Present: Mayor F. Eisenberger

Councillors B. Bratina, B. Clark, C. Collins, S. Duvall,
L. Ferguson, T. Jackson, M. McCarthy, B. McHattie,
S. Merulla, B. Morelli, D. Mitchell, R. Pasuta, M. Pearson,
R. Powers, T. Whitehead

Mayor Eisenberger called the meeting to order and called upon Reverend Ralph Lepore of Stoney Creek Baptist Church to lead Council in prayer.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

5.17 Correspondence from Patrick James respecting Request for Adjournment Sine Die of Approval of Waterdown South Secondary Plan, Urban Design Guidelines and South Waterdown Watershed Study (corresponds to Item 15 of the Economic Development and Planning Committee Report 10-017)

Recommendation: Be received.

5.18 Correspondence from the Honourable Minister of Health Promotion, Margarett Best respecting funding to the City in the amount of $1,054,837 for the promotion of health and wellness

Recommendation: Be received
5.19 Correspondence from The Honourable Gary Lunn, Minister of State (Sport) respecting to City’s Correspondence of August 12, 2010 regarding federal government funding for the venues to be built for the 2015 Pan/Parapan American Games

Recommendation: Be received

5.20 Correspondence from Angel Lintack respecting Pan Am Stadium at Longwood and Aberdeen

Recommendation: Be received

(McCarthy/Mitchell)
That the Agenda for the City Council meeting being held on September 15, 2010, be approved, as amended.

CARRIED

DECLARATIONS OF INTEREST

There were no declarations of interest.

CEREMONIAL ACTIVITIES/ANNOUNCEMENTS

The Mayor introduced Abakar Cherif, President of the Chadian Association. Abakar Cherif and Youssouf Abakar, Vice Secretary, who extended gratitude, on behalf of Mayor Fatime Marie Therese Mbailemdana, City of Ndjamena, Chad, Africa and the people of Ndjamena, for the six decommissioned traffic lights that were donated by City of Hamilton to Ndjamena.

Mr. Cherif and Mr. Abakar also thanked Scott Stewart, former General Manager of the Public Works Department, and Maxine Carter, Access and Equity Coordinator, who were instrumental in helping to secure the donation of the traffic lights for the Lights for Life project in Ndjamena, Chad.

The traffic lights are currently in storage, as the City of Ndjamena does not have access to a qualified technician to assist with the proper installation of the lights. The City of Ndjamena is asking the City of Hamilton for support in obtaining a technician, who is willing to travel to Ndjamena to assist with the installation of the lights.

The City of Ndjamena would also like to twin with the City of Hamilton in hopes of maintaining an open channel of communication between the two cities.

Mayor Eisenberger was presented with a plaque of appreciation, from the Association Tchadienne De L’Ontairo, for the Lights for Life Project, and a letter of appreciation from Mayor Mbailemdana, City of Ndjamena, Chad. Maxine Carter was also presented with a plaque of appreciation for her assistance with the project.
APPROVAL OF MINUTES

4.1 August 12, 2010

(Pearson/Morelli)
That the Minutes of the August 12, 2010 meeting of Council be approved, as presented.

CARRIED

4.2 August 31, 2010 (Special)

(Pasuta/Bratina)
That the Minutes of the August 31, 2010 meeting of Council be approved, as presented.

CARRIED

COMMUNICATIONS

(Collins/Merulla)
That Council Communications 5.1 to 5.20 be approved, as amended, as follows:

5.1 Correspondence from the Honourable John Gerretsen, Minister of the Environment respecting the Integration of Planning and Environmental Requirements for Infrastructure Projects

Recommendation:  Be received.

5.2 FCM Release respecting “Federation of Canadian Municipalities Announces 15 New Grants to Improve Housing Affordability for Canadians”

Recommendation:  Be received.

5.3 Correspondence from Peter O’Hagan respecting Pan Am Stadium Location – Confederation Park

Recommendation:  Be received.

5.4 Correspondence from Maria Rodriguez respecting West Harbour Location for Stadium

Recommendation:  Be received.
5.5 Correspondence from Richard Rebel respecting the Increasing Number of Climate Change-Related Weather Events in Hamilton and Impacts on Infrastructure

Recommendation: Be received.

5.6 Correspondence from Dr. Tom Nugent respecting Alternative Site for the New Stadium

Recommendation: Be received.

5.7 Correspondence from Source Protection Funding Ontario respecting Grant Proposals for the Ontario Drinking Water Stewardship Program

Recommendation: Be received.

5.8 Correspondence from the Honourable Sophia Aggelonitis, Minister of Consumer Services Respecting Premises that Exhibit Adult Sex Films

Recommendation: (Clark/Whitehead) Be received and referred to the Economic Development and Planning Committee for review.

