



CITY COUNCIL MINUTES

**Wednesday, October 10, 2007
7:00 p.m.
Albion Rooms
Hamilton Convention Centre
One Summer's Lane
Hamilton, Ontario**

Present: Mayor F. Eisenberger

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

Absent with Regrets: L. Ferguson- Personal Business
R. Pasuta, Bereavement

Mayor Eisenberger called upon Major Byron Jacobs of the Salvation Army Community and Family Services in Dundas to lead Council in prayer.

Mayor Eisenberger advised the meeting of the passing of Councillor Pasuta's father, and expressed condolences to the Councillor and his family, on behalf of the City.

APPROVAL OF THE AGENDA

(Clark/Duvall)

That the Agenda for the City Council meeting being held on October 10, 2007, be approved as presented. **CARRIED**

DECLARATIONS OF INTEREST

There were none declared.

CEREMONIAL ACTIVITIES/ANNOUNCEMENTS
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3.1 Miss Teen Canada

Mayor Eisenberger called upon Cassondra Paletta, Miss Teen Canada to join him at the podium. The Mayor congratulated Cassondra on her achievement and presented her with a City of Hamilton Teddy Bear to add to her collection for the Teddy Bears of Hope Campaign.

Ms Paletta addressed Council and gave a brief overview of the Teddy Bear programme.

3.2 Commuter Challenge Awards

Mayor Eisenberger invited Thom Oommen to join him at the podium to present the Commuter Challenge Awards. Mr Oommen gave an overview of the programme and its continuing success in reducing the use of fossil fuels. Mayor Eisenberger congratulated all the winners.

3.3 Independent Community Panel Awards

Mayor Eisenberger invited to the podium, Carl Bodimeade, Yiping Guo, Paul Kovacs and Mark Schollen and recognised them for all their work with staff in areas of Storm Water Management. It was noted that Paul Kay, another participant, was unable to attend tonight. The Mayor explained that an Independent Community Panel had been established in 2005 following a number of severe rainstorms which had left parts of the City flooded.

3.4 Canadian Construction Association Environmental Achievement Award

This presentation was held in conjunction with presentation 3.5.

3.5 Canadian Design-Build Institute 2007 Canadian Design-Build Award

Mayor Eisenberger announced that the contractors for the Hamilton Central Compositing Facility, Maple Reinders Construction, have been awarded two very prestigious awards for this state-of-the-art facility. Maple Reinders Construction were presented with an Environmental Achievement Award by the Canadian Construction Association and they were also awarded the Canadian Design-Build Institute's Award of Excellence for their contribution to the growth and stature of the design-build profession.

The Mayor then called upon Peter Muller and John Haanstra of Maple Reinders Construction and Beth Goodger, Director of Waste Management and Emil Prpic, Supervisor of Waste Processing to join him at the podium to receive these awards.

APPROVAL OF MINUTES**(Mitchell/ Morelli)**

That the Minutes of the September 26, 2007 meeting of Council be approved, as presented. **CARRIED**

COMMUNICATIONS**(Morelli/Merulla)**

That Council Communications 5.1 to 5.4 be approved, as amended, as follows:

- 5.1 Correspondence from the Town of Smiths Falls respecting revamping of the property tax system
Recommendation: **(Mitchell/Powers)** Be endorsed

Councillor McCarthy requested that her opposition be recorded.

- 5.2 Correspondence from the Regional Municipality of Halton respecting nominations of Halton Region Representatives on the Source Protection Committee
Recommendation: **(Powers /Morelli)** Be received

- 5.3 Correspondence from the Township of Stirling-Rawdon respecting assistance to residents suffering repercussions of a catastrophic natural event

Recommendation: **(McCarthy/Duvall)** Be received

- 5.4 Correspondence from The Nation Municipality Corporation respecting Lead Sampling in Private Homes

Recommendation: **(Whitehead/Pearson)** Be received

CARRIED as amended

(Morelli/Merulla)

That Council move into Committee of the Whole for consideration of the Standing Committee Reports. **CARRIED**

PUBLIC WORKS COMMITTEE REPORT 07-012**(McCarthy/Ferguson)**

That the TWELFTH Report of the Public Works Committee be adopted and the information section received. **CARRIED**

ECONOMIC DEVELOPMENT AND PLANNING COMMITTEE REPORT 07-017**Item 8. City of Hamilton's War of 1812 Bicentennial Commemoration Initiative (PED07257/ECS07069) (City Wide) (Item 8.1)****(Pearson/Mitchell)**

That the following be added as subsection (g) to the recommendation;

That the following Councillors be appointed to sit on the above-mentioned Advisory Committee; Councillor Brad Clark, Councillor Bob Bratina, and Councillor Russ Powers

**Amendment CARRIED
Motion as amended CARRIED****(Bratina/Clark)**

That the Rules be waived to allow the following be lifted from the Information Section and added as Item 11 to Economic Development and Planning Committee Report 07-017:

Item 11. Appointment to the Board of the Industry Education Council

That Councillor Lloyd Ferguson be appointed as the Council representative on the Board of the Industry Education Council

CARRIED**(Whitehead/Pearson)**

That the SEVENTEENTH Report of Economic Development and Planning Committee be adopted, as amended, and the information section received.

CARRIED**EMERGENCY AND COMMUNITY SERVICES REPORT 07-012****Item 1. Use, Renovation and Replacement Study for Hamilton Recreation and Public-Use Facilities, Phase I Findings (ECS07068) (City Wide) (Item 7.1)****(Morelli/Merulla)**

That Item 1 subsection (b) be deleted in its entirety and replaced with the following;

- (b) That Phase II of the Use, Renovating and Replacement Study for Hamilton Recreation and Public Use facilities explore the "repurposing" of existing facilities to forgo any facility closures.

**Amendment CARRIED
Motion as amended CARRIED**

(Merulla/McHattie)

That the TWELFTH Report of the Emergency and Community Services Committee be adopted, as amended, and the information section received. **CARRIED**

COMMITTEE OF THE WHOLE REPORT 07-029**(Morelli/Merulla)**

That the TWENTY-NINTH Report of the Committee of the Whole be adopted and the information section received. **CARRIED**

MOTIONS**7.1 Representation by Population****(Merulla /Morelli)**

(a) That an independent consultant be retained to report back to Council on representation by population, subject to the following considerations;

- (1) preserving communities of interest,
- (2) recognition of natural barriers,
- (3) recognition of areas of growth and decline,
- (4) recognition of population in relation to geographic areas,
- (5) accessibility/communication

(b) And that prior to the appointment of the consultant, staff be directed to report back on the process for retaining the consultant, and the costs associated with this Recommendation.

CARRIED**7.2 Application 812556 for the Sale of Liquor: Nohadra Social Club, 571 King Street East, Hamilton, Ontario****(Morelli/Merulla)**

That the Alcohol and Gaming Commission of Ontario (AGCO0) be advised that the City of Hamilton is aware of Application 812556 by Nohadra Social Club, 571 King Street East, Hamilton for the sale of alcohol (indoor) and objects to the said application on the grounds that it will be negative to an already fragile neighbourhood.

CARRIED

7.3 Rally in honour of Brian Melo**(Merulla/Morelli)**

That in celebration of Brian Melo's recent success in becoming the first Canadian Idol from the City of Hamilton, that the citizens of Hamilton be invited to attend a rally to be held in Brian's honour on October 12, 2007 commencing at 5:00 p.m. on the rooftop of Jackson Square.

CARRIED

NOTICES OF MOTION

None

STATEMENT BY MEMBERS

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

PRIVATE & CONFIDENTIAL

None

BY-LAWS

(Morelli/Merulla)

That Bill Nos. 07-285 to 07-295 attached hereto be passed, that the corporate seal be affixed thereto and the By-laws be signed by the Mayor and the City Clerk, and numbered as 07-285 to 07-295

By-law No.	Bill No.	
07-285	285	To Amend By-law 01-215 respecting Heavy Vehicles and Traffic:
07-286	286	To Amend By-law 01-215 Being a By-law To Regulate Traffic: Schedule 27 – Truck Routes
07-287	287	To Amend By-law No. 01-215, Respecting Heavy Traffic Routes
07-288	288	To Amend By-law 01-215 Being a By-law To Regulate Traffic: Schedule 5 – Stop Signs
07-289	289	To Amend Zoning 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 12 – Permit Parking Zones
Schedule 14 – Wheelchair Loading Zones

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| 07-290 | 290 | To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting the Property Located at 38, 42 and 56 Copes Lane |
| 07-291 | 291 | To Amend Zoning By-law No. 05-200, Respecting 56 Copes Lane (Stoney Creek) |
| 07-292 | 292 | To Amend Zoning By-law No. 3581-86 (Dundas), Respecting the Property Located at 3 to 101 Forest Valley Drive and 15 to 55 Valleyside Lane |
| 07-293 | 293 | To Adopt Official Plan Amendment No. 30 to the former Regional Municipality of Hamilton-Wentworth Official Plan; Official Plan Amendment No. 116 to the former Town of Ancaster Official Plan; Official Plan Amendment No. 14 to the former Town of Dundas Official Plan; Official Plan Amendment No. 111 to the former Town of Flamborough Official Plan; Official Plan No. 63 to the former Township of Glanbrook Official Plan, Official Plan Amendment No. 213 to the former City of Hamilton Official Plan and Official Plan Amendment No. 138 to the former City of Stoney Creek Official Plan, Respecting Administrative Amendments |
| 07-294 | 294 | To Adopt Official Plan Amendment No. 29 to the former Regional Municipality of Hamilton-Wentworth Official Plan; Official Plan Amendment No. 115 to the former Town of Ancaster Official Plan, Official Plan Amendment No. 110 to the former Town of Flamborough Official Plan; Official Plan Amendment No. 62 to the former Township of Glanbrook Official Plan; Official Plan Amendment No. 212 to the former

City of Hamilton Official Plan and Official Plan Amendment No. 137 to the former City of Stoney Creek Official Plan, Respecting Omnibus Amendments |
| 07-295 | 295 | To Confirm the Proceedings of City Council |

(Mitchell/Jackson)

There being no further business, the City Council meeting adjourned at 9.35 p.m.

City Council

(8)

October 10, 2007

Respectfully submitted

Fred Eisenberger
Mayor

Rose Caterini
Deputy Clerk
October 10, 2007