, Senior Planning Manager, Culture and Tourism, provided a PowerPoint/video presentation to the Committee and spoke to:

- Hamilton’s Journey
- Broad Community Engagement
- Policy Statement
- Cultural Plan Framework, which includes 8 goals, 12 recommendations and 78 actions
- Review of the recommendations contained in Report PED12117(a)
- Next Steps

A copy of the PowerPoint presentation was distributed and is available for viewing on the City of Hamilton website.

That the presentation respecting “Transforming Hamilton through Culture: The Cultural Plan 2013” was received.

The following was added as sub-section (g):

(g) That where the word “downtown” is found within the Cultural Plan, it is meant to be all recognized downtowns in the six former municipalities.

The Amendment CARRIED.

The following was added as sub-section (h):

(h) That Action 8.3 to Appendix “A” of Report PED12117(a) was amended to include Business Associations, Business Districts, Chambers of Commerce, Neighbourhood Associations et al.

The Amendment CARRIED.

The Main Motion, as amended, CARRIED.

See Item 4 for the disposition of this item.
(h) DISCUSSION ITEMS

(i) Hamilton Police Conducted Energy Weapons (CEW/Taser) Expansion (PSB13-090) (Item 8.1)

Deputy Chief Ken Leendertse, Superintendent Debbie Clark, Staff Sergeant Will Mason and Sergeant John Alsbergas from the Hamilton Police Service were in attendance to respond to questions of the Committee.

The following Motion was moved by Councillor L. Ferguson and seconded by Councillor T. Whitehead:

Whereas on August 27, 2013, the Minister of Community Safety and Correctional Services announced the use of Conductive Energy Weapons (CEWs) for all front-line police officers;

And Whereas on September 16, 2013, the Hamilton Police Chief presented a report to the Hamilton Police Services Board outlining the cost of purchasing and training for the use of CEW’s to be $992,462 for start up costs and $635,433 based on today’s costs;

And Whereas on September 16, 2013, the Hamilton Police Services Board referred the issue to Council for public consultation and funding.

Now Therefore Be It Resolved:

(a) That the City of Hamilton request that the Province fund all costs of CEW’s as the Province initiated this enhancement;

(b) That no public consultation take place until such time as confirmation has been received from the Province that they will fund the program;

(c) That this resolution be forwarded to the Premier of Ontario, the Minister of Community Safety and Correctional Services, the Association of Municipalities of Ontario (AMO), the Large Urban Mayors’ Caucus of Ontario (LUMCO) and all local M.P.P.s.

The following was added as sub-section (a) and the balance of the sub-sections renumbered accordingly:


The Amendment CARRIED.
The Main Motion was further amended by adding the following as sub-section (e):

(e) That the Hamilton Police Services Board be advised accordingly.

The Amendment CARRIED.
The Main Motion, as further amended, CARRIED.

The main Motion was further amended by deleting sub-section (b), which makes reference to public consultation, in its entirety

The Amendment CARRIED.
The Main Motion, as further amended, CARRIED.

See Item 5 for the disposition of this item.

(ii) **Capital Projects Closing Report as of June 30, 2013 (FCS13070) (City Wide) (Item 8.2)**

Report FCS13070 respecting “Capital Projects Closing Report as of June 30, 2013” was tabled to the next appropriate meeting of the General Issues Committee to allow Committee members to have discussions with staff.

(iii) **Niagara to Greater Toronto Area (NGTA) Corridor Planning and Environmental Assessment Study – Phase 1, Final Transportation Development Strategy (PW13020(a)/PED13044(a)) (City Wide) (Item 8.6)**

Sub-sections (c) and (d) CARRIED on the following recorded vote:

Yeas: Powers, Clark, Pearson, Johnson, Pasuta, Partridge, Bratina, Whitehead, Jackson, Collins, Merulla, Farr
Total Yeas:   12
Nays: McHattie
Total Nays:   1
Absent: Ferguson, Duvall, Morelli
Total Absent:  3

(iv) **Report 13-004 of the Accountability & Transparency Sub-Committee – September 30, 2013 (Item 8.9)**

(a) **Lobbyist Registry (FCS13029(b)/LS13006(b)) (City Wide)**

(i) That the proposed draft by-law, as amended, being a by-law To Establish and Maintain a Lobbyist Registry, attached hereto as Appendix “A”, be considered for enactment;
(ii) That $114,000 annual operating cost be approved, as follows:

(aa) One (1) FTE, Policy Analyst, at an estimated cost of $92,000;

(bb) A Lobbyist Registrar position combined with the City’s Integrity Commissioner position at an estimated cost of $22,000.

