



## **Committee of the Whole Meeting**

### **Minutes**

Date: June 4, 2018  
Time: 1:00 pm  
Location: Council Chambers Level 2, City Hall

Members Present: Blair Lancaster (Chair), Paul Sharman, Rick Craven, Marianne Meed Ward, John Taylor, Jack Dennison, Mayor Rick Goldring  
Staff Present: James Ridge, Mary Battaglia, Laura Boyd, Joan Ford, David Lazenby, Allan Magi, Angela Morgan, Nancy Shea-Nicol, Bill Janssen, David Thompson (Audio/Video Specialist), Georgie Gartside (Clerk)

#### **1. Declarations of Interest:**

None.

#### **2. Delegation(s):**

- 2.1 Craig Gardner spoke in support of renaming the baseball diamond at Nelson Park (COW-09-18)
- 2.2 Amal Helbah and Cristina Saban, Rotary Club of Burlington Lakeshore, shared the rationale for Rotary's request to extend park hours to midnight on Aug. 30, 2018 for Ribfest's opening night event (PR-01-18)
- 2.3 Gary Hicks spoke in support of retaining LaSalle Park Marina. Hicks shared that a rock wall wave break would be more beneficial from an environmental, aesthetic, engineering and long-term financial perspective (CM-07-18)
- 2.4 Liz Benneian, Trumpeter Swan Coalition, shared details about the Trumpeter Swan population and their habitat at LaSalle Park Marina. Benneian suggested potential solutions for winter, including aeration and a winter feeding program (CM-07-18)
- 2.5 John Birch, LaSalle Park Marina Association, spoke in support of Option B, provided an overview of the timelines for this matter, and shared

the importance of a new wave break being delivered by April 2019 (CM-07-18)

- 2.6 William Love, Roseland Community Organization, shared the benefits of the tree canopy and is in support of a pilot private tree by-law for the Roseland community (RPF-03-18)
- 2.7 Jane Jenner, BurlingtonGreen Environmental Association, spoke in support of a pilot private tree by-law for the Roseland community; however would prefer that a city-wide private tree by-law be implemented (RPF-03-18)
- 2.8 Shawna Stolte spoke in support of a city-wide private tree by-law. Stolte referred to current city by-laws that also place controls on private property so individual choices do not have a detrimental impact on the neighbourhood and community (RPF-03-18)
- 2.9 Albert Masini, 418 Burlington Avenue, shared details about the condition of the house and requested support to demolish the property (PB-49-18)

### **3. Consent Items:**

- 3.1 Fire computer aided dispatch system replacement (BFD-01-18)

Moved by Councillor Sharman

Authorize the Fire Chief to replace the City of Burlington's computer aided dispatch system using a one-time capital investment from the fire Vehicle Depreciation Reserve Fund; and

Authorize the Manager of Procurement Services to issue a purchase order and/or sign any associated agreements related to the system, subject to the satisfaction of the City Solicitor.

**CARRIED**

- 3.2 Burlington Inclusivity Citizen Advisory Committee 2017 annual report and 2018 work plan (CL-08-18)

Moved by Councillor Sharman

Receive and file the Burlington Inclusivity Advisory Committee's 2017 annual report and 2018 workplan attached as Appendix A to clerks department report CL-08-18.

**CARRIED**

- 3.3 Burlington Accessibility Citizen Advisory Committee 2017 annual report and 2018 work plan (CL-11-18)

Moved by Councillor Sharman

Receive and file clerks department report CL-11-18 providing Burlington Accessibility Advisory Committee's 2017 annual report and 2018 workplan as contained in Appendix A.

**CARRIED**

- 3.4 Financial status report as at March 31, 2018 (F-25-18)

Moved by Councillor Sharman

Receive and file finance department report F-25-18 providing the financial status as at March 31, 2018.

**CARRIED**

- 3.5 Establish a Joint Election Compliance Audit Committee with Halton Regional Municipalities (CL-12-18)

Moved by Councillor Sharman

Direct the City Clerk to coordinate with the Halton Area Clerks to create a Joint Compliance Audit Committee for the Region.

**CARRIED**

- 3.6 Appointment of Integrity Commissioner (CL-14-18)

Moved by Councillor Sharman

Direct the Mayor and City Clerk to enter into an agreement, to the satisfaction of the City Solicitor, with Principles *Integrity* for the provision of Integrity Commissioner services for a term of four (4) years; and

Direct the City Clerk to proceed with the preparation of the appointment by-law.

**CARRIED**

#### **4. Regular Items:**

- 4.1 Building a 21st century workforce (HR-03-18)

Moved by Councillor Sharman

Receive and file human resources department report HR-03-18 summarizing the strategies and initiatives the city has undertaken to build a 21st century workforce.

**CARRIED**

4.2 2018 Capital Budget Variance and Project Closure (F-20-18)

Moved by Councillor Sharman

Direct the Director of Finance to proceed with the closure of 62 capital projects identified as being completed in finance department report F-20-18.

**CARRIED**

4.3 Correspondence from the Mayor's Office and Councillor Jack Dennison regarding renaming Nelson Baseball Park (COW-09-18)

Moved by Mayor Goldring

Approve the renaming of the baseball diamond at Nelson Park to the Casey Cosgrove Baseball Field; and

Direct the Director of Parks and Recreation to work with Craig Gardner and take the appropriate steps to name and sign the baseball diamond at Nelson Park to Casey Cosgrove Baseball Field; and

Direct the Director of Parks and Recreation to work with Craig Gardner to determine interest in installing a memorial plaque to support the naming of Casey Cosgrove Baseball Field with funds to produce and install the plaque being provided by the community. (SD-20-18)

**CARRIED**

4.4 Request by Rotary Club of Burlington Lakeshore to extend park hours (PR-01-18)

Moved by Councillor Dennison

Approve exemptions to Nuisance and Noise Control By-law 19-2003 and Parks By-law 35-1976 to permit a pilot project allowing the Rotary Club of Burlington Lakeshore to extend park hours to midnight on August 30, 2018 for the Ribfest kick-off event.

**LOST**

Moved by Mayor Goldring

That the Director of Parks and Recreation uphold Nuisance and Noise Control By-law 19-2003 and Parks By-law 35-1976 on August 30, 2018 at Spencer Smith Park.

**CARRIED**

4.5 LaSalle Park Marina next steps (CM-07-18)

Moved by Councillor Craven

Direct the City Solicitor and Director of Finance to explore early termination of the joint venture agreement with the LaSalle Park Marina Association and report back to Council on the legal and financial implications of an early exit and a funding source(s) to fulfill the city's obligations; and

Direct the Director of Parks & Recreation to negotiate a revised relationship agreement with the La Salle Park Marina Association for managing/administering all boating activity at the marina as well as the maintenance and replacement of all structures behind the wave break including the docks, and any other ancillary equipment as soon as possible; and

Direct the Director of Parks & Recreation to initiate discussions with the Hamilton Port Authority, the LaSalle Park Marina Association and the City of Hamilton regarding opportunities to secure moorage space at Hamilton Harbour for the members of LaSalle Park Marina Association if moorage space is required during the purchase and construction of the new wave break; and

Direct the Executive Director of Capital Works to initiate a request for proposal for the design/build of a floating wave break as soon as possible; and

Approve funding for design/build of a new floating wave break at LaSalle Park Marina to an upset limit of \$4,000,000 to be funded from the Hydro Reserve Fund, contingent upon the signing of a long term agreement with the LaSalle Park Marina Association; and

Direct the Director of Parks & Recreation to review the city's current agreements with other marina stakeholders with a view to identifying any

changes that may be required as a result of this proposed course of action, and report back to Council; **and**

**Establish a Stakeholder Advisory Committee and consider an ongoing monitoring and mitigating plan as outlined in the Minister's conditions.**

**CARRIED**

Moved by Councillor Meed Ward

Add "including repayment" to the fifth clause after the words "upon signing of a long term agreement".

**LOST**

Moved by Councillor Meed Ward

Add a new clause "Establish a Stakeholder Advisory Committee and consider an ongoing monitoring and mitigating plan as outlined in the Minister's conditions."

**CARRIED**

**4.6 Update on Capital Initiatives Planning (F-24-18)**

Moved by Mayor Goldring

Receive and file finance department report F-24-18 regarding updates on capital initiatives planning.

**CARRIED**

**4.7 Roseland pilot private tree by-law investigation report (RPF-03-18)**

Moved by Mayor Goldring

Approve Private Tree By-law 43-2018 attached as Appendix A, to be implemented on November 1, 2018 with a two-year pilot program for the Roseland community; and

Direct the Director of Roads, Parks and Forestry to inform the Roseland community prior to the implementation date; and

Direct the Director of Roads, Parks and Forestry to undertake full city-wide community consultation after the implementation date of November 1,

2018 and report back to Council in Q2 of 2019 on options, recommendations and financial impacts for the city-wide implementation of a private tree by-law.

**CARRIED**

- 4.8 Recommendation to designate 418 Burlington Avenue under the Ontario Heritage Act (PB-49-18)

**Note: This item was approved at a special council meeting held Monday, June 4, 2018**

Moved by Councillor Dennison

**Remove the property known as 418 Burlington Avenue from the Municipal Register of Cultural Heritage Resources and thank Heritage Burlington for their report dated May 16, 2018.**

**CARRIED**

- 4.9 Compensation for heritage properties (SD-18-18)

Moved by Mayor Goldring

Direct the Director of Finance, City Solicitor and Director of City Building to work with the Heritage Burlington Advisory Committee to investigate:

- compensation for properties that are forcibly designated under the Ontario Heritage Act (SD-23-15); and
- whether the city should purchase heritage properties in situations where the owner is interested in demolishing or removing character-defining attributes of the property and report back with tools available to the city, including designating and reselling the properties or reselling the properties with conditions to ensure rebuilds preserve the heritage character of neighbourhoods, and other options.

**CARRIED**

## **5. Confidential Items:**

- 5.1 Contingency report - March 31, 2018 (F-26-18)

Moved by Councillor Meed Ward

Receive and file confidential finance department report F-26-18 providing the contingency report as at March 31, 2018.

**CARRIED**

5.2 Confidential litigation update (January 1 to April 30, 2018) (L-14-18)

Moved by Councillor Meed Ward

Direct the City Solicitor or her designate to proceed in accordance with the instructions sought in matters 16 and 19 and receive and file the balance of legal department report L-14-18.

**CARRIED**

5.3 Information report regarding 4103 Palladium Way (L-22-18)

Moved by Councillor Meed Ward

Receive and file confidential legal department report L-22-18 providing an update on 4103 Palladium Way.

**CARRIED**

**6. Procedural Motions:**

None.

**7. Information Items:**

Moved by Councillor Sharman

Receive and file the following nine items, having been given due consideration by the Committee of the Whole.

**CARRIED**

7.1 Delegation material from Amal Helbah and Cristina Saban, Rotary Club of Burlington Lakeshore, regarding a request to extend park hours (PR-01-18)

7.2 Delegation material from Gary Hicks regarding LaSalle Park Marina next steps (CM-07-18)

7.3 Delegation material from Liz Benneian representing the Trumpeter Swan Coalition regarding LaSalle Park Marina next steps (CM-07-18)

7.4 Delegation material from John Birch representing LaSalle Park Marina Association regarding LaSalle Park Marina next steps (CM-07-18)



- 7.5 Correspondence from Glenda Dodd regarding LaSalle Park Marina next steps (CM-07-18)
- 7.6 Staff presentation regarding recommendation to designate 418 Burlington Avenue under the Ontario Heritage Act (PB-49-18)
- 7.7 Correspondence from Heritage Burlington related to department of city building report PB-49-18 (418 Burlington Avenue) (PB-49-18)
- 7.8 Correspondence from Ross Hamilton regarding recommendation to designate 418 Burlington Avenue under the Ontario Heritage Act (PB-49-18)
- 7.9 Delegation material from Albert Masini regarding recommendation to designate 418 Burlington Avenue under the Ontario Heritage Act (PB-49-18)

**8. Staff Remarks:**

**9. Committee Remarks:**

**10. Adjournment:**

4:33 p.m. (recessed), 6:30 p.m. (reconvened), 8:07 p.m. (recessed), 8:14 p.m. (reconvened)

Chair adjourned the meeting at 9:45 p.m.

**11. Special Council Meeting Video**

- 11.1 Agenda, minutes and related material can be found at [www.burlington.ca/calendar](http://www.burlington.ca/calendar) (June 4, 2018, Special Council Meeting)