Present: Mayor F. Eisenberger


Absent with Regrets: Councillor M. McCarthy – Vacation

Mayor Eisenberger called the meeting to order and called upon Rabbi Dan Selsberg, spiritual leader of Beth Jacob Synagogue, to lead Council in prayer.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

1. COMMUNICATIONS

   5.7 Correspondence from David Tang, Gowling Lafleur Henderson LLP, respecting rezoning of 400 and 466 Burlington Street East and 424 and 442 Burlington Street East from “M6 – Heavy Industrial Zoning” to “M5 – Heavy Industrial Zoning”

   Recommendation: Be received.
5.8 Correspondence from Fred Losani, CEO, Losani Homes, respecting City of Hamilton 2010 Development Charges

Recommendation: Be received.

5.9 Correspondence from Keith Scott, CEO, Hamilton/Burlington SPCA, respecting appointment of Councillor Bernie Morelli as the City of Hamilton’s representative on the Board of the Hamilton/Burlington SPCA

Recommendation: Be received and that Councillor Bernie Morelli be appointed at the City of Hamilton’s representative on the Board of the Hamilton/Burlington SPCA

5.10 Correspondence from Steve Spicer, Multi-Area Developments Inc. respecting Property at the North-east Corner of Barton Street and Fruitland Road, Stoney Creek (645 Barton Street)

Recommendation: Be received

2. MOTIONS/NOTICES OF MOTION

8.2 GO Transit Station “Recommended” Sites

8.3 Reconsideration respecting Demolition Permit for 247 Jones Road

8.4 Paid On-Street Parking

(Pearson/Mitchell)

That the Agenda for the City Council meeting being held on May 12, 2010, be approved, as amended. CARRIED

DECLARATIONS OF INTEREST

Economic Development & Planning Committee Report 10-010, Item 1
Neighbourhood Residential Rental Housing Community Liaison Committee – Rental Registry Program/Voluntary Certification Program (PED10049(a)) (Wards 1 and 8)

Councillor M. Pearson declared an interest as she is the owner of rental properties.

CEREMONIAL ACTIVITIES/ANNOUNCEMENTS

Mayor Eisenberger acknowledged the recent passing of Jack MacDonald, former Mayor of the City and extended condolences to his family on behalf of Council.
Mayor Eisenberger announced that May is Multiple Sclerosis Awareness Month and recognized the exemplary efforts of the estimated 1,300 Hamiltonians who live each day with the challenge of MS. He also thanked the Hamilton Chapter of the MS Society for providing a carnation boutonniere for each member of Council.

**APPROVAL OF MINUTES**

*(Morelli/Pasuta)*

That the Minutes of the April 28, 2010 meeting of Council be approved, as presented.

*CARRIED*

**COMMUNICATIONS**

*(Powers/Pearson)*

That Council Communications 5.1 to 5.10 be approved, as follows:

5.1 Correspondence from Martin Strybosch, Chair, Multiple Sclerosis Society respecting May is “Multiple Sclerosis Awareness Month”

Recommendation: Be received

5.2 Correspondence from The Honourable Laurel Broten, Minister of Children and Youth Services respecting $3,524,775 for municipal child care budget

Recommendation: Be received

5.3 Correspondence from Brock Carton, FCM respecting monies towards Project Performance Reporting Grant Agreement – Using Hybrid Bus Technology to Market Hamilton’s Beeline Bus Rapid Route

Recommendation: Be received

5.4 Correspondence from The Honourable Lawrence Cannon, Minister of Foreign Affairs respecting Canada’s nuclear non-proliferation, arms control and disarmament policy

Recommendation: Be received

5.5 Correspondence from Miles Mattattall, Tim Hortons respecting Stoney Creek Metered Parking Proposal

Recommendation: Be received
5.6 Correspondence from Joyce Brown, President, Branch #622, Royal Canadian Legion respecting affects of paid parking on the Legion, the Veterans and Volunteers

Recommendation: Be received

5.7 Correspondence from David Tang, Gowling Lafleur Henderson LLP, respecting rezoning of 400 and 466 Burlington Street East and 424 and 442 Burlington Street East from "M6 – Heavy Industrial Zoning" to "M5 – Heavy Industrial Zoning"

Recommendation: Be received.