(iii) That a one-time cost of $50,000 to $100,000 be approved for the development of a web-based registry.

Sub-section (i) was amended to add the words, “and that the bylaw be reviewed in two years’ time” following the word, “enactment”.

The Amendment CARRIED.

See Item 13 for the disposition of this item.

(i) GENERAL INFORMATION/OTHER BUSINESS (Item 11.1)

(i) Outstanding Business Items List

(aa) Revised Due Dates

The due dates for the following items on the Outstanding Business List were revised as follows:

Item K: Ontario Works Caseload Numbers
Due Date: October 16, 2013
Revised Due Date: Q1 2014

Item M: Residential Water/Wastewater Warranty Protection Plan
Due Date: November 20, 2013
Revised Due Date: Q1 2014

Item Z: Citizens’ Committee Report on Farmers’ Market White Paper
Due Date: October 16, 2013
Revised Due Date: November 6, 2013
(j) **PRIVATE & CONFIDENTIAL**

(i) **Closed Session Minutes – October 2, 2013**

The Minutes of the Closed Session Meeting of the General Issues Committee held on October 2, 2013, were approved and will remain confidential and restricted from public disclosure.

(ii) **City Manager Remuneration Options (HUR12005(b)) (City Wide)**

See Item 15 for the disposition of this item.

(k) **PROCEDURAL MATTERS**

The Committee recessed and reconvened at 12:45 p.m.

(l) **ADJOURNMENT**

There being no further business, the Committee adjourned at 4:17 p.m.  

CARRIED

Respectfully submitted

Councillor R. Powers  
Deputy Mayor

Carolyn Biggs  
Legislative Co-ordinator  
Office of the City Clerk
Dear Chair and Members of the General Issue Committee

Cobalt Connects has been playing a leadership role in the world of cultural planning throughout the province for almost a decade. As an author of cultural plans for other communities, and as Hamilton’s only provincially designated Arts Service Organization, Cobalt has a unique perspective on the role and impact of successful cultural planning efforts.

It was my intention to make a delegation in person and show my support for moving forward with the Cultural Plan, but my role as a Board Member for the Hamilton Community Foundation took precedence today for our annual retreat – focused this year on impact investing and transformational change – my area of interest.

During the time in which this plan was being developed you’ve seen monumental change in the role culture is playing throughout this community. Whether it’s the renewal of the Dundas Valley School of Art and Carnegie Gallery, lively debates over heritage assets like Auchmar or the Gore, the thriving food culture of Locke Street, the creative industries job growth in the lower city, incredible research at McMaster’s Music & the Mind Lab, or the twists and turns of zoning and building revitalization with the Pearl Company – culture is infused into the fabric of this city.

Without a cultural plan to guide the municipality’s actions and provide a clear vision for the institution’s goals and intentions, the cultural community has largely been acting without its City as a partner. That’s not to say you’re not involved, quite obviously you are through public art, SEAT, the Arts Awards, Film Office and the Community Partnership Program – but the involvement isn’t focused.

Your cultural plan, our cultural plan, will now provide a lens for strategic decision-making, adequate investment, and alignment. Cobalt Connects strongly urges Council to adopt the Cultural Plan, and to continue with resourcing and implementing the recommendations it presents.

