Mayor Bratina called the meeting to order and called upon Pastor David Cummings of the Hamilton Christian Fellowship, to lead Council in prayer. Mayor Bratina expressed Council's condolences to the family of Carter Button.

**APPROVAL OF THE AGENDA**

The Clerk advised of the following changes to the agenda:

1. **ADDED CORRESPONDENCE**

   5.8 Final Report of the Ontario Ombudsman respecting Closed Meeting Complaints

   Recommendation: Be received.

   5.9 Correspondence from Scott Medhurst, President Toromont CAT, and Randy Casson, President Battlefield, respecting resolution calling on the City to boycott businesses or products that have relationships with Caterpillar Inc.

   Recommendation: Be received.

2. **ADDED COMMITTEE REPORTS**

   6.4 General Issues Committee Report 12-005
3. NOTICE OF MOTION

8.1 Application for an Amendment to Glanbrook Zoning By-law No. 464 for Lands located at 2674 Upper James Street (Glanbrook) (PED11209(a)) (Ward 11)

(Pearson/Ferguson)
That the Agenda for the City Council meeting being held on February 8, 2012, be approved, as amended. CARRIED

DECLARATIONS OF INTEREST

Councillor L. Ferguson declared a conflict of interest respecting Item 5.9, Correspondence from Scott Medhurst, President Toromont CAT, and Randy Casson, President Battlefield, respecting resolution calling on the City to boycott businesses or products that have relationships with Caterpillar Inc, and Item 7.2 respecting Caterpillar Corporation’s Breach of the Investment Canada Act, as his daughter is an employee of Toromont.

CEREMONIAL ACTIVITIES/ANNOUNCEMENTS

3.1 Presentation of Certificates of Achievement for Ontario Heritage Trust Community Recognition

Mayor Bratina presented the Ontario Heritage Trust’s Heritage Community Recognition Award to Anne Charlton, Art French and Sylvia Wray in recognition of their many years of service on the Hamilton Municipal Heritage Committee.

3.2 Presentation of Certificate of Achievement for 2011 Young Heritage Leaders

Mayor Bratina presented the 2011 Young Heritage Leaders Achievement Award to Spencer McKee for his contribution to the conservation of Ontario’s heritage. Alissa Denham-Robinson, Chair of the Municipal Heritage Committee addressed Council on the importance of supporting heritage and volunteerism in the Community.

APPROVAL OF MINUTES

4.1 February 8, 2012

(Pearson/Partridge)
That the Minutes of the February 8, 2012, meeting of Council be approved, as presented. CARRIED
4.2 February 10, 2012 (Special Meeting)

(Pearson/Partridge)
That the Minutes of the February 10, Special meeting of Council be approved, as presented. CARRIED

COMMUNICATIONS

(Whitehead/Duvall)
That Council Communications 5.1 through 5.9 be approved, as amended, as follows:

5.1 Correspondence from Cornelie Lefevre, Project Manager, Canadian Association of Nurses in Oncology, respecting Canadian Oncology Nursing Day on April 3, 2012 in the City of Hamilton

(Whitehead/Collins)
Recommendation: Be received.

5.2 Correspondence from the Honourable Leona Aglukkaq, Minister of Health, in response to City’s correspondence respecting Perfluorooctane Sulphate contamination at John C. Munro/Hamilton International Airport

(Powers/Ferguson)
Recommendation: Be received, and the Ward Councillor be involved in the ongoing consultations respecting this matter.

5.3 Correspondence from 9-1-1 Ontario Advisory Board seeking financial assistance

(Farr /Jackson)
Recommendation: Be received.

5.4 Correspondence from Monique Taylor, M.P.P., Hamilton Mountain, to the Honourable Deb Matthews, Minister of Health and Long-Term Care, respecting funding for additional ambulance crew to be on call 12 hours a day in Hamilton

(Duvall/Pearson)
Recommendation: Be received and forwarded to the Director of Emergency Services.

