



AUDIT, FINANCE AND ADMINISTRATION COMMITTEE MINUTES 19-012

9:30 a.m.

September 5, 2019

Council Chambers

Hamilton City Hall

Present: Councillors C. Collins (Chair), M. Wilson, B. Clark, J. Partridge, M. Pearson, L. Ferguson and A. VanderBeek

Absent: Councillor B. Johnson – Personal

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

- 1. Citizen Committee Report - Selection of Additional Committee Members to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee (Item 10.1)**

(Wilson/Clark)

That the Interview Sub-Committee to the Audit, Finance and Administration Committee reconvene to review original applicants for the 2018-2022 term, to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee to add up to 6 additional members, with a specific focus on increasing the diversity of the Committee and adding applicants who are young adults.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Chair Chad Collins
YES - Councillor Judi Partridge
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

- 2. Office of the City Auditor Charter (AUD19005) (City Wide) (Item 10.2)**

(Ferguson/VanderBeek)

- (a) That Appendix "A" attached to Report AUD19005 respecting the Office of the City Auditor Charter be approved; and,
- (b) That legal staff be directed to prepare an amending by-law that would replace Schedule F1 of the Procedural By-law 18-270, with the revised Audit Charter, attached as Appendix "A" to Report AUD19005, respecting the Office of the City Auditor Charter.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Chair Chad Collins
YES - Councillor Judi Partridge
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

**3. Office of the City Auditor Work Plan 2019 to 2022 (AUD19007) (City Wide)
(Item 10.3)**

(Partridge/Pearson)

That Report AUD19007 respecting the Office of the City Auditor Work Plan 2019 to 2022, be approved.

Result: Motion CARRIED by a vote of 5 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Chair Chad Collins
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Arlene VanderBeek
NOT PRESENT - Councillor Lloyd Ferguson
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

**4. Negotiation for the Continued Supply of Raw Water to 690 Strathearne
Avenue North (FCS18049(c) / LS18014(a)) (Ward 4) (Item 14.1)**

(Pearson/Wilson)

That the contents of Report FCS18049(c) / LS18014(a), respecting Negotiation for the Continued Supply of Raw Water to 690 Strathearne Avenue North remain confidential and not be released as a public document, except as necessary to implement Council's directions and at the discretion of the City Solicitor.

Result: Motion CARRIED by a vote of 5 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Chair Chad Collins
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Arlene VanderBeek
NOT PRESENT - Councillor Lloyd Ferguson
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

5. Budgeting and Forecasting (FCS19066) (City Wide) (Item 14.2)

(Wilson/Partridge)

That the contents of Report FCS19066, respecting Budgeting and Forecasting remain confidential and not be released as a public document except as necessary to implement Council's directions and at the discretion of the City Solicitor.

Result: Motion CARRIED by a vote of 5 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Chair Chad Collins
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Arlene VanderBeek
NOT PRESENT - Councillor Lloyd Ferguson
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

The Committee Clerk advised of the following changes to the agenda:

1. DELEGATION REQUESTS (Item 6)

6.1 Violetta Nikolskaya, Vice-Chair of the LGBTQ Advisory Committee, respecting Item 10.1 Citizen Committee Report-Selection of Additional Committee Members to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee (For today's meeting)

(Clark/Pearson)

That the agenda for the September 5, 2019 Audit, Finance and Administration Committee meeting be approved, as amended.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Chair Chad Collins
YES - Councillor Judi Partridge
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(b) DECLARATIONS OF INTEREST (Item 3)

Councillor Clark declared an interest in Item 13.1(a), Amendments to the Outstanding Business List as he has a former professional relationship with Habitat for Humanity Hamilton.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)

(i) August 15, 2019 (Item 4.1)

(Wilson/Partridge)

That the Minutes of the August 15, 2019 meeting of the Audit, Finance and Administration Committee be approved, as presented.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Chair Chad Collins
YES - Councillor Judi Partridge
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(d) DELEGATION REQUESTS (Item 6)

(i) Violetta Nikolskaya, Vice-Chair of the LGBTQ Advisory Committee, respecting Item 10.1 Citizen Committee Report-Selection of Additional Committee Members to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee (For today's meeting) (Added Item 6.1)

(VanderBeek/Ferguson)

That the delegation request from Violetta Nikolskaya, Vice-Chair of the LGBTQ Advisory Committee, respecting Item 10.1 Citizen Committee Report-Selection of Additional Committee Members to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee, be approved for today's meeting.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Chair Chad Collins
YES - Councillor Judi Partridge
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson

NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(e) PUBLIC HEARINGS / DELEGATIONS (Item 8)

(i) Karin Dearness, Andy Stone, Philip Toms, and John Ariens respecting reimbursement of rezoning and development charges related to a laneway house at 390.5 Aberdeen Avenue, Hamilton (Ward 1) (Approved July 11, 2019) (Item 8.1)

Karin Dearness, Philip Toms, and John Ariens addressed the Committee respecting reimbursement of rezoning and development charges related to a laneway house at 390.5 Aberdeen Avenue, Hamilton, with the aid of a presentation.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(Partridge/Ferguson)

That the delegation from Karin Dearness, Philip Toms, and John Ariens, respecting reimbursement of rezoning and development charges related to a laneway house at 390.5 Aberdeen Avenue, Hamilton, be received.