Sincerely

Jeremy Freiburger
Cultural Strategist, Cobalt Connects.
Culture as an Economic Engine

Culture attracts new businesses, investment, jobs, and talent

Downtown Renewal

Culture is core to downtown renewal

Quality of Life Quality of Place

Culture is a cornerstone in vibrant, competitive and unique communities

Build Tourism

People want to visit places that offer exciting, authentic experiences

Neighbourhood Revitalization

Culture supports neighbourhood transition and vitality

Build Community Identity, Pride and Image

Culture gives the community vitality and a sense of identity

Encourage Welcoming Communities

Cultural activities create and strengthen social connections by drawing citizens together

Creativity for All

Creative expression helps people to grow, prosper and innovate
<table>
<thead>
<tr>
<th>Recommendation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Recognize culture as an essential tool in city-building and plan for culture in our community</td>
</tr>
<tr>
<td>Develop cultural businesses</td>
</tr>
<tr>
<td>Invest in culture</td>
</tr>
<tr>
<td>Enhance tourism development</td>
</tr>
<tr>
<td>Leverage culture as a tool in downtown and community rejuvenation</td>
</tr>
<tr>
<td>Develop and animate public spaces</td>
</tr>
<tr>
<td>Celebrate and preserve Hamilton’s cultural assets</td>
</tr>
<tr>
<td>Identify and develop culture as a key asset in neighbourhoods</td>
</tr>
<tr>
<td>Recognize and celebrate achievement in culture</td>
</tr>
<tr>
<td>Develop and facilitate cultural programming</td>
</tr>
<tr>
<td>Facilitate and increase access to and participation in cultural activities</td>
</tr>
<tr>
<td>Target youth for cultural experiences and work opportunities</td>
</tr>
</tbody>
</table>
CITY OF HAMILTON
BUDGETED COMPLEMENT TRANSFER SCHEDULE

STAFF COMPLEMENT CHANGE

Complement Transfer to another division or department (1)

<table>
<thead>
<tr>
<th>ITEM</th>
<th>TRANSFER FROM</th>
<th>TRANSFER TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1</td>
<td>Boards &amp; Agencies, HECFI, Entertainment Accountant</td>
<td>Corporate Services, F&amp;A and Special Projects, Entertainment Accountant</td>
</tr>
</tbody>
</table>

Explanation: Transfer of Entertainment Accountant to Corporate Services in order to provide financial support of HECFI contract and special projects.

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.
GENERAL ISSUES COMMITTEE
REPORT 13-018(b)
9:30 a.m.
Friday, October 18, 2013
Council Chambers
Hamilton City Hall
71 Main Street West

Present: Deputy Mayor R. Powers (Chair)
Mayor R. Bratina
Councillors B. Clark, J. Farr, B. McHattie, T. Jackson,
S. Merulla, J. Partridge, R. Pasuta, M. Pearson,

Absent with Regrets: Councillors L. Ferguson, B. Johnson, B. Morelli, T. Whitehead
– City Business
Councillors C. Collins, S. Duvall – Personal

Prior to the commencement of the business on the agenda, Deputy Mayor Powers
announced the passing of Henry Merling, former City and Regional Councillor, and
extended condolences to his wife, Wendy, and daughter, Katy, on behalf of City
Council. The Committee observed a moment of silence.

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 13-018(b) FOR
INFORMATION AS FOLLOWS:

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk advised that there were no changes to the agenda.

The agenda was approved as presented.

(b) DECLARATIONS OF INTEREST (Item 2)

None

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

The Minutes of the September 13 and 20, 2013 meetings of the General Issues
Committee were approved as presented.
(d) **STAFF PRESENTATIONS**

(i) **2014 Capital Budget (Item 4.1)**

Brian McMullen provided a PowerPoint presentation with respect to the 2014 Tax-Supported Capital Budget and spoke to the following:

- Information material provided for today's meeting, including capital project list detailing all capital projects that are funded and unfunded and separate list of unfunded projects which will be candidates for .5% requested at last meeting
- Update from previous meeting
- Ward Meetings feedback
- Preliminary Discretionary Funding Sources
- 2014 Capital Budget Highlights
- Capital Pressures
- Discretionary Capital
- 2014 Area Rating Capital
- Roads Funding – Discretionary Capital
- 2014 Tax Supported Capital Budget Process

A copy of the PowerPoint presentation is available for viewing on the City of Hamilton website.

The presentation respecting the 2014 Tax-Supported Capital Budget was received.

(e) **ADJOURNMENT**

There being no further business, the meeting adjourned at 10:39 a.m.

