



Hamilton

GOVERNANCE REVIEW SUB-COMMITTEE

MINUTES 21-003

Friday, April 30, 2021

9:30 am

Council Chambers

Hamilton City Hall

Present: Councillors M. Wilson (Vice-Chair), B. Clark, L. Ferguson, M. Pearson, and
A. VanderBeek
Mayor F. Eisenberger

Absent: Councillor T. Whitehead – Leave of Absence

**THE FOLLOWING ITEMS WERE REFERRED TO THE AUDIT, FINANCE &
ADMINISTRATION COMMITTEE FOR CONSIDERATION:**

**1. Council/Staff Relationship Policy (FCS21045 / CM21005) (City Wide)
(Outstanding Business List Item) (Item 8.1)**

(Ferguson/Pearson)

That the Council/Staff Relationship Policy attached as Appendix "B" as ***amended*** to Report FCS21045 / CM21005 ***to include 'or unreasonable' after 'undue' to Item 5 under Principles***, be approved.

Result: Main Motion, As Amended CARRIED by a vote of 6 to 0, as follows:

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
YES – Mayor Fred Eisenberger

2. Advisory Committee for Persons with Disabilities Logo (Item 10.1)

(Eisenberger/Pearson)

That the secondary logo for the Advisory Committee for Persons with Disabilities (ACPD), be approved.

Result: Motion CARRIED by a vote of 6 to 0, as follows:

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead

YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
YES – Mayor Fred Eisenberger

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

The Committee Clerk advised that there were no changes to the agenda.

(Clark/Ferguson)

That the April 30, 2021 Agenda of the Governance Review Sub-Committee be approved, as presented.

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

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
NOT PRESENT – Mayor Fred Eisenberger

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES (Item 4)

(i) February 23, 2020 (Item 4.1)

(Pearson/VanderBeek)

That the Minutes of the February 23, 2021 meeting of the Governance Review Sub-Committee be approved, as presented.

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

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
NOT PRESENT – Mayor Fred Eisenberger

(d) COMMUNICATIONS (Item 5)

- (i) Correspondence from Doug Earl, Charter City Toronto, respecting Item 10.2, Evaluation of Hamilton Becoming a Charter City (Item 5.1)**

(Ferguson/Clark)

That Correspondence from Doug Earl, Charter City Toronto, respecting Item 10.2, Evaluation of Hamilton Becoming a Charter City, be received and referred to consideration of Item 10.2 – Evaluation of Hamilton Becoming a Charter City.

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

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
NOT PRESENT – Mayor Fred Eisenberger

(e) STAFF PRESENTATIONS (Item 8)

- (i) Council/Staff Relationship Policy (FCS21045 / CM21005) (City Wide) (Outstanding Business List Item) (Item 8.1)**

Janette Smith, City Manager, addressed the Committee with a staff presentation respecting Report FCS21045 / CM21005, the Council/Staff Relationship Policy.

(Clark/Pearson)

That the Staff Presentation respecting Report FCS21045 / CM21005, the Council/Staff Relationship Policy, be received.

Result: Motion CARRIED by a vote of 6 to 0, as follows:

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
YES – Mayor Fred Eisenberger

(Ferguson/Clark)

That the Council/Staff Relationship Policy attached as Appendix “B”, **be amended** by adding '**or unreasonable**' after the word undue to Item 5 under Principles, to read as follows:

5. Council and City Staff interact with mutual respect, honesty and professionalism.

Commentary: Staff carry out their duties based on political neutrality and objectivity, free from undue ***or unreasonable*** political influence. Council will respect the professional opinion of staff when receiving staff reports and recommendations that include advice that may be politically sensitive.

Result: Amendment CARRIED by a vote of 6 to 0, as follows:

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
YES – Mayor Fred Eisenberger

For disposition of this Item, refer to Item 1.

(f) DISCUSSION ITEMS (Item 9)

(i) Advisory Committee for Persons with Disabilities Logo (Item 10.1)

(Eisenberger/Clark)

That Communications staff be directed to review the branding standards used throughout the City of Hamilton and report back to the Governance Review Sub-Committee.

Result: Motion CARRIED by a vote of 6 to 0, as follows:

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
YES – Mayor Fred Eisenberger

For disposition of this Item, refer to Item 2.

**(ii) Evaluation of Hamilton Becoming a Charter City (Item 10.2)
(Item 10.2)**

(Clark/Eisenberger)

That staff be directed to look further into the City of Hamilton becoming a Charter City and review the *City of Hamilton Act* for further opportunity for

revenues and authorities and report back to the Governance Review Sub-Committee.

Result: Motion CARRIED by a vote of 6 to 0, as follows:

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
YES – Mayor Fred Eisenberger

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

(i) Amendment to the Outstanding Business List (Item 13.1)

(Pearson/VanderBeek)

That the following amendments to the Governance Review Sub-Committee's Outstanding Business List, be approved:

(a) Items Considered Complete and Needing to be Removed:

Integrity Commissioner Work Plan (FCS20016(a)) (City Wide)
That Report FCS20016(a) be referred back to Clerk's staff and Principles Integrity to determine an upset limit for development of various policies and report back.
Added: December 2, 2020 at Governance Review Sub-Committee - Item 9.1
Removed: February 23, 2021 at Governance Review Sub-Committee - Item 9.1
OBL Item: 20-E

Integrity Commissioner Work Plan (FCS20016(a)) (City Wide)
That staff be directed to gather and review Council/Staff Relations policies from other municipalities and bring recommendations on a new policy to the governance committee by April 30, 2021.
Added: December 2, 2020 at Governance Review Sub-Committee - Item 9.1
Removed: April 30, 2021 at Governance Review Sub-Committee - Item 8.1
OBL Item: 20-F

Review of the City's Procedural By-law Amendments (CL18007(a)/LS18039(a)) (City Wide)
That staff be directed to perform a review of the By-law to Govern the Proceedings of Council and Committees of Council on an annual basis.

Added: August 29, 2019 at Governance Review Sub-Committee -
Item 8.1

Removed: April 30, 2021 at Governance Review Sub-Committee -
This item has been added to the Deputy Clerk's Annual Work Plan.

Result: Motion CARRIED by a vote of 6 to 0, as follows:

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
YES – Mayor Fred Eisenberger

(h) PRIVATE AND CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – February 23, 2021 (Item 14.1)

(Ferguson/Pearson)

- (a) That the Closed Session Minutes of the February 23, 2021 Governance Review Sub-Committee meeting, be approved as presented; and,
- (b) That the Closed Session Minutes of the February 23, 2021 Governance Review Sub-Committee meeting, remain confidential.

Result: Motion CARRIED by a vote of 6 to 0, as follows:

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark
YES – Mayor Fred Eisenberger

(i) ADJOURNMENT (Item 15)

(Ferguson/Pearson)

That, there being no further business, the Governance Review Sub-Committee meeting be adjourned at 10:29 a.m.

Result: Motion CARRIED by a vote of 6 to 0, as follows:

YES - Councillor Maureen Wilson
NOT PRESENT - Chair Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson

YES - Councillor Maria Pearson
YES - Councillor Brad Clark
YES – Mayor Fred Eisenberger

Respectfully submitted,

Councillor M. Wilson, Vice-Chair
Governance Review Sub-Committee

Angela McRae
Legislative Coordinator
Office of the City Clerk