5.8 Correspondence from Fred Losani, CEO, Losani Homes, respecting City of Hamilton 2010 Development Charges

Recommendation: Be received.

5.9 Correspondence from Keith Scott, CEO, Hamilton/Burlington SPCA, respecting appointment of Councillor Bernie Morelli as the City of Hamilton’s representative on the Board of the Hamilton/Burlington SPCA

Recommendation: (Whitehead/Bratina) Be received and that Councillor Bernie Morelli be appointed at the City of Hamilton’s representative on the Board of the Hamilton/Burlington SPCA

5.10 Correspondence from Steve Spicer, Multi-Area Developments Inc. respecting Property at the North-east Corner of Barton Street and Fruitland Road, Stoney Creek (645 Barton Street)

Recommendation: Be received

(Pasuta/Pearson)
That Council move into Committee of the Whole for consideration of the Standing Committee Reports. CARRIED

PUBLIC WORKS COMMITTEE REPORT 10-007

Item 11 Accommodation and Leasing Strategy (PW10045/PED10101) (Wards 2 and 15)

(Merulla/Morelli)
That Item 11 of Public Works Committee Report 10-007 respecting Leasing and Accommodation Strategy (PW10045/PED10101) be amended as follows:

(a) by adding “/H.S.T.” following “G.S.T.” wherever it appears throughout in sub-section (a)(iii);

(b) by adding the following as sub-section (a)(v):

...
“(a)(v) The Landlord will contribute $300,000 to the City of Hamilton toward moving costs, which amount is to be repaid by the City of Hamilton over the duration of the eleven (11) year lease term. The contribution by the Landlord will come by way of rent free to an upset limit of $300,000.”

(c) by adding the following after “By-law No. 04-299” in sub-section (f):

“…and that the net proceeds from the sale be directed to the funding sources of the one-time costs for the relocation of staff to 77 James Street North, Suite 400”;

(d) by deleting sub-section (g) in its entirety and replacing it with the following in lieu thereof:

“(g) That the City-owned real property assets property located at 125 Barton Street comprising an area of approximately 4.46 acres, which includes a storage warehouse (56,401 square feet) and a shop (10,113 square feet), be identified as surplus for the needs of the Public Works Department and that the real property be recognized as a strategic asset either for Pan Am-related development or other re-development opportunities in general, and that any proposed future use of this property be brought back to the appropriate Committee for consideration in accordance with existing policies.”

(e) by adding the following as sub-section (h):

“(h) That the Information Update dated May 11, 2010 respecting Accommodation and Leasing Strategy, be received for information.”

Amendment CARRIED
Motion as amended CARRIED

(Merulla/Morelli)
That the SEVENTH Report of the Public Works Committee be adopted, as amended, and the information section received. CARRIED

ECONOMIC DEVELOPMENT AND PLANNING COMMITTEE 10-009

Item 1 City Initiative CI-09-H Respecting The City of Hamilton Comprehensive Zoning By-law: New Industrial Zones (PED09260(a)) (City Wide) (Item 3.1)

(Ferguson/Bratina)
That Item 1, Subsection (b) of Economic Development and Planning Committee Report 10-009 be amended as follows:
(i) By adding the following subsections Subsections (hh) through (mm):

(hh) That staff be directed to amend the implementing Zoning By-law to add the use of a “Contractor’s Establishment” to each of the Industrial Zones along with a new definition in Section 3 – Definitions and associated parking requirements within Section 5 of the Comprehensive Zoning By-law to provide clarification and easier interpretation of the Zoning By-law

(ii) That staff be directed to amend the implementing Zoning By-law to remove the requirement for minimum lot frontage on a street and lot width for properties within the Industrial Zones to remove obstacles to facilitate new investment into the City.