Respectfully submitted

Councillor R. Powers  
Deputy Mayor

Carolyn Biggs  
Legislative Co-ordinator  
Office of the City Clerk
THE BOARD OF HEALTH PRESENTS REPORT 13-009 AND RESPECTFULLY RECOMMENDS:

1. Infectious Disease and Health Hazard Semi-Annual Report – Q1 and Q2 (January 1, 2013 to June 30, 2013) (BOH13038) (City Wide) (Item 5.2)
   
   That Report BOH13038 respecting Infectious Disease and Health Hazard Semi-Annual Report – Q1 and Q2, be received.

2. Climate Change Actions 2012 (BOH13024) (City Wide) (Item 7.1)
   
   (a) That the City increase Hamilton’s greenhouse gas emissions targets to 80% by 2050;

   (b) That the Public Works Department with support from the City Manager’s Office, enhance the Corporate Climate Change Action Plan (PED06336(a)) to set new targets and report to the Board of Health respecting the progress;

   (c) That Public Health Services, in partnership with community groups be
directed, pending identification of a funding source, to lead the development of a Community Climate Change Action Plan to set new targets and report to the Board of Health respecting the progress; (d) That the City Manager’s Office, with support from the Public Works, Emergency and Community Services, Public Health Services, Planning and Economic Development Departments, form a working group to undertake a climate change vulnerability study and risk assessment of services and operations impacted by extreme weather events (e.g. flooding, increased temperatures, increased storms) and report back to the Board of Health on the assessment, and actions to reduce these risks.

3. **Clean Air Hamilton 2012 Progress Report** (BOH13023) (City Wide) (Item 7.2)

   (a) That Appendix A “Clean Air Hamilton Air Quality Progress Report 2012” attached to Report BOH13023 respecting air quality in Hamilton be received;

   (b) That staff from Public Health Services be directed to work with staff from the Planning and Economic Development Department to review planning process options for the adoption of the D-Series Guidelines from the Ontario Ministry of Environment to address land use planning;

   (c) That staff from Public Health Services, Planning and Economic Development, and Public Works Departments be directed to review options that can be taken at a municipal level to control and reduce air particulates;

   (d) That City staff from Public Works Department continue to support the implementation of low-emission transportation alternatives and identify opportunities for increasing the use of green corridors for active transportation.

4. **Anaphylaxis (BOH13040) (City Wide) (Item 7.3)**

   That Report BOH13040 respecting Anaphylaxis, be received.

5. **Nutritious Food Basket (BOH13030) (City Wide) (Item 8.1)**

   (a) That correspondence be sent to the Premier of Ontario, and the Minister of Community and Social Services, requesting an increase in social assistance rates to a level that reflects the true costs of nutritious food and housing, considering the annual results of the Ministry of Health and Long-Term Care’s Nutritious Food Basket survey, and the Canada Mortgage
and Housing Corporation Rental Income (Ontario) reports.

(b) That in the interim, the Board of Health requests an immediate increase of $100 per month, for every adult in receipt of social assistance;

(c) That the Board of Health requests the Ontario government sign a bilateral housing agreement with the Federal government that will commit funds for cost-sharing the five year extension of the federal Investment in Affordable Housing Program.

6. Update to Supporting Neighbourhoods in Managing Community Consequences of Addictions (BOH12008(a)) (City Wide) (Item 8.2)

That Report BOH12008(a) respecting an Update to Supporting Neighbourhoods in Managing Community Consequences of Addictions, be received.

7. 2014 – 2017 Community Accountability Planning Submission to the Hamilton Niagara Haldimand Brant Local Health Integration Network (BOH13043) (City Wide) (Item 8.3)

(a) That the 2014-2017 Community Accountability Planning Submission required by the Hamilton Niagara Haldimand Brant Local Health Integration Network to negotiate the new Multi-sector Service Accountability Agreement for Public Health Services, Community Mental Health Promotion Program of the Mental Health and Street Outreach Services, and Alcohol, Drug & Gambling Services programs, be approved;

(b) That the Medical Officer of Health be authorized and directed to negotiate, in a form satisfactory to the City Solicitor, the 2014-2017 Multi-sector Service Accountability Agreement between the City and the Hamilton, Niagara, Haldimand, Brant Local Health Integration Network, and to execute the Agreement;

(c) That the Medical Officer of Health be authorized and directed to negotiate, in a form satisfactory to the City Solicitor, any required amending, ancillary or related agreements, including funding agreements, during the term of the 2014-2017 Multi-service Sector Accountability Agreement;

(d) That the Medical Officer of Health be authorized to execute any amending, ancillary or related agreements, including any related documents and reports required to give effect thereto or required by the Agreement.