5.5 Letter of Thanks from Dr. David Galbraith, Ph.D., Chair, Cootes to Escarpment Steering Committee, for the City’s financial commitment for Cootes to Escarpment Park System land acquisition

(Powers/Pearson)
Recommendation: Be received.
5.6 Resolution 2012-0025 from the Town of Halton Hills respecting Private Members Bill to Pave Highway Shoulders  

(Ferguson/Pearson)  
Recommendation: Be referred to the General Manager of Public Works for a report to the Public Works Committee.

5.7 Resolution 2012-0046 from the Town of Halton Hills respecting Provincial Regulations regarding Commercial Fill Operations  

(Whitehead/Morelli)  
Recommendations: Be referred to the General Manager of Planning and Economic Development for a report to the Planning Committee.

5.8 Final Report of the Ontario Ombudsman respecting Closed Meeting Complaints  

(Powers/Partridge)  
Recommendation: Be received.

5.9 Correspondence from Scott Medhurst, President Toromont CAT, and Randy Casson, President Battlefield, respecting resolution calling on the City to boycott businesses or products that have relationships with Caterpillar Inc.  

(Powers/Partridge)  
Recommendation: Be received, and the request of Toromont to appear at a General Issues Committee meeting be approved.  

(Powers/Johnson)  
That Council move into Committee of the Whole for consideration of the Committee Reports.

AUDIT, FINANCE & ADMINISTRATION COMMITTEE REPORT 12-002  

(Johnson/Pearson)  
That the SECOND Report of the Audit, Finance & Administration Committee be adopted, and the information section received.

EMERGENCY & COMMUNITY SERVICES COMMITTEE REPORT 12-002  

(Partridge/Powers)  
That the SECOND Report of the General Issues Committee be adopted, and the information section received.

CARRIED
Item 5  Development Charge Exemption Policies for the Expanded Downtown Hamilton Community Improvement Project Area and Protected Heritage Across the City and Demolition Credit Extension for 85 Robinson Street (FCS12015) (City Wide)

(Clark/Farr)
That Sub-section (g) be amended by inserting the words “and redevelopment” after the word “intensification” to read as follows:

(g) That staff of the Corporate Services Department and the Planning & Economic Development Department be directed to undertake and report back to the General Issues Committee on a comprehensive review of City Development Charges and their impact on intensification and redevelopment;

Amendment CARRIED

The Motion as Amended CARRIED on the following Recorded Vote:

Total: 15
Nays: L. Ferguson
Total: 1

(Bratina/Partridge)
That the FOURTH Report of the General Issues Committee be adopted as amended and the information section received.
CARRIED

(Merulla/Collins)
That the 48-hour rule be waived for the introduction and consideration of General Issues Committee Report 12-005.
CARRIED

Item 1  Waste Collection and Procurement Processes 2013-2020

The Motion CARRIED on the following Recorded Vote:

Total: 13
Nays: L. Ferguson, B. McHattie, B. Johnson
Total: 3
(Bratina/Partridge) 
That the FIFTH Report of the General Issues Committee be adopted and the information section received. CARRIED

(Powers/Johnson) 
That the Committee of the Whole Rise and Report. CARRIED

MOTIONS

7.1 U.S. Steel's Intentions respecting Hamilton’s Hilton Works

(Merulla/Morelli) 
WHEREAS the Investment Canada Act has led to the purchase and operation of the former Steel Company of Canada to the U.S. Steel Corporation;

AND WHEREAS the Investment Canada Act has been breached, as a direct result of the conditions placed on the sale by the Investment Canada Act, and litigation followed by the Federal Government, which was settled prematurely;

AND WHEREAS U.S. Steel has stated publicly that they are operating all U.S. Plants to maximum capacity excluding Hamilton Canada’s Hilton Works from steel production;

Therefore be it resolved:

That Prime Minister Harper intervene on this crisis and that U.S. Steel Executives provide details surrounding their intentions respecting Hamilton Canada’s Hilton Works to the City of Hamilton.