5.9 Correspondence from Lorenzo Alfano, Newalta, respecting Certificate of Approval A181008 – 2009 Annual Report for the Newalta Stoney Creek Landfill

Note: Due to bulk, the Annual Report is available for viewing by contacting the Office of the City Clerk

Recommendation: (Clark/Pearson) Be received and referred to the Community Liaison Committee for comment.

5.10 Correspondence from Susan Pavlicic respecting Confederation Park Master Plan and Review 2010

Recommendation: Be received.

5.11 Correspondence from The Honourable Deb Matthews, Minister of Health and Long Term Care respecting Board of health's implementation of basic dental program for low-income children and youth

Recommendation: Be received.
5.12 Correspondence from Harold MacNeil, Water For People-Canada respecting donation request

Recommendation: Be received and referred to the General Managers of Public Works and Finance and Corporate Services for a report to the Audit and Administration Committee.

5.13 Correspondence from Steve Miazga, Hamilton Conservation Authority respecting the Confederation Park Master Plan Review and Update

Recommendation: Be received and referred to the City Manager for review and report to Committee of the Whole.

Note: Due to bulk, the Master Plan Review and Update is available by contacting the Office of the City Clerk.

5.14 Correspondence from The Township of Wellington North requesting support for a resolution respecting introduction of a non-refundable provincial income tax credit patterned after the Federal “Children’s Fitness Tax Credit”

Recommendation: Be endorsed.

5.15 Correspondence from the Town of Caledon requesting support for a resolution respecting Appeal Costs to the Ontario Municipal Board for Growth Plan Conformity Exercises

Recommendation: Be received.

5.16 Correspondence from Wayne Phillips respecting Vienna Declaration drug policies being based on scientific evidence

Recommendation: Be received.

5.17 Correspondence from Patrick James respecting Request for Adjournment Sine Die of Approval of Waterdown South Secondary Plan, Urban Design Guidelines and South Waterdown Watershed Study (corresponds to Item 15 of the Economic Development and Planning Committee Report 10-017)

Recommendation: Be received.
5.18 Correspondence from the Honourable Minister of Health Promotion, Margarett Best respecting funding to the City in the amount of $1,054,837 for the promotion of health and wellness

Recommendation: Be received

5.19 Correspondence from The Honourable Gary Lunn, Minister of State (Sport) respecting to City’s Correspondence of August 12, 2010 regarding federal government funding for the venues to be built for the 2015 Pan/Parapan American Games

Recommendation: Be received

5.20 Correspondence from Angel Lintack respecting Pan Am Stadium at Longwood and Aberdeen

Recommendation: Be received

Motion 7.1 was moved forward for consideration.

7.1 U.S. Steel – Pension Indexing

(Merulla/Collins)

(a) That Hamilton City Council express its concerns to U.S. STEEL and request a reversal of their decision to not pay the indexing for the 8,300 pensioner families.

(b) That a copy of the approved Council resolution be forwarded to the Right Honourable Stephen Harper, Prime Minister of Canada, the Honourable Tony Clement, Minister of Industry, the Honourable Premier Dalton McGuinty, the Honourable Sandra Pupatello, Minister of Economic Development and Trade, and all local MPs and MPPs.

Item 7.1 UNANIMOUSLY CARRIED on a Standing Recorded Vote, as follows:

Yeas: Eisenberger, Bratina, Clark, Collins, Duvall, Ferguson, Jackson, McCarthy, Merulla, Morelli, McHattie, Mitchell, Pasuta, Pearson, Powers, Whitehead

Total: 16

Nays: 0
That Council move into Committee of the Whole for consideration of the Standing Committee Reports.  

CARRIED

**ECONOMIC DEVELOPMENT AND PLANNING COMMITTEE 10-017**

**Item 7 Licensing Requirements for Festivals and Special Events (PED10205)**
(City Wide (Item 5.7))

(Mayor/Whitehead)
That Item 7 of the Economic Development and Planning Committee Report 10-017 be amended by adding the following as subsection (b), as follows:

(b) That consultation be done with event/festival organizations.  

**AMENDMENT CARRIED.**

Councillor Clark wished to be recorded as OPPOSED to Item 7.

**Item (t)(b) Application for Amendments to the City of Stoney Creek Official Plan, Zoning By-law No. 3692-92, and Hamilton Zoning By-law No. 05-200, as well as Approval of a Draft Plan of Subdivision, for Lands Located within Part of Lot 29, Concession 6 (Saltfleet), in the Former City of Stoney Creek (PED10196) (Ward 9) (Item 6.12)**

(Clark/Pearson)
That Item (t)(b) of the Economic Development & Planning Committee Report 10-017 be amended by adding the following as subsections (v) and (vi), as follows:

(v) That a hydrological study be completed to mitigate any risk from upwelling when purge wells are turned off.