8. Progress Update on Good 2 Go Food Box Pilot Project (BOH13039) (City Wide) (Item 8.4)

That Report BOH13039 respecting an Progress Update on Good 2 Go Food Box
Pilot Project, be received.

9. **Invitation for the Ministry of the Environment to attend a meeting of the Board of Health (Item 9.1)**

   (a) That the Ministry of the Environment be invited to a meeting of the Board of Health to discuss the findings of Report BOH13023, respecting *Clean Air Hamilton 2012 Progress Report*;

   (b) That a Copy of Report BOH13023, respecting Clean Air Hamilton 2012 Progress Report, be sent to the Ministry of the Environment for their information prior to appearing at a Board of Health meeting.

10. **Epinephrine Auto-Injectors Pilot Program in City of Hamilton Food Outlets (Item 9.2)**

    (a) That Public Health Services be directed to work with Dr. Wasserman at McMaster University, and Anaphylaxis Canada to develop an epinephrine auto-injectors in food outlets pilot program by March 31, 2014 at either a Hamilton mall, or nationally recognized food outlet chain;

    (b) That Public Health Services report back in twelve months with the results of the pilot project with considerations to put epinephrine auto-injectors in every food outlet in the City of Hamilton and include all municipal buildings;

    (c) That the City Solicitor be directed to report back to the Board of Health on the *Good Samaritan Act* and other legislation as it relates to liability of parties involved in such a pilot project;

    (d) That the Epinephrine Auto-Injectors Pilot Program in City of Hamilton Food Outlets be funded from the Tax Stabilization Reserve number 11046, and that staff report back through the annual Reserve Report as to the funding commitment

**FOR THE INFORMATION OF COUNCIL:**

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

ADDED DELEGATION REQUESTS

   (i) Sally Palmer representing the Nutritious Food Plan Committee wanting to speak to the Progress Update on Good 2 Go Food Box Pilot Project (Item 4.1)
(ii) Jim McLean representing the Campaign for Adequate Welfare & Disability Benefits wanting to speak to the Progress Update on Good 2 Go Food Box Pilot Project (Item 4.2)

(iii) Karen Burson representing Environment Hamilton wanting to speak to the Progress Update on Good 2 Go Food Box Pilot Project (Item 4.3)

The agenda was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

None

(c) MINUTES (Item 3)

(i) September 16, 2013 (Item 3.1)

The minutes from the September 16, 2013 Board of Health meeting, were approved, as presented.

(d) DELEGATION REQUESTS (Item 4)

(i) Sally Palmer representing the Nutritious Food Plan Committee respecting the Progress Update on Good 2 Go Food Box Pilot Project (Item 4.1)

The delegation by Sally Palmer representing the Nutritious Food Plan Committee respecting the Progress Update on Good 2 Go Food Box Pilot Project, was approved to be heard in conjunction with discussion on the report.

(ii) Jim McLean representing the Campaign for Adequate Welfare & Disability Benefits respecting the Progress Update on Good 2 Go Food Box Pilot Project (Item 4.2)

The delegation by Jim McLean representing the Campaign for Adequate Welfare & Disability Benefits respecting the Progress Update on Good 2 Go Food Box Pilot Project, was approved to be heard in conjunction with discussion on the report.

(iii) Karen Burson representing Environment Hamilton respecting the Progress Update on Good 2 Go Food Box Pilot Project (Item 4.3)
The delegation by Karen Burson representing Environment Hamilton respecting the Progress Update on Good 2 Go Food Box Pilot Project, was approved to be heard in conjunction with discussion on the report.

(e) CONSENT ITEMS (Item 5)

(i) Progress Update on Good 2 Go Food Box Pilot Project (BOH13039) (City Wide) (Item 5.1)

Consent Item 5.1 respecting Progress Update on Good 2 Go Food Box Pilot Project, was moved to Discussion Item 8.4 on the agenda, as there were interested parties in attendance that wished to speak to the item.