(jj) That staff be directed to amended the implementing Zoning By-law to create a new Special Exception for a portion of the property known as 368 Wilcox Street to permit the site to be exempt from the requirements for building setback from a street, planting strip abutting a small portion of Burlington Street and the requirement for onsite parking.

(kk) That staff be directed to amend implementing Zoning By-law related to Special Exception 399, for the property known as 650 South Service Road, to permit a stand alone restaurant and financial establishment on the property and that development occur in stages to only permit these uses once an industrial building is constructed on the Fruitland Road frontage.

(ll) That staff be directed to amend the implementing Zoning By-law to add “Commercial Recreation” as a permitted use on the property known as 620 South Service Road to facilitate a joint public/private development negotiated prior to the Committee approval of the new Industrial Zones.

(mm) That staff be directed to amend the implementing Zoning By-law to add “Commercial Recreation” as a permitted use on the property known as 680 Tradewind Drive to facilitate a new development that was negotiated prior to the Committee approval of the new Industrial Zones.

(ii) By adding the following sections (d) to (e) as follows:

(d) That staff be directed to modify the appropriate Appendices to include these changes, and to bring forward the Official Plan Amendments and Zoning By-law Amendments to the May 26, 2010 Council meeting for enactment.
(e) That the changes being made are minor in nature, not affecting the intent of Report PED09260(a) as approved by Economic Development Committee on April 27, 2010 and that no further Public Meeting is necessary, pursuant to Section 34(17) of the Planning Act. Amendment CARRIED

(Ferguson/Bratina)
That the following be added as Sub-section (nn) to the above-mentioned report:

“(nn) That staff be directed to amend the implementing Zoning By-law for the property located at the north-east corner of Fruitland Road and Barton Street, to rezone the property from the proposed Prestige Industrial (M3) Zone to the Business Support (M4) Zone.”

Amendment CARRIED

Sub-section 1(b)(i)(kk) CARRIED on the following recorded vote:

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

Main Motion as amended CARRIED

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

ECONOMIC DEVELOPMENT AND PLANNING COMMITTEE 10-010

Item 8 Application for a Further Modification in Zoning for Lands Located at 2660-2668 Binbrook Road East and 2651 Regional Road 56 (Glanbrook) (PED10087) (Ward 11)

The Motion CARRIED on the following recorded vote:

Yeas: Bratina, Clark, Duvall, Ferguson, Jackson, Pasuta, Mitchell, Pearson, Powers, Whitehead
Total Yeas: 10
Nays: Eisenberger, Collins, McHattie, Merulla, Morelli
Total Nays: 5
Absent: McCarthy
Total Absent: 1
(Ferguson/Jackson)
That the TENTH Report of the Economic Development and Planning Committee be adopted, and the information section received.  CARRIED

EMERGENCY & COMMUNITY SERVICES COMMITTEE REPORT 10-007

Item 9  Affordable Access to Recreation Strategy (CS10047) (City Wide) (Item 12.1)

(Pasuta/Jackson)
That Item 9 of the Emergency & Community Services Committee Report 10-007 be referred back to the Emergency & Community Services Committee for further discussion.  CARRIED

(Pasuta/Morelli)
That the SEVENTH Report of the Emergency & Community Services Committee be adopted, as amended, and the information section received.  CARRIED

COMMITTEE OF THE WHOLE REPORT 10-014

Item 5  John C. Munro Hamilton International Airport Infrastructure Funding Proposal (PED10121)

(Mitchell/Pearson)
That the following be added as Sub-section (b):

“(b) That this resolution be forwarded to the local M.P.’s and M.P.P.’s.  Amendment CARRIED
Motion as amended CARRIED

Item 7  City of Hamilton 2010 Residential Development Charges (FCS1035)

Sub-section (a) CARRIED on the following recorded vote:

Yeas:  Eisenberger, Bratina, Clark, Collins, Duvall, Ferguson, McHattie, Merulla, Morelli, Pasuta, Mitchell, Pearson, Powers, Whitehead
Total Yeas:  14
Nays:  Jackson
Total Nays:  1
Absent:  McCarthy
Total Absent:  1
Item 8  Non-Union Compensation Sub-Committee Report 10-001 – April 26, 2010

The Motion CARRIED on the following recorded vote:

Yeas: Eisenberger, Bratina, Clark, Ferguson, Jackson, McHattie, Morelli, Pasuta, Pearson, Powers
Total Yeas: 10
Nays: Collins, Duvall, Merulla, Mitchell, Whitehead
Total Nays: 5
Absent: McCarthy
Total Absent: 1

Item 9  Update on Return to Work Services Enhancement Requested through 2010 Budget Process (HUR10001(a)) (City Wide)

The Motion CARRIED on the following recorded vote:

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

Item 10  Return to Work Services Enhancement

(Jackson/Morelli)
That Item 10 of Committee of the Whole Report 10-014 respecting Return to Work Services Enhancement be amended by deleting Sub-section (a) in its entirety and replacing with the following in lieu thereof:

(a) That the 2010 Human Resources proposed Program Enhancement for Return to Work Enhancement for Return to Work Services Enhancement at a total cost of $206,050 be amended as follows:

(i) That the 1 FTE Occupational Health Nurse Consultant be established as a contract position for 3 years, at which time a decision can be made as to whether to eliminate or make the position permanent based on the return on investment achieved;

(ii) That the 1 FTE Return to Work Services Assistant be a transfer of 1 FTE and base budget of $65,000 from Public Works;
(iii) That the balance of the Return to Work Services Enhancement ($141,050) be funded from the LTD and WSIB reserves with no net impact on the levy.

The Amendment CARRIED on the following recorded vote:

Yea: Eisenberger, Bratina, Clark, Collins, Ferguson, Jackson, McHattie, Merulla, Morelli, Pasuta, Pearson, Powers, Whitehead

Total Yea: 13

Nays: Duvall, Mitchell

Total Nays: 2

Absent: McCarthy

Total Absent: 1

The Main Motion, as amended, CARRIED on the following recorded vote:

Yea: Eisenberger, Bratina, Clark, Ferguson, Jackson, McHattie, Merulla, Morelli, Pasuta, Pearson, Powers, Whitehead

Total Yea: 12

Nays: Collins, Duvall, Mitchell

Total Nays: 3

Absent: McCarthy

Total Absent: 1

Item 12 Citizens’ Forum – Steering Committee Selection (CM10002(a)) (City Wide)

The Motion CARRIED on the following recorded vote:

Yea: Eisenberger, Bratina, Clark, Ferguson, McHattie, Merulla, Morelli, Pasuta, Mitchell, Pearson, Powers

Total Yea: 11

Nays: Collins, Duvall, Jackson, Whitehead

Total Nays: 4

Absent: McCarthy

Total Absent: 1

(Eisenberger/Bratina)
That the FOURTEENTH Report of the Committee of the Whole be adopted, as amended, and the information section received. CARRIED

(Pasuta/Pearson)
That the Committee of the Whole rise and report. CARRIED
7.1 Request to Government of Ontario respecting Ombudsman’s Report in reference to the Local Health Integration Network

Councillor Whitehead withdrew the following motion as the Ombudsman’s Report will be released to the public.

“In an effort to provide accountability for our Health Care system, the City of Hamilton asks that the Province of Ontario ensure that the Ombudsman’s Report in reference to the Local Health Integration network be made public.”

7.2 Demolition Permit respecting 247 Jones Road, Stoney Creek

(Ferguson/Clark)
That further to the direction noted as Item (e) in the Information Section of Economic Development & Planning Committee Report 10-010, that Item 9 of ED&P Report 09-017, as approved by Council on September 16, 2009, respecting the demolition permit for 247 Jones Road, Stoney Creek, and which reads as follows, be reconsidered.

That the Director of Building Services be authorized and directed to issue a demolition permit for 247 Jones Road (Stoney Creek) in accordance with By-Law 08-226 pursuant to Section 33 of The Planning Act, as amended, subject to the following conditions:

(a) That the applicant has applied for and received a building permit for a replacement building on this property;

(b) That the said building permit specifies that the replacement building be erected within two years of the demolition of the existing building on this property;

(c) That the said building permit for the replacement building specifies if such replacement building is not erected within the said two year time limit, that the City be paid the sum of $20,000;

(d) That the applicant be required to register on title to the subject property (prior to issuance of the said demolition permit), notice of these conditions (including the directions to the City Clerk outlined in sub-section (e)) in a form satisfactory to the Director of Building Services and to the City Solicitor; and,

(e) That if the said replacement building is not erected as required, the City Clerk be authorized to add the said sum, until payment thereof, as a lien or charge upon the property until paid.
The Motion to Reconsider **CARRIED** on the following vote:

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

**(Ferguson/Pearson)**  
That Item 9 of ED&P Report 09-017, as approved by Council on September 16, 2000, respecting the demolition permit for 247 Jones Road, Stoney Creek, be amended to remove all the conditions, to read as follows:

9. **Demolition Permit respecting 247 Jones Road, Stoney Creek**

That the Director of Building Services be authorized and directed to issue a demolition permit for 247 Jones Road (Stoney Creek) (PED09238) in accordance with By-law No. 08-226, pursuant to Section 33 of The Planning Act, as amended.

The Motion **CARRIED** on the following standing recorded vote:

**Yeas:** Bratina, Duvall, Ferguson, Jackson, Pasuta, Mitchell, Pearson, Powers  
Total Yeas: 8  
Nays: Eisenberger, Clark, Collins, McHattue, Merulla, Morelli, Whitehead  
Total Nays: 7  
Absent: McCarthy  
Total Absent: 1

### NOTICES OF MOTION

Councillor B. McHattie put forward the following Notice of Motion:

8.1 **Liquor License, Stonewalls Restaurant, 339 York Boulevard, Hamilton, Ontario**

Whereas, Stonewalls Restaurant has applied for a 550 seat liquor sale licence at 339 York Boulevard 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 licence 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, and
Whereas, this would be the first roof-top patio (comprised of 220 seats) in Ward One, raising issues about noise problems in the neighbourhood, and

Whereas, a letter expressing concerns must be submitted before May 27, 2010.

Therefore, Hamilton City Council respectfully requests that:

(a) That AGCO give the public notice and hold a hearing or meeting into the application so as to hear directly from residents on the public interest and their needs and wishes;

(b) That AGCO provide Hamilton City Council with more time to allow Council to carry out necessary processes before making a decision on a resolution or to receive written submissions directly from residents.

(McHattie/Merulla)
That the rules of order be waived to allow for the introduction of a motion respecting Liquor License, Stonewalls Restaurant, 339 York Boulevard, Hamilton Ontario. CARRIED

(McHattie/Merulla)
That the following be added as Motion 7.3:

7.3 Liquor License, Stonewalls Restaurant, 339 York Boulevard, Hamilton ON

(a) That AGCO give the public notice and hold a hearing or meeting into the application so as to hear directly from residents on the public interest and their needs and wishes;

(b) That AGCO provide Hamilton City Council with more time to allow Council to carry out necessary processes before making a decision on a resolution or to receive written submissions directly from residents. CARRIED

Councillor D. Mitchell put forward the following Notice of Motion:

GO Transit Station “Recommended” Sites

Whereas GO Transit (Metrolinx) is undertaking an Environmental Assessment for the extension of rail service to Niagara Region; and

Whereas on February 24, 2010, Hamilton City Council unanimously supported James Street North and Winona locations as the preferred sites for new GO stations within the City of Hamilton; and

Whereas on May 11, 2010, GO Transit released Public Information Centre materials showing James Street North as a "recommended" station location, Fruitland Road and Fifty Road as "potential GO stations as ridership warrants" and Lewis Road as a "recommended" layover facility; and
Whereas the Stoney Creek Urban Boundary Expansion Transportation Master Plan identified a multi-modal transit hub at Fifty Road and the South Service Road, and Council has endorsed this Transportation Master Plan; and

Whereas there are active or pending development locations on the Fruitland Road, Fifty Road and Lewis Road sites;

Therefore, be it resolved:

(a) That GO Transit and the Metrolinx Board, including local Board Representatives Richard Koroscil and Rob MacIsaac, be advised that Hamilton City Council respectfully requests that the James Street North, Fruitland Road and Fifty Road sites all be shown as "recommended" station locations;

(b) That the Lewis Road site continue to be shown as a "recommended" layover facility location;

(c) That GO Transit pursue property acquisition for these sites in the near future.

(Mitchell/Pearson)
That the Rules of Order be waived to allow for the introduction of a Motion respecting GO Transit Station “Recommended” Sites.  CARRIED

(Mitchell/Pearson)
That the following be added as Motion 7.4:

7.4  GO Transit Station “Recommended” Sites

Whereas GO Transit (Metrolinx) is undertaking an Environmental Assessment for the extension of rail service to Niagara Region; and

Whereas on February 24, 2010, Hamilton City Council unanimously supported James Street North and Winona locations as the preferred sites for new GO stations within the City of Hamilton; and

Whereas on May 11, 2010, GO Transit released Public Information Centre materials showing James Street North as a "recommended" station location, Fruitland Road and Fifty Road as "potential GO stations as ridership warrants" and Lewis Road as a "recommended" layover facility; and

Whereas the Stoney Creek Urban Boundary Expansion Transportation Master Plan identified a multi-modal transit hub at Fifty Road and the South Service Road, and Council has endorsed this Transportation Master Plan; and

Whereas there are active or pending development locations on the Fruitland Road, Fifty Road and Lewis Road sites;

Therefore, be it resolved:
(a) That GO Transit and the Metrolinx Board, including local Board Representatives Richard Koroscil and Rob Maclsaac, be advised that Hamilton City Council respectfully requests that the James Street North, Fruitland Road and Fifty Road sites all be shown as "recommended" station locations;

(b) That the Lewis Road site continue to be shown as a "recommended" layover facility location;

(c) That GO Transit pursue property acquisition for these sites in the near future.

CARRIED

(Clark/Pearson)
That the Rules of Order be temporarily suspended to allow for the introduction of a motion respecting Paid On-Street Parking.

CARRIED

(Clarke/Pearson)
That the following be added as Motion 7.5:

7.5 Paid On-Street Parking

That subsection (b) of Item 3 of Committee of the Whole Report 10-001 approved by Council on January 12, 2010 be amended as follows:

(i) by adding “on-street” after paid to read as follows:

(b) That paid “on street” parking be implemented in additional commercial areas of the City defined as follows:

(i) Stoney Creek

Elm, west side from King to Maple
First, east side from King to Second
King, both sides from Second to New Mountain
Lake, both sides from King to Maple
Mountain, west side from King to Maple
Second, west side from King to First

(ii) Waterdown

Flamboro, west side from Highway #5 to Barton
Highway #5E, both sides from Hamilton to Mill
Main, both sides from Griffin to Church

(iii) Ancaster

Wilson, both sides from Halson to Rousseaux
(iv) Locke Street

Locke, both sides from Hunter to Stanley

(ii) by adding the following as subsections (g) and (h):

(g) That a review of commercial paid parking for the areas of Stoney Creek, Waterdown and Ancaster be completed with BIA and public consultation after two years.

(h) That any revenue shortfall be funded from the Tax Stabilization Reserve.

Sub-sections (i)(b)(i) to (iv) were split for voting purposes.

Sub-section (i)(b)(i) **CARRIED** on the following recorded vote:

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

Total Yeas: 15

Nays:

Total Nays: 0

Absent: McCarthy

Total Absent: 1

Sub-sections (i)(b)(ii) to (iv) **CARRIED** on the following recorded vote:

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

Total Yeas: 14

Nays: Duvall

Total Nays: 1

Absent: McCarthy

Total Absent: 1

**STATEMENT BY MEMBERS**

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

**BY-LAWS**

(Pasuta/Pearson)
That Bill Nos. 010-093 to 010-107, 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:
<table>
<thead>
<tr>
<th>By-law No.</th>
<th>Bill No.</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>10-093</td>
<td>093</td>
<td>To Permanently Close a portion of Elgin Street, Registered Plan 255, designated as Part 3 on Plan 62R-18597, City of Hamilton</td>
</tr>
<tr>
<td>10-094</td>
<td>094</td>
<td>To Amend By-law No. 01-215, being a By-law to Regulate Traffic Schedule 29 – Weight Restrictions on Bridges</td>
</tr>
<tr>
<td>10-095</td>
<td>095</td>
<td>To Amend By-law No. 01-218, as amended, being A By-law to Regulate On-Street Parking Schedule 6 – Time Limit Parking Schedule 12 – Permit Parking Zones Schedule 14 – Wheelchair Loading Zones</td>
</tr>
<tr>
<td>10-096</td>
<td>096</td>
<td>To Amend by-law No. 01-215, being a By-law to Regulate Traffic Schedule 5 – Stop Control</td>
</tr>
<tr>
<td>10-097</td>
<td>097</td>
<td>To Amend Zoning By-law No. 6593 (Hamilton), as Amended, respecting lands located at 1146 and 1150 West 5th Street (Hamilton)</td>
</tr>
<tr>
<td>10-098</td>
<td>098</td>
<td>To Amend Zoning By-law No. 3581-86 (Dundas), respecting lands located at 133-137 King Street West, Dundas</td>
</tr>
<tr>
<td>10-099</td>
<td>099</td>
<td>Removal of Part Lot Control Blocks 77-79 of Plan No. 62M-1125, “Parkside Hills”</td>
</tr>
<tr>
<td>10-100</td>
<td>100</td>
<td>Removal of Part Lot Control Block 99 of Plan No. 62M-1125, “Parkside Hills”</td>
</tr>
<tr>
<td>10-101</td>
<td>101</td>
<td>Removal of Part Lot Control Blocks 1-4 of Plan No. 62M-1110</td>
</tr>
<tr>
<td>10-102</td>
<td>102</td>
<td>Removal of Part Lot Control Block 1, Registered Plan No. 62M-1103, “Gardens at Summit Park”</td>
</tr>
<tr>
<td>10-103</td>
<td>103</td>
<td>Prevention of Backflow into the Water Distribution System of the City of Hamilton</td>
</tr>
<tr>
<td>10-104</td>
<td>104</td>
<td>To Amend the Waterworks By-law R84-026, as Amended</td>
</tr>
<tr>
<td>10-105</td>
<td>105</td>
<td>To Amend the Water and Wastewater Fees and Charges By-law no. 09-264</td>
</tr>
<tr>
<td>10-106</td>
<td>106</td>
<td>To Amend By-law No. 07-170, A By-law to License and Regulate Various Businesses</td>
</tr>
</tbody>
</table>
By-law No.  Bill No.
10-107  107  To Confirm the Proceedings of City Council

(Pasuta/Pearson)
There being no further business, the City Council meeting adjourned at 9:45 p.m.

CARRIED

Respectfully submitted

Fred Eisenberger
Mayor

R. Caterini
City Clerk
May 12, 2010