



City of Hamilton
**SOLE VOTING MEMBER
OF THE HAMILTON FARMERS' MARKET
MINUTES 21-002**

11:00 a.m.

Monday, September 13, 2021

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

Stephanie Paparella, Legislative Coordinator 605-546-2424 Ext. 3993

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

Absent: Councillor T. Whitehead – Leave of Absence
Mayor F. Eisenberger and Councillors C. Collins and S. Merulla - Personal

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

1. Notice; Minutes of Previous Meeting; Directors; Audited Financial Statements and Auditor's Report; and, Appointment of Auditor (Item 7.1)

(Pauls/Clark)

WHEREAS, the Corporation is a corporation without share capital to which the *Corporations Act*, R.S.O. 1990, c.38 (the "Act") applies;

WHEREAS, by the Corporation's Letters Patent, the City of Hamilton is the sole voting member of the Corporation ("Sole Voting Member");

WHEREAS, by section 5 of the Corporation's By-Law No.1, the Board of Directors shall consist of a minimum of seven (7) and a maximum of thirteen (13) or such other number of Directors, as may be determined from time to time by the Sole Voting Member; and,

WHEREAS, by section 15 of the Corporation's By-Law No.1, the City of Hamilton, as the Sole Voting Member, is authorized to or may require the Directors of the Corporation to appoint an auditor;

THEREFORE, BE IT RESOLVED:

- (a) That the Sole Voting Member hereby waives its right to receive general or special notice of an annual meeting of the members of the Corporation;
- (b) That the minutes of the meeting held January 25, 2021, be approved;

- (c) That the following persons be affirmed or appointed as Directors of the Corporation and shall hold office until the date specified below, unless further extended as permitted by the by-laws of the Corporation or until their respective successors are elected or appointed subject to the by-laws of the Corporation:
- | | | |
|--------|---|--------------------|
| (i) | Councillor Esther Pauls – Council Member | November 15, 2022 |
| (ii) | Anne Miller – Vendor Member - Second Term | August 11, 2023 |
| (iii) | Wilfred Arndt – Citizen Member - Third Term | December 14, 2022 |
| (iv) | Elly Bowen – Citizen Member - Third Term | December 14, 2022 |
| (v) | Damian Wills – Citizen Member - First term | March 29, 2023 |
| (vi) | Joshua Czerniga – Citizen Member - First Term | March 29, 2023 |
| (vii) | Eva Marie Olsen – Citizen Member - First Term | March 29, 2023 |
| (viii) | Jason Hofing – Vendor Director - First Term | September 13, 2023 |
| (ix) | Celina Masoudi – Vendor Director - First Term | September 13, 2023 |
| (x) | Brandon Linares –Vendor Director - First Term | September 13, 2023 |
| (xi) | Bill Slowka – Market Manager (Non-voting, Ex Officio) | |
- (d) That the financial statements of the Corporation for the fiscal year ended December 31, 2020, together with the Auditor's Report, as prepared by KPMG LLP, attached hereto as Schedule "A", be received; and,
- (e) That the Directors of the Corporation be authorized and directed to appoint an auditor of the Corporation to hold office until the next following annual meeting at such remuneration as may be fixed by the Directors and the Directors are hereby authorized to fix such remuneration.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

Absent	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Absent	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark, Deputy Mayor
Yes	-	Ward 10 Councillor Maria Pearson
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Absent	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judi Partridge

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 1)

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

4. DELEGATION REQUESTS

- 4.1 Eric Miller respecting Item 5.1, Presentation respecting the Hamilton Farmers' Market
- 4.2 John Alexander and Shane Coleman, Hamilton Farmers' Market Stallholders' Association, respecting the Hamilton Farmers' Market Board Election

(Johnson/Danko)

That the agenda for the September 13, 2021 meeting of the Sole Voting Member of the Hamilton Farmers' Market, be approved, as amended.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

Absent	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Absent	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark, Deputy Mayor
Yes	-	Ward 10 Councillor Maria Pearson
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Absent	-	Ward 14 Councillor Terry Whitehead
Absent	-	Ward 15 Councillor Judi Partridge

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETING (Item 3)

(i) January 25, 2021 (Item 3.1)

(Pearson/Nann)

That the Minutes of the January 25, 2021 special meeting of the Sole Voting Member of the Hamilton Farmers' Market, be approved, as presented.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

Absent	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Absent	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark, Deputy Mayor
Yes	-	Ward 10 Councillor Maria Pearson
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Absent	-	Ward 14 Councillor Terry Whitehead
Absent	-	Ward 15 Councillor Judi Partridge

(d) DELEGATION REQUESTS (Item 4)

(i) Eric Miller respecting Item 5.1, Presentation respecting the Hamilton Farmers' Market (Item 4.1)

(Pauls/Farr)

That the delegation request submitted by Eric Miller, regarding Item 5.1, the presentation respecting the Hamilton Farmers' Market, be approved for the September 13, 2021 meeting of the Sole Voting Member of the Hamilton Farmers' Market.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

Absent	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla

Absent	-	Ward 5	Councillor Chad Collins
Yes	-	Ward 6	Councillor Tom Jackson
Yes	-	Ward 7	Councillor Esther Pauls
Yes	-	Ward 8	Councillor J. P. Danko
Yes	-	Ward 9	Councillor Brad Clark, Deputy Mayor
Yes	-	Ward 10	Councillor Maria Pearson
Yes	-	Ward 11	Councillor Brenda Johnson
Yes	-	Ward 12	Councillor Lloyd Ferguson
Yes	-	Ward 13	Councillor Arlene VanderBeek
Absent	-	Ward 14	Councillor Terry Whitehead
Yes	-	Ward 15	Councillor Judi Partridge

(ii) John Alexander and Shane Coleman, Hamilton Farmers' Market Stallholders' Association, respecting the Hamilton Farmers' Market Board Election (Item 4.2)

(Ferguson/Partridge)

That the delegation request submitted by John Alexander and Shane Coleman, Hamilton Farmers' Market Stallholders' Association, respecting the Hamilton Farmers' Market Board Election, be approved for the September 13, 2021 meeting of the Sole Voting Member of the Hamilton Farmers' Market.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

Absent	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Absent	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark, Deputy Mayor
Yes	-	Ward 10 Councillor Maria Pearson
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Absent	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judi Partridge

(e) PRESENTATIONS (Item 5)

(i) Hamilton Farmers' Market (Item 5.1)

Elly Bowen, Acting Chair of the Hamilton Farmers' Market Board, addressed Committee and provided a PowerPoint presentation respecting the Hamilton Farmers' Market.

(Clark/Pauls)

That Elly Bowen, Acting Chair of the Hamilton Farmers' Market Board, be permitted additional time, beyond the permitted 5 minutes, to continue with her presentation.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

Absent	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Absent	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark, Deputy Mayor
Yes	-	Ward 10 Councillor Maria Pearson
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Absent	-	Ward 14 Councillor Terry Whitehead
Absent	-	Ward 15 Councillor Judi Partridge

(Farr/Pauls)

That the presentation respecting the Hamilton Farmers' Market, be received.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

Absent	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Absent	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls

Yes	-	Ward 8	Councillor J. P. Danko
Yes	-	Ward 9	Councillor Brad Clark, Deputy Mayor
Yes	-	Ward 10	Councillor Maria Pearson
Yes	-	Ward 11	Councillor Brenda Johnson
Yes	-	Ward 12	Councillor Lloyd Ferguson
Yes	-	Ward 13	Councillor Arlene VanderBeek
Absent	-	Ward 14	Councillor Terry Whitehead
Yes	-	Ward 15	Councillor Judi Partridge

(f) DELEGATIONS (Item 6)

(i) Eric Miller respecting Item 5.1, Presentation respecting the Hamilton Farmers' Market (Item 6.1)

Eric Miller addressed Committee respecting Item 5.1, the presentation respecting the Hamilton Farmers' Market.

(ii) John Alexander and Shane Coleman, Hamilton Farmers' Market Stallholders' Association, respecting the Hamilton Farmers' Market Board Election (Item 6.2)

John Alexander and Shane Coleman, Hamilton Farmers' Market Stallholders' Association, addressed Committee respecting the Hamilton Farmers' Market Board Election.

(Pauls/Farr)

That the following delegations, be received:

- (i) Eric Miller respecting Item 5.1, Presentation respecting the Hamilton Farmers' Market (Item 6.1)
- (ii) John Alexander and Shane Coleman, Hamilton Farmers' Market Stallholders' Association, respecting the Hamilton Farmers' Market Board Election (Item 6.2)

Result: Motion CARRIED by a vote of 12 to 0, as follows:

Absent	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Absent	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson

Yes	-	Ward 7	Councillor Esther Pauls
Yes	-	Ward 8	Councillor J. P. Danko
Yes	-	Ward 9	Councillor Brad Clark, Deputy Mayor
Yes	-	Ward 10	Councillor Maria Pearson
Yes	-	Ward 11	Councillor Brenda Johnson
Yes	-	Ward 12	Councillor Lloyd Ferguson
Yes	-	Ward 13	Councillor Arlene VanderBeek
Absent	-	Ward 14	Councillor Terry Whitehead
Yes	-	Ward 15	Councillor Judi Partridge

(g) PRIVATE & CONFIDENTIAL (Item 9)

(i) Closed Session Minutes – January 25, 2021 (Item 9.1)

(Danko/Farr)

- (a) That the Closed Session Minutes of the January 25, 2021 General Issues Committee meeting, be approved, as presented; and,
- (b) That the Closed Session Minutes of the January 25, 2021 General Issues Committee meeting remain confidential.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

Absent	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Absent	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark, Deputy Mayor
Yes	-	Ward 10 Councillor Maria Pearson
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Absent	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judi Partridge

(h) **ADJOURNMENT (Item 14)**

(Wilson/Ferguson)

That there being no further business, the Sole Voting Member of the Hamilton Farmers' Market be adjourned at 12:13 p.m.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

Absent	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Absent	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark, Deputy Mayor
Yes	-	Ward 10 Councillor Maria Pearson
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Absent	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judi Partridge

Respectfully submitted,

Tom Jackson, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk