



GENERAL ISSUES COMMITTEE REPORT 21-021

9:30 a.m.

Wednesday, November 3, 2021

Due to COVID-19 and the Closure of City Hall, this meeting was held virtually.

Present: Mayor F. Eisenberger, Deputy Mayor B. Johnson (Chair)
Councillors M. Wilson, J. Farr, N. Nann, S. Merulla, T. Jackson,
E. Pauls, J. P. Danko, B. Clark, L. Ferguson, A. VanderBeek,
J. Partridge

Absent: Councillors M. Pearson, T. Whitehead – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 21-021, AND RESPECTFULLY RECOMMENDS:

1. Placemaking Grant Pilot Program Update (PED20048(a)) (City Wide) (Item 7.1)

That Report PED20048(a), respecting the Placemaking Grant Pilot Program Update, be received.

2. Farmers' Market - Rent Relief and Governance Comparators (LS21036(a)) (City Wide) (Item 14.2)

- (a) That staff be directed to review the following options with respect to the Hamilton Farmer's Market and report back to the General Issues Committee with recommendations and alternative options:
 - (i) Use of the Community Improvement Plan, as it relates to the Hamilton Farmers' Market;
 - (ii) The provision of financial support to the Hamilton Farmers' Market to enable the Market to work with and provide indirect support to vendors on the adoption of new commercial initiatives such as e-commerce and technological sharing via an online/virtual market;

- (iii) Encourage the Hamilton Farmers' Market Corporation to consider longer term licence agreements with vendors, using a minimum base fee with the balance of fees owed as a percentage of sales;
 - (iv) Revisions to the conditions of the Operating Agreement between the City and the Hamilton Farmers' Market Corporation and the degree to which the entity is governed by provisions of the Municipal Act, 2001 including the provisions referencing Section 106, could be considered if aligned with the recommended outcomes from the governance review;
 - (v) The provision of further and specific marketing campaign support on the benefits of healthy and fresh food (for example, less handling than large retail) at the Hamilton Farmers' Market as part of the urban food system with proximity and access to transportation;
 - (vi) In conjunction with Economic Development, connect arts and craft vendors in the Market with Tourism Hamilton to promote tourism and Market attendance; and,
 - (vii) Develop and support outreach and partnership initiatives between the Hamilton Farmers' Market and community gardens and urban and rural "Grow a Row" providers to promote local agriculture and the purchase of goods through the Hamilton Farmers' Market;
- (b) That this motion, respecting the Hamilton Farmers' Market - Rent Relief and Governance Comparators, be referred to the staff responsible for the Hamilton Farmers' Market Governance and Operational Review Project for review and inclusion in that forthcoming report; and,
 - (c) That Report LS21036(a), respecting the Farmers' Market - Rent Relief and Governance Comparators, remain confidential.

3. Instructions regarding Proposed Settlement of Development Charge Complaint by Trillium Housing Winona Non-Profit and Trillium Housing Highbury Non-Profit (LS21042-FCS21108) (City Wide) (Item 14.3)

- (a) That the direction provided to staff in Closed Session, respecting Report LS21042-FCS21108 - Instructions regarding the Proposed Settlement of Development Charge Complaint by Trillium Housing Winona Non-Profit and Trillium Housing Highbury Non-Profit, be approved; and,

- (b) That Report LS21042 / FCS21108, Instructions Regarding Proposed Settlement of Development Charge Complaint by Trillium Housing Winona Non-Profit and Trillium Housing Highbury Non-Profit and Appendix "A" attached thereto, remain confidential.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

14. PRIVATE & CONFIDENTIAL

14.3 REVISED: Instructions regarding Proposed Settlement of Development Charge Complaint by Trillium Housing Winona Non-Profit and Trillium Housing Highbury Non-Profit (LS21042-FCS21108) (City Wide)

Pursuant to Section 9.1, Sub-sections (e) and (f) of the City's Procedural By-law 21-021 and Section 239(2), Sub-sections (e) and (f) 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; and, advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

The agenda for the November 3, 2021 General Issues Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

Councillor M. Wilson declared an interest to Item 14.3, respecting Report LS21042/FCS21108 – Instructions regarding the Proposed Settlement of Development Charge Complaint by Trillium Housing Winona Non-Profit and Trillium Housing Highbury Non-Profit, as her spouse's employer, Hamilton Community Foundation, provides the funding for second mortgages for low to moderate income first time home buyers. It is her understanding is that this entity will be accessing that mortgage pool as part of their operations.

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

(i) October 20, 2021 (Item 4.1)

The Minutes of the October 20, 2021 General Issues Committee meeting were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

(i) David Carter, Innovation Factory-Synapse Life Sciences Consortium respecting their Annual Funding Request (Item 6.1)

The delegation request submitted David Carter, Innovation Factory-Synapse Life Sciences Consortium respecting their Annual Funding Request, was approved for the December 8, 2021 General Issues Committee.

(e) PRESENTATIONS (Item 8)

(i) COVID-19 Verbal Update (Item 8.1)

Jason Thorne, General Manager, Planning and Economic Development and Director of the Emergency Operations Centre; and, Michelle Baird, Public Health Services, Epidemiology Wellness and Communicable Disease Control, provided the verbal update regarding COVID-19.

The verbal update respecting the COVID-19 was received.

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

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

The following amendments to the General Issues Committee's Outstanding Business List, were approved, as amended:

(1) Proposed New Due Dates (Item 13.1.a.)

(aa) Budgetary Plan to Address the Chedoke Creek Matter (Item 13.1.a.a.)

Current Due Date: September 22, 2021

Proposed New Due Date: ~~January 12, 2022~~ **November 22, 2021 (Capital Budget)**

- (bb) Grant or Low-Interest Loans from FCM (for the purposes of the park development of the project lands including the properties – Ward 3) (Item 13.1.a.b.)

Current Due Date: December 8, 2021

Proposed New Due Date: November 30, 2022

- (2) Items to be Removed (Item 13.1.b.)

- (aa) CityLab Pilot Update (Item 13.1.b.a.)

(Addressed at the October 6, 2021 GIC as Item 8.2 - Report CM21009.)

- (bb) Code of Conduct for Council-Appointed Citizen Members of External Boards and Agencies (Item 13.1.b.b.)

(Addressed at the October 6, 2021 GIC as Item 10.3 - Report FCS21081.)

(g) PRIVATE & CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – October 20, 2021

- (a) The Closed Session Minutes of the October 20, 2021 General Issues Committee meeting, were approved; and,
- (b) The Closed Session Minutes of the October 20, 2021 General Issues Committee meeting, shall remain confidential.

The following Councillors advised that, as they are members of the Audit, Finance and Administration Committee's Development Charge Complaint hearings body, they would be recusing themselves from participating in the Closed Session discussion of Item 14.3 - Instructions regarding Proposed Settlement of Development Charge Complaint by Trillium Housing Winona Non-Profit and Trillium Housing Highbury Non-Profit (LS21042-FCS21108), in order to maintain the judicial independence and integrity of that body, should a hearing be required:

- (i) Councillor Lloyd Ferguson
- (ii) Councillor Maureen Wilson
- (iii) Councillor Brenda Johnson

- (iv) Councillor Arlene VanderBeek
- (v) Councillor Brad Clark
- (vi) Councillor Maria Pearson

Committee moved into Closed Session respecting Items 14.2 and 14.3, pursuant to Section 9.1, Sub-sections (e), (f) and (k) of the City's Procedural By-law 21-021 and Section 239(2), Sub-sections (e), (f) and (k) of the *Ontario Municipal Act*, 2001, as amended, as the subject matters pertain to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; advice that is subject to solicitor-client privilege, 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.

(ii) Farmers' Market - Rent Relief and Governance Comparators (LS21036(a)) (City Wide) (Item 14.2)

- (a) Staff was directed to review the following options with respect to the Hamilton Farmer's Market and report back to the General Issues Committee with recommendations and alternative options:
 - (i) Use of the Community Improvement Plan, as it relates to the Hamilton Farmers' Market;
 - (ii) The provision of financial support to the Hamilton Farmers' Market to enable the Market to work with and provide indirect support to vendors on the adoption of new commercial initiatives such as e-commerce and technological sharing via an online/virtual market;
 - (iii) Encourage the Hamilton Farmers' Market Corporation to consider longer term licence agreements with vendors, using a minimum base fee with the balance of fees owed as a percentage of sales;
 - (iv) Revisions to the conditions of the Operating Agreement between the City and the Hamilton Farmers' Market Corporation and the degree to which the entity is governed by provisions of the Municipal Act, 2001 including the provisions referencing Section 106, could be considered if aligned with the recommended outcomes from the governance review;
 - (v) The provision of further and specific marketing campaign support on the benefits of healthy and fresh food (for

example, less handling than large retail) at the Hamilton Farmers' Market as part of the urban food system with proximity and access to transportation;

- (vi) In conjunction with Economic Development, connect arts and craft vendors in the Market with Tourism Hamilton to promote tourism and Market attendance; and,
- (vii) Develop and support outreach and partnership initiatives between the Hamilton Farmers' Market and community gardens and urban and rural "Grow a Row" providers to promote local agriculture and the purchase of goods through the Hamilton Farmers' Market; and,

- (b) That this motion, respecting the Hamilton Farmers' Market - Rent Relief and Governance Comparators, be referred to the staff responsible for the Hamilton Farmers' Market Governance and Operational Review Project for review and inclusion in that forthcoming report.

For further disposition of this matter, please refer to Item 3.

(h) ADJOURNMENT (Item 14)

There being no further business, the General Issues Committee adjourned at 12:31p.m.

Respectfully submitted,

Brenda Johnson, Deputy Mayor
Chair, General Issues Committee

Mayor Fred Eisenberger, Chair
General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk