



AUDIT, FINANCE AND ADMINISTRATION COMMITTEE
MINUTES 22-013
9:30 a.m.
July 7, 2022
Council Chambers
Hamilton City Hall

Present: Councillors M. Pearson (Chair), B. Clark, L. Ferguson, B. Johnson, R. Powers, and A. VanderBeek (Vice-Chair)

Absent: Councillor M. Wilson - Personal

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

1. Tax and Rate Operating Budgets Variance Report as at April 30, 2022 - Budget Control Policy Transfers (FCS22042) (City Wide) (Item 8.1)

(Powers/VanderBeek)

- (a) That the Tax and Rate Operating Budgets Variance Report, as at April 30, 2022, attached as Appendices “A” and “B”, respectively, to Report FCS22042, be received;
- (b) That the City of Hamilton continue to participate in efforts with other municipalities seeking financial support from senior levels of government for the unfunded financial pressures of the COVID-19 pandemic response and recovery;
- (c) That, in accordance with the “Budgeted Complement Control Policy”, the 2022 complement transfer transferring complement from one department / division to another with no impact on the levy, as outlined in Appendix “C” to Report FCS22042, be approved.

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

YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - Ward 1 Councillor Maureen Wilson

2. Governance Review Sub-Committee Report 22-003 - June 23, 2022 (Item 10.2)

(Powers/Johnson)

(a) Renaming of Committees (FCS22055) (City Wide) (Item 10.1)

- (i) That the following Committees be renamed as follows:
 - (1) Waste Management Advisory Committee be renamed to the Waste Management Sub-Committee;
 - (2) Agricultural and Rural Affairs Advisory Committee be renamed the Agricultural and Rural Affairs Sub-Committee;
 - (3) Business Improvement Area Advisory Committee be renamed the Business Improvement Area Sub-Committee; and
 - (4) Community Benefits Protocol Advisory Committee be renamed the Community Benefits Protocol Sub-Committee.
- (ii) That the Waste Management Sub-Committee; Agricultural and Rural Affairs Sub-Committee and Business Improvement Area Sub-Committee Terms of Reference, attached as Appendix 'A' to 'C' to Governance Review Sub-Committee Report 22-003, be approved.

(b) Mandatory COVID-19 Vaccination Verification Policy for Members of Council and Members of Council Appointed Committees (FCS22016 / HR22010) (City Wide) (Item 10.2)

- (i) That Council approve the amendments to the City of Hamilton Policy respecting the Appointment of Citizens to the City's Agencies, Boards, Commissions, Advisory (Volunteer) Committees and Sub-Committees as outlined in Appendix "D" to Governance Review Sub-Committee Report 22-003;
- (ii) That Appendix "E" to Governance Review Sub-Committee Report 22-003 the Mandatory COVID-19 Vaccination Verification Policy, be amended:
 - (1) to include, Option 'B' as the preferred option to administer Council Appointees who are not compliant with the Mandatory COVID-19 Vaccination Verification Policy, that reads as follows:

Members of Council appointed committees will be presumed to have an Approved Exemption and shall work with the City to develop a reasonable and appropriate accommodation plan including health and safety measures to protect all Employees and Committee Members, up to the point of undue hardship

- (2) to relocate Section 6. of Terms and Conditions - Non-compliance with the Mandatory COVID-19 Vaccination Verification Policy as Section 2., renumbering the remaining sub-sections accordingly; and
 - (iii) That Council approve the proposed amendments to the Mandatory COVID-19 Vaccination Verification Policy, substantially in the form attached as amended Appendix "E" to Governance Review Sub-Committee Report 22-003, Mandatory COVID-19 Vaccination Verification Policy.
- (c) Establishment of the City of Hamilton's Citizen Advisory (Volunteer) and Sub-Committees for the 2022-2026 Term of Council (FCS22056) (City Wide) (Added Item 10.3)**
- (i) That the membership within the Terms of Reference of the following Committees be amended as follows, for quorum purposes:
 - (1) Hamilton-Wentworth Catholic District School Board (HWCDSB) Liaison Committee:

MEMBERSHIP

Total of three Trustees (Chair of the Board and two Trustees)
Total of three Members of Council (Mayor and two members of Council)

(Appendix 'F' – Hamilton-Wentworth Catholic District School Board (HWCDSB) Liaison Committee – Terms of Reference (revised))
 - (2) Hamilton-Wentworth District School Board (HWDSB) Liaison Committee:

MEMBERSHIP

Total of three Trustees (Chair of the Board and two Trustees)
Total of three Members of Council (Mayor and two members of Council)
Total of two HWDSB Secondary Students (non-voting, rotating basis, invited by HWDSB)