(Merulla/Morelli) 
That the Motion be amended by deleting the words following “Therefore be it resolved” to be replaced with the following:

(a) That an invitation be extended to U.S. Steel Executives to attend a future General Issues Committee meeting to address their intentions respecting Hamilton Hilton Works in the City of Hamilton.

(b) That correspondence be forwarded to Prime Minister Stephen Harper and the Federal government requesting information on how they will hold U.S. Steel accountable for the settlements of the lawsuit and uphold the $250 million decision as well as the operation of both their plants.

Amendment CARRIED

Main Motion as Amended CARRIED

7.2 Caterpillar Corporation’s Breach of the Investment Canada Act

(Merulla/Morelli) 
That Item 7.2 respecting Caterpillar Corporation’s Breach of the Investment Canada Act, be TABLED. CARRIED
7.3 Application for an Amendment to Glanbrook Zoning By-law No. 464 for Lands Located at 2674 Upper James Street (Glanbrook) (PED11209(a)) (Ward 11)

(Clark/Johnson)
That approval be given to Zoning Application ZAC-10-051, as Amended, by Prime Limousine Services Inc., Zafar Choudry, Owner, for a change in zoning from the Deferred Development “DD” Zone to the Airport-Related Business “M5-270” Zone and Airport-Related Business-Holding “H-M5-270” Zone, with a Special Exception and Holding Provision, in the Township of Glanbrook Zoning By-law No. 464, to add a Transportation Depot as a permitted use on the lands located at 2674 Upper James Street (Glanbrook), as shown on Appendix “A” to Report PED11209, on the following basis:

(a) That the draft By-law, attached as Appendix “B” to Report PED11209(a), which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council.

(b) That the proposed change in zoning is consistent with the Provincial Policy Statement (PPS), and conforms with the Places to Grow Plan, the Hamilton-Wentworth Official Plan, and the Township of Glanbrook Official Plan.

CARRIED

7.4 2012 Budget Deliberations - Full-Time Equivalents (FTE)

(Powers/Pasuta)
That the 2012 City of Hamilton budget reflect no net increase in FTE's in the City's work force as compared to the 2011 approved FTE numbers, with the exception of Council-approved 2012 Budget Enhancements and Council-approved 2012 Operating Impacts from Capital Projects.

CARRIED

NOTICES OF MOTION

Councillor Clark introduced the following Notice of Motion:

8.1 Application for an Amendment to Glanbrook Zoning By-law No. 464 for Lands Located at 2674 Upper James Street (Glanbrook) (PED11209(a)) (Ward 11)

That approval be given to Zoning Application ZAC-10-051, as Amended, by Prime Limousine Services Inc., Zafar Choudry, Owner, for a change in zoning from the Deferred Development “DD” Zone to the Airport-Related Business “M5-270” Zone and Airport-Related Business-Holding “H-M5-270” Zone, with a Special Exception and Holding Provision, in the Township of Glanbrook Zoning By-law No. 464, to add a Transportation Depot as a permitted use on the lands located at 2674 Upper James Street (Glanbrook), as shown on Appendix “A” to Report PED11209, on the following basis:
(a) That the draft By-law, attached as Appendix “B” to Report PED11209(a), which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council.

(b) That the proposed change in zoning is consistent with the Provincial Policy Statement (PPS), and conforms with the Places to Grow Plan, the Hamilton-Wentworth Official Plan, and the Township of Glanbrook Official Plan.

(Clark/Johnson)
That the rules of order be waived in order to introduce a motion respecting, Application for an Amendment to Glanbrook Zoning By-law No. 464 for Lands Located at 2674 Upper James Street (Glanbrook) (PED11209(a)) (Ward 11).

CARRIED

For disposition on this matter refer to Item 7.3.