CARRIED

(Wilson/Ferguson)

That staff be directed to prepare a motion respecting the fees to be reimbursed through a Compassionate Grant equivalent to the value of the Development Charges, Rezoning Fees, and the Parkland Dedication Fees (less \$1,000.00), as it relates to 390.5 Aberdeen Avenue, Hamilton, for consideration by Council on September 11th, 2019.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Chair Chad Collins
YES - Councillor Judi Partridge
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
NOT PRESENT - Councillor Brenda Johnson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

- (ii) **Violetta Nikolskaya, Vice-Chair of the LGBTQ Advisory Committee, respecting Item 10.1 Citizen Committee Report - Selection of Additional Committee Members to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee (Added Item 8.2)**

Violetta Nikolskaya, Vice-Chair of the LGBTQ Advisory Committee, addressed the Committee respecting Item 10.1 Citizen Committee Report - Selection of Additional Committee Members to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee.

(VanderBeek/Ferguson)

That the delegation from Violetta Nikolskaya, Vice-Chair of the LGBTQ Advisory Committee, respecting Item 10.1 Citizen Committee Report - Selection of Additional Committee Members to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee, be received.

CARRIED

For further disposition of this matter, refer to Items 1 and (f)(i).

(f) DISCUSSION ITEMS (Item 10)

- (i) **Citizen Committee Report - Selection of Additional Committee Members to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee (Item 10.1)**

(Wilson/Clark)

That Citizen Committee Report - Selection of Additional Committee Members to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee, be received.

CARRIED

For further disposition of this matter, refer to Item 1.

- (ii) **Office of the City Auditor Charter (AUD19005) (City Wide) (Item 10.2)**

The Chair advised that public notice was given respecting Report AUD19005, Office of the City Auditor Charter as it proposes amendments to Schedule F1 of the City of Hamilton Procedural By-law 18-270. There were no registered speakers and no one in attendance came forward to speak to the proposed changes.

For further disposition of this matter, refer to Item 2.

(g) GENERAL INFORMATION / OTHER BUSINESS (Item 13)

(i) Amendments to the Outstanding Business List:

(Pearson/Partridge)

That the following amendments to the Audit, Finance & Administration Committee's Outstanding Business List, be approved:

(a) Items Requiring a New Due Date:

OBL Item: 19-K

Habitat for Humanity Hamilton - reduction of fees billed on the construction of affordable housing

Original Due Date: September 19, 2019

New Due Date: October 2019

OBL Item: 19-K

(b) Items to be Removed:

OBL Item: C

Outstanding Uncompleted Audit Recommendations

Item 10.3 on today's agenda

Result: Motion CARRIED by a vote of 4 to 0, as follows:

YES - Councillor Maureen Wilson

YES - Chair Chad Collins

YES - Councillor Judi Partridge

NOT PRESENT - Councillor Arlene VanderBeek

NOT PRESENT - Councillor Lloyd Ferguson

NOT PRESENT - Councillor Brenda Johnson

YES - Councillor Maria Pearson

CONFLICT - Councillor Brad Clark

(h) PRIVATE AND CONFIDENTIAL (Item 14)

(Clark/Pearson)

That Committee move into Closed Session respecting Items 14.1 & 14.2, pursuant to Section 8.1, Sub-sections (e), (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (e), (f) and (k) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; advice that is subject to solicitor/client privileges, including communications necessary for that purpose; and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

CARRIED

- (i) **Negotiation for the Continued Supply of Raw Water to 690 Strathearne Avenue North (FCS18049(c) / LS18014(a)) (Ward 4) (Item 14.1)**

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 4.

- (ii) **Budgeting and Forecasting (FCS19066) (City Wide) (Item 14.2)**

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 5.

- (k) **ADJOURNMENT (Item 15)**

(Pearson/Wilson)

That, there being no further business, the Audit, Finance and Administration Committee, be adjourned at 12:30 p.m.

CARRIED

Respectfully submitted,

Councillor Collins, Chair
Audit, Finance and Administration
Committee

Angela McRae
Legislative Coordinator
Office of the City Clerk