(vi) That Newalta be afforded the opportunity to review the hydrological report when complete.

**AMENDMENT CARRIED**

(Ferguson/Pearson)
That the SEVENTEENTH Report of the Economic Development and Planning Committee be adopted, as amended, and the information section received.  

CARRIED

**AUDIT & ADMINISTRATION COMMITTEE REPORT 10-009**

(Duvall/Clark)
That Item 12 of the Audit & Administration Committee Report 10-009 be amended by adding the following as subsection (b):

(b) That the Parkland Dedication Fees for development charges be waived.  

**AMENDMENT CARRIED**
That the NINTH Report of the Audit & Administration Committee be adopted, as amended, and the information section received.  

CARRIED

EMERGENCY & COMMUNITY SERVICES COMMITTEE 10-011

That the ELEVENTH Report of the Emergency & Community Services Committee be adopted, and the information section received.  

CARRIED

COMMITTEE OF THE WHOLE REPORT 10-024

That Section 5.6(2) of the City’s Procedural By-law, which provides that a minimum of 48 hours shall pass before a Standing Committee Report is presented to Council, be waived in order to consider Committee of the Whole Report 10-024 dated September 14, 2010.  

CARRIED

Councillor Clark wished to be recorded as OPPOSED to waiving the rules.

Item 7  International Event Opportunities – 2015 Pan Am Games Update  
(CM09006(h) (City Wide))

Item 7 CARRIED on a recorded vote, as follows:

Yeas:   Eisenberger, Bratina, Collins, Duvall, Ferguson, Jackson, Morelli, Clark, Mitchell, Pasuta, Pearson, Powers, Whitehead
Total:  13
Nays:   Merulla, McHattie
Total:  2
Absent: McCarthy
Total:  1

(Eisenberger/Whitehead)
That the TWENTY-FOURTH Report of the Committee of the Whole be adopted, and the information section received.

(Clark/Pearson)
That the Committee of the Whole rise and report.  

CARRIED
7.1 U.S. Steel – Pension Indexing

Refer to Page 6 for disposition of this item.

7.2 Recreation Centre in Winona

(Mitchell/Pearson)

WHEREAS the Stoney Creek Urban Boundary Expansion (SCUBE) Plans are to be completed in the first quarter of 2011, and do not currently show an area where an appropriate recreation centre could be located in Winona;

AND WHEREAS the Winona Public School, located at Highway 8 and Winona Road, may be coming up for sale in 2011;

AND WHEREAS the Winona Seniors Centre abuts the Winona Public School property;

THEREFORE BE IT RESOLVED:

(a) That staff be directed to undertake a feasibility study to review the indoor and outdoor recreation facility and program needs in Winona, and report back to the Emergency & Community Services Committee as soon as possible in 2011.

(b) That, should the Winona Public School, located at Highway 8 and Winona Road, become available for purchase, staff immediately report back to the Emergency & Community Services Committee respecting the feasibility of purchasing the school property.

(c) That staff be directed to include the costs associated with the feasibility study, to review the indoor and outdoor recreation facility and program needs in Winona, in the 2011 Capital Budget submissions, in an amount not to exceed $75,000.

CARRIED

Councillor Mitchell submitted a petition containing over 1,000 signatures from the residents of Winona, which is on file in the Office of the City Clerk.

8.1 Parking Meters in Waterdown

Councillor M. McCarthy withdrew the following Motion:
(a) That a comprehensive review be undertaken, with respect to the financial viability of parking meters in Waterdown;

(b) That the requirement for payment of parking fees in Waterdown be held in abeyance until such time as the staff report has been considered by Committee of the Whole.

8.2 Funding for the Hamilton Santa Claus Parade

Councillor Whitehead introduced the following Notice of Motion:

Whereas there is a $5,000 shortfall for this years Hamilton Santa Claus Parade as advised by the Board of this event;

THEREFORE BE IT RESOLVED:
That the City of Hamilton contribute $5,000, to address the financial shortfall for the 2010 Hamilton Santa Claus Parade, to be funded through the appropriate account, as directed by staff.

(Whitehead/Duvall)
That the Rules of Order be waived in order to introduce a motion respecting funding for the 2010 Hamilton Santa Claus Parade.

CARRIED

(Whitehead/Duvall)
Whereas there is a $5,000 shortfall for this years Hamilton Santa Claus Parade as advised by the Board of this event;

THEREFORE BE IT RESOLVED:
That the City of Hamilton contribute $5,000, to address the financial shortfall for the 2010 Hamilton Santa Claus Parade, to be funded through the appropriate account, as directed by staff.