Councillor Powers introduced the following Notice of Motion:

8.2 2012 Budget Deliberations - Full-Time Equivalents (FTE)
That the 2012 City of Hamilton budget reflect no net increase in FTE's in the City's work force as compared to the 2011 approved FTE numbers, with the exception of Council-approved 2012 Budget Enhancements and Council-approved 2012 Operating Impacts from Capital Projects.

(Powers/Pasuta)
That the rules of order be waived in order to introduce a motion respecting 2012 Budget Deliberations - Full-Time Equivalents (FTE's).

CARRIED

For disposition on this matter refer to Item 7.4.

STATEMENT BY MEMBERS

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

PRIVATE AND CONFIDENTIAL

None.

BY-LAWS

(Whitehead/Duvall)
That Bills No. 036 to 052 attached hereto, be passed, that the Corporate Seal be affixed thereto, and that the By-laws be numbered and signed by the Mayor and the City Clerk and read as follows:
By-law No.

12-036 To Adopt Official Plan Amendment No. 142 to the former Town of Ancaster Official Plan; Respecting: 114 Wilson Street West, Ancaster

12-037 To Amend Zoning By-law No. 87-57 (Ancaster), Respecting Lands Located at 114 Wilson Street West, in the former Town of Ancaster, now in the City of Hamilton

12-038 To Adopt Official Plan Amendment No. 141 to the former Town of Ancaster Official Plan; Respecting: 452 Springbrook Drive, Ancaster

12-039 To Amend Zoning By-law No. 87-57 (Ancaster), Respecting Lands Located at 452 Springbrook Avenue, in the former Town of Ancaster, now in the City of Hamilton

12-040 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 452 Springbrook Avenue, Ancaster

12-041 To Adopt Official Plan Amendment No. 228 to the former City of Hamilton Official Plan; Respecting: 555 Sanatorium Road, Hamilton

12-042 To Amend Zoning By-law No. 6593 (Hamilton), Respecting Lands Located at 555 Sanatorium Road, Hamilton

12-043 To Amend Zoning By-law No. 05-200, Respecting Lands Located at 555 Sanatorium Road, Hamilton

12-044 To Adopt Official Plan Amendment No. 229 to the City of Hamilton Official Plan; Respecting: 15 Emerson Street

12-045 To Amend Zoning By-law No. 6593 (Hamilton), as Amended by By-law No. 95-02 and By-law No. 95-33, Respecting Lands Located at 15 Emerson Street, Hamilton

12-046 To Adopt Official Plan Amendment No. 86 to the former Township of Glanbrook Official Plan; Respecting:
Lands Located east of Royal Windsor Drive and south of Pumpkin Pass, known municipally as 8 Country Fair Way, Glanbrook

12-047 To Amend Zoning By-law No. 464 (Glanbrook), Respecting Lands Located at 8 Country Fair Way

12-048 To Amend Zoning By-law No. 464 (Glanbrook), Respecting Lands Located at 2674 Upper James Street, Glanbrook

12-049 To Permanently Close an Unassumed Portion of Webster Street, Established by Registered Plan 780, formerly in the Township of West Flamborough, now in the City of Hamilton, designated as Part 6 on Reference Plan 62R-17776

12-050 To Amend By-law No. 01-218, as amended, To Regulate On-Street Parking:
Schedule 6 – Time Limit Parking
Schedule 8 – No Parking Zones
Schedule 12 – Permit Parking Zones
Schedule 14 – Wheelchair Loading Zones

12-051 To Authorize the Borrowing upon Serial Debentures in the Principal Amount of $42,000,000.00 Towards the Cost of the Water Program Capital Improvements and Wastewater Program Capital Improvements
By-law No. 12-052  To Confirm the Proceedings of City Council  

CARRIED

(Pearson/Johnson)
That, there being no further business, the City Council meeting adjourned at 7:08 p.m.

CARRIED

Respectfully submitted,

Mayor B. Bratina

R. Caterini
City Clerk
February 22, 2012