(ii) Community Food Security Stakeholder Advisory Sub-Committee Minutes – September 4, 2013 (Item 5.3)

The Community Food Security Stakeholder Advisory Sub-Committee Minutes of September 4, 2013, were received.

(f) PUBLIC HEARINGS/DELEGATIONS (Item 6)

(i) Randy Kay representing the Ontario Public Interest Research Group respecting findings from the street tree project and requesting that follow up air quality studies be taken to monitor changes after adding street trees to a target neighborhood (Item 6.1)

Randy Kay spoke to the Board with respect to the Street Tree Project and the changes that the project has made in targeted neighbourhoods within the City.

The delegation by Randy Kay, representing the Ontario Public Interest Research Group respecting findings from the Street Tree Project and requesting that follow up air quality studies be taken to monitor changes after adding street trees to a target neighbourhood, was received.

(g) PRESENTATIONS (Item 7)

(i) Climate Change Actions 2012 (BOH13024) (City Wide) (Item 7.1)

Brian Montgomery spoke to the Board with respect to the work being done by the City to mitigate green house gas emissions, and outlined the reduction achievements that the City has accomplished. Mr. Montgomery
outlined recommendations for further action towards lowering green house gas emissions within the City.

That the presentation respecting Climate Change Actions 2012, was received.

Please refer to Item 2 for disposition.

(ii) **Clean Air Hamilton 2012 Progress Report (BOH13023) (City Wide) (Item 7.2)**

Dr. Denis Corr spoke to the Board with respect to the work and services provided by Clean Air Hamilton. Dr. Corr spoke to the data that has been collected respecting air quality trends, mobile air monitoring and the SENES report. Dr. Corr proceeded to give an overview of the recommendations outlined in the report.

The presentation respecting *Clean Air Hamilton 2012 Progress Report*, was received.

Please refer to item 3 for disposition.

(iii) **Anaphylaxis (BOH13040) (City Wide) (Item 7.3)**

Ernie Avilla spoke to the Board with respect to anaphylaxis and food allergies. Mr. Avilla spoke to the data on food allergies within Canada, and spoke to the possibility of developing a pilot program for epinephrine auto-injectors.

The presentation respecting Anaphylaxis, was received.

Please refer to item 4 for disposition.

**Epinephrine Auto-Injectors Pilot Program in City of Hamilton Food Outlets**

(a) That Appendix A “*Clean Air Hamilton Air Quality Progress Report 2012*” attached to Report BOH13023 respecting air quality in Hamilton be received;

(b) That staff from Public Health Services be directed to work with staff from the Planning and Economic Development Department to review planning process options for the adoption of the D-Series Guidelines from the Ontario Ministry of Environment to address land use planning;

(c) That staff from Public Health Services, Planning and Economic
Development, and Public Works Departments be directed to review options that can be taken at a municipal level to control and reduce air particulates;

The motion was amended by adding the following as sub-section (d) which reads as follows:

That all City of Hamilton municipal buildings be included in the pilot project conducted by Dr. Wasserman, and Anaphylaxis Canada to determine the capacity to place epinephrine auto-injectors in those locations.

The Motion as Amended CARRIED on the following Standing Recorded Vote:


Total: 10

Nays: None

Total: 0

Absent: B. Morelli, T. Jackson, R. Bratina B. Johnson, M. Pearson, B. Clark

Total: 6

The Medical Officer of Health was requested to determine a funding source for the Epinephrine Auto-Injectors Pilot Program in City of Hamilton Food Outlets pilot project for Council’s consideration at Council.

(h) DISCUSSION ITEMS (Item 8)

(i) Progress Update on Good 2 Go Food Box Pilot Project (BOH13039) (City Wide) (Item 8.4)

Staff gave a brief overview of the Good 2 Go Food Box Pilot Project, and a brief evaluation of the work done up until this point. The Board discussed the current statistics and ways in which the program could be strengthened.

Please refer to item 8 for disposition.

Staff were directed to engage in dialogue with the Hamilton Food Share in conjunction with Environment Hamilton and other stakeholders to improve the distribution of the Good 2 Go Food Box pilot project and bridge any gaps that exist.
(1) Sally Palmer representing the Nutritious Food Plan Committee respecting the Progress Update on Good 2 Go Food Box Pilot Project (Item 6.1)

Sally Palmer gave a presentation respecting the Good 2 Go Food Box Pilot Project, and discussed the need to alter the Program to an “onus on client model” to achieve different results.

The delegation by Sally Palmer representing the Nutritious Food Plan Committee respecting the Progress Update on Good 2 Go Food Box Pilot Project, was received.

(2) Jim McLean representing the Campaign for Adequate Welfare & Disability Benefits respecting the Progress Update on Good 2 Go Food Box Pilot Project (Item 6.2)

Jim McLean spoke to his experience with the Good 2 Go Food Box Pilot Project.

The delegation by Jim McLean representing the Campaign for Adequate Welfare & Disability Benefits respecting the Progress Update on Good 2 Go Food Box Pilot Project, was received.

(3) Karen Burson representing Environment Hamilton respecting the Progress Update on Good 2 Go Food Box Pilot Project (Item 6.3)

Karen Burson provided a presentation respecting the Good 2 Go Food Box Pilot Project, in support of the continuation of the pilot project.

The delegation by Karen Burson representing Environment Hamilton respecting the Progress Update on Good 2 Go Food Box Pilot Project, was received.

The Board of Health adjourned prior to dealing with the following items. These items will appear on the Board of Health’s next meeting agenda on November 18, 2013:

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

11.1 Correspondence

(a) North Bay Parry Sound District Health Unit respecting OSNPPH Council – October 23, 2013
Call to Action: Creating a Health Workplace Nutrition Environment

Recommendation: Be endorsed

(b) Simcoe Muskoka District Health Unit respecting Regulatory Modernization in Ontario’s Beverage Alcohol Industry

Recommendation: Be endorsed

11.2 Outstanding Business List

(a) That the due dates and name changes on the following items on the Outstanding be revised accordingly:

Item “A” - Review of the City of Hamilton Streets By-law
Due Date: November 18, 2013
Revised Due Date: December 2, 2013

Item “F” - Accreditation Moving Forward
Due Date: November 18, 2013
Revised Due Date: January 2014

(j) ADJOURNMENT (Item 13)

The Board of Health was adjourned at 5:30 p.m.

Respectfully submitted,

Mayor R. Bratina
Chair, Board of Health

Christopher Newman
Legislative Coordinator
Office of the City Clerk
Present:  
Councillor T. Whitehead, Chair  
Councillor J. Farr, Vice-Chair  
Councillors T. Jackson, J. Partridge, B. McHattie and S. Merulla  

Absent with Regrets:  
Councillors S. Duvall and B. Morelli, personal  

THE EMERGENCY AND COMMUNITY SERVICES COMMITTEE PRESENTS REPORT 13-008 AND RESPECTFULLY RECOMMENDS:

1. Letter of resignation from Alex Ramirez from the Food & Shelter Advisory Committee (Item 5.2)  
That the letter of resignation from Alex Ramirez from the Food & Shelter Advisory Committee be received.

2. Ontario Works Addiction Services Initiative Evaluation (CS10086(b)) (City Wide) (Item 5.3)  
That Report CS10086(b) respecting Ontario Works Addiction Services Initiative Evaluation be received.

3. Beasley Community Centres Operating Agreement (CS13018(a)) (Ward 2) (Outstanding Business List Item) (Item 8.1)  
(a) That the Operating Agreement between the City of Hamilton and Wesley Urban Ministries for the operation of the Beasley Community Centres from November 1, 2013 to September 30, 2015 in the amount of $85,512 to be funded from the Recreation Division’s existing operating budget (attached as Appendix A to Report CS13018(a)), be approved;
(b) That the General Manager of Community and Emergency Services be authorized and directed to execute the Operating Agreement between the City of Hamilton and Wesley Urban Ministries for the operation of Beasley Community Centres, in a form satisfactory to the City Solicitor.

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk advised there were no changes to the agenda.

The agenda was approved as presented.

(b) DECLARATIONS OF INTEREST (Item 2)

There were none declared.

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

The Minutes of the September 9, 2013 meeting were approved as presented.