CARRIED

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<th>STATEMENT BY MEMBERS</th>
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Members of Council used this opportunity to discuss matters of general interest.

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(Collins/Merulla)
That Bill Nos. 010-204 to 010-231, attached hereto, be passed, that the Corporate seal be affixed thereto, and that the By-laws be signed by the Mayor and the City Clerk and read as follows:
By-law No.

10-204  To Incorporate City Land Designated as Part 10 on Plan No. 62R-16447 into Onyx Drive

10-205  To Incorporate City Land Designated as Block 79 on Plan 62M-1078 into Fall Fair Way

10-206  To Incorporate City Land Designated as Blocks 43 and 44 on Plan No. 62M-995 into Eringate Drive

10-207  To Permanently Close a Portion of the Road Allowance of Cootes Drive, North of 1510 Main Street West, Hamilton, being Parts 8, 9 and 10 on Plan 62R-11918, City of Hamilton

10-208  To Provide for Institutional Polls for the 2010 Municipal Election

10-209  To Regulate the Hamilton Farmers’ Market and to Repeal By-law No. 92-310

10-210  To Amend Downtown Hamilton Business Improvement Area By-law No. 82-151, as amended

10-211  To Adopt Official Plan Amendment No. 131 to the former Town of Ancaster Official Plan, Respecting 717 and 777 Garner Road East

10-212  To Adopt Official Plan Amendment No. 3 to the Urban Hamilton Official Plan, Respecting 713 and Part of 777 Garner Road East

10-213  To Amend Zoning By-law No. 87-57 (Ancaster), Respecting Lands Located at 713 and Part of 777 Garner Road East

10-214  To Adopt Official Plan Amendment No. 5 to the Urban Hamilton Official Plan, Respecting Waterdown South Secondary Plan Area (former Town of Flamborough)

10-215  To Adopt Official Plan Amendment No. 40 the former Regional Municipality of Hamilton-Wentworth and Official Plan Amendment No. 122 to the former Town of Flamborough Official Plan, Respecting Waterdown Secondary Plan Area

10-216  To Amend Zoning By-law No. 464 (Glanbrook), Respecting Lands Located at 31 Trinity Church Road and 1824 Rymal Road

10-217  To Remove a Portion of the Lands from and to Amend Zoning By-law No. 05-200, Respecting Lands Located at 31 Trinity Church Road and 1824 Rymal Road (Glanbrook)

10-218  To Adopt Amendment No. 5 to the Downtown and Community Renewal Community Improvement Plan

10-219  To Amend City of Hamilton By-law No. 10-052 as amended, To Delegate Authority to the General Manager, Planning and Economic Development for Certain Grants and Loans under the Downtown and Community Improvement Plan

10-220  To Amend Zoning By-law No. 6593 (Hamilton), Respecting Lands Located at 16 Strathcona Avenue South

10-221  Property Standards By-law, To Prescribe Standards for the Maintenance and Occupancy of Property and to Repeal By-law No. 03-117
To Amend Zoning By-law No. 90-145-Z (Flamborough), Respecting Lands Located at 15 McDonald Court / 45 Scott Street

Respecting Removal of Part Lot Control, Block 11, Registered Plan No. 62-1129

Respecting Removal of Part Lot Control, Lots 1, 3, 5, 7 – 9, 11 – 14, 16, 17, 20 – 35, and 38 of Plan No. 62M-1138, “Highgate Meadow”


Respecting Removal of Part Lot Control, Lots 7 and Part of Lot 6, Registered Plan No. 62M-227, Hamilton Mountain Industrial Park (1)

To Incorporate City Land Designated as Parts 5 and 6 on Plan No. 62R-18788 into Twenty Road East

To Amend By-law No. 01-218, as amended, To Regulate On-Street Parking:
Schedule 2 – Through Highways
Schedule 5 – Parking Meters
Schedule 6 – Time Limit Parking
Schedule 8 – No Parking Zones
Schedule 9 – Alternate Side Parking
Schedule 12 – Permit Parking Zones
Schedule 13 – No Stopping Zones
Schedule 14 – Wheelchair Loading Zones
Schedule 16 – Taxi Zones

To Amend By-law No. 10-053, Governing the Proceedings of Council and Committees of Council

To Confirm the Proceedings of City Council

CARRIED

(Ferguson/Pearson)
There being no further business, the City Council meeting adjourned at 9:15 p.m.

CARRIED

Respectfully submitted

Fred Eisenberger
Mayor

R. Caterini
City Clerk
September 15, 2010