(d) DELEGATION REQUESTS (Item 4)

The following delegation request was approved and the rules of order were waived in order to address Committee at today’s meeting:

(i) Brian Duxbury of Duxbury Law Professional Corporation respecting application for Residential Care Facilities Subsidy – 28 Burris Street, 223 Balsam Avenue, 43 London Street North, 57 Proctor Boulevard. (Item 4.1.)

(e) CONSENT (Item 5)

(i) VARIOUS ADVISORY COMMITTEE MEETING MINUTES (Item 5.1):

The following Advisory Committee Meeting Minutes were received:

(i) Seniors Advisory Committee – June 7, 2013
(ii) Food & Shelter Advisory Committee – May 9, 2013
(iii) Hamilton Veterans Committee – July 9, 2013
(iv) Hamilton Veterans Committee – August 13, 2013
(f) PUBLIC HEARINGS DELEGATIONS (Item 6)

(i) Brian Duxbury of Duxbury Law Professional Corporation respecting application for Residential Care Facilities Subsidy – 28 Burris Street, 223 Balsam Avenue, 43 London Street North, 57 Proctor Boulevard. (Item 4.1)

Mr. Brian Duxbury of Duxbury Law Professional Corporation addressed Committee and indicated that he is representing his client, Mr. Ayman Mikhael, who is the new owner of the Residential Care Facilities at 28 Burris Street, 223 Balsam Avenue, 43 London Street North and 57 Proctor Boulevard. He referred to his letter dated September 25, 2013 which was printed in the agenda regarding his client’s applications for subsidies which were denied because he did not meet the deadline. He is appealing to the Committee to grant his client the subsidies which he needs in order to operate the homes effectively.

Mr. Duxbury responded to questions from Committee.

On a motion, Committee received the delegation from Mr. Brian Duxbury respecting the Application for Residential Care Facilities Subsidy for 28 Burris Street, 223 Balsam Avenue, 43 London Street North and 57 Proctor Boulevard.

(g) MOTIONS (Item 9)

Chair Whitehead relinquished the Chair to Vice-Chair Farr in order to present the following motion:

(i) Adult Group Home Facilities in the City of Hamilton (Item 9.1)

Whereas the City of Hamilton licenses and funds Residential Care Facilities that provide housing with supports to frail seniors, and adults with mental health and intellectual disabilities; and,

Whereas the Province of Ontario may also license and fund group homes that serve adults with similar circumstances;

Therefore, be it resolved:

(a) That staff from Housing Services Division be directed to report back with information on group homes in Hamilton serving adults including:
(i) the number of homes, locations, eligibility criteria and funding sources;

(ii) the possible partnerships between the Residential Care Facility program and Provincially administered programs to improve the accessibility of services for Hamilton residents.

Chair Whitehead assumed the Chair.

(h) GENERAL INFORMATION (Item 11)

(i) Outstanding Business List

(1) The due dates of the following outstanding business list items were amended as indicated:

Item “J” - Staff to update Committee regarding measures taken to contain discretionary benefit costs in 2013 and recommendations for the 2014 budget.
Due date: October 8, 2013
Proposed New Due Date: November 25, 2013

Item “K” - Funding Status of the Housing Stability Benefits.
Due date: October 8, 2013
Proposed New Due Date: November 25, 2013

(2) The following item was identified as being completed and removed from the Outstanding Business List:

Item “O” – Consultation and report back re: Beasley Community Centres Operating Agreement.

(i) PRIVATE AND CONFIDENTIAL

(i) Performance Review – Community and Emergency Services Directors (Item 12.1)

On a motion, Committee moved into Closed Session at 2:00 p.m. pursuant to Section 8.1(b) of the Procedural By-law and Section 239 of the Municipal Act to deal with personal matters about identifiable individuals, including City employees.

Committee reconvened in Open Session at 2:27 p.m. with nothing to report.

Council – October 23, 2013
(j) ADJOURNMENT

There being no further business, the Emergency & Community Services Committee meeting adjourned at 2:30 p.m.

Respectfully submitted,

Councillor T. Whitehead, Chair
Emergency & Community Services Committee

Ida Bedioui
Legislative Co-ordinator
Office of the City Clerk