(Appendix 'G' - Hamilton-Wentworth District School Board (HWDSB) Liaison Committee – Terms of Reference (revised))
 - (ii) That the following Sub-Committees, be disbanded:
 - (1) Affordable Housing Site Selection Sub-Committee;
 - (2) Government Relations Sub-Committee;
 - (3) Steel Sub-Committee;

- (4) Rental Housing Sub-Committee;
 - (5) Hamilton Utilities Corporation Joint Advisory Committee and Working Group;
 - (6) Capital Projects Work In-Progress Review Sub-Committee; and
 - (7) Multi-Year Budget Planning Sub-Committee;
- (iii) That the Sub-Committees listed in Appendix “H” to Governance Review Sub-Committee Report 22-003 be established for the 2022 – 2026 Term of Council (November 16, 2022 to November 15, 2026);
- (iv) That the establishment of the Physician Recruitment and Retention Steering Committee be postponed until after Council has considered the review of the Physician Recruitment and Retention process in the Fall of 2022;
- (v) That the establishment of the Citizen Advisory Committees (Volunteer) with the exception of the Advisory Committee for Persons with Disabilities, be postponed and considered by the 2022–2026 Council, so that the Citizen Advisory Committees (Volunteer) may be aligned with the 2022–2026 Council Term priorities; and
- (vi) That the Advisory Committee for Persons with Disabilities, be established for the 2022 – 2026 Term of Council (November 16, 2022 to November 15, 2026), as per section 29(1) of the *Accessibility for Ontarians with Disabilities Act, 2005, S.O. 2005, c. 11*.

Result: Motion CARRIED by a vote of 5 to 1, as follows:

YES - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - Ward 1 Councillor Maureen Wilson

FOR INFORMATION:

Councillor VanderBeek, Vice Chair assumed the Chair in Councillor Pearson’s absence.

(a) CHANGES TO THE AGENDA (Item 2)

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

6. DELEGATION REQUESTS (Item 6)

- 6.1. Delegation Requests respecting Item 10.1 - Committee Against Racism - Citizen Committee Report - Recommendations for changes to the Hamilton Police Services Board selection process, for today's meeting:

- 6.1(a) Marlene Dei-Amoah and Taimur Qasim, Committee Against Racism
- 6.1(b) Kojo Dampety
- 6.1(c) Kim Martin, Social Planning and Research Council and No Hate In the Hammer
- 6.1(d) Lyndon George, Hamilton Anti-Racism Resource Centre
- 6.1(e) Rabbi Hillel Lavery-Yisraeli

(Johnson/Ferguson)

That the agenda for the July 7, 2022 Audit, Finance and Administration Committee meeting be approved, as amended.

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

- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- NOT PRESENT - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 5 Councillor Russ Powers
- NOT PRESENT - Ward 1 Councillor Maureen Wilson

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) June 16, 2022 (Item 4.1)

(Powers/Ferguson)

That the Minutes of the June 16, 2022 meeting of the Audit, Finance and Administration Committee be approved, as presented.

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

- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- NOT PRESENT - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 5 Councillor Russ Powers
- NOT PRESENT - Ward 1 Councillor Maureen Wilson

(d) DELEGATION REQUESTS (Item 6)

(Johnson/Powers)

That the following Delegation Requests respecting Item 10.1 - Committee Against Racism - Citizen Committee Report - Recommendations for changes to the

Hamilton Police Services Board selection process, be approved for today's meeting:

- (i) Marlene Dei-Amoah and Taimur Qasim, Committee Against Racism (Added Item 6.1)
- (ii) Kojo Dampsey (Added Item 6.2)
- (iii) Kim Martin, Social Planning and Research Council and No Hate In the Hammer (Added Item 6.3)
- (iv) Lyndon George, Hamilton Anti-Racism Resource Centre (Added Item 6.4)
- (v) Rabbi Hillel Lavery-Yisraeli (Added Item 6.5)

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

YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
NOT PRESENT - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - Ward 1 Councillor Maureen Wilson

(e) STAFF PRESENTATIONS (Item 8)

(i) Tax and Rate Operating Budgets Variance Report as at April 30, 2022 - Budget Control Policy Transfers (FCS22042) (City Wide) (Item 8.1)

Mike Zegarac, General Manager of Finance and Corporate Services, addressed the Committee with a presentation on the Tax and Rate Operating Budgets Variance Report as at April 30, 2022 - Budget Control Policy Transfers.

(Ferguson/Johnson)

That the staff presentation respecting the Tax and Rate Operating Budgets Variance Report as at April 30, 2022 - Budget Control Policy Transfers, be received.

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

YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - Ward 1 Councillor Maureen Wilson

Councillor Pearson assumed the Chair.

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

(f) PUBLIC HEARINGS / DELEGATIONS (Item 9)

- (i)** Delegations respecting Item 10.1 - Committee Against Racism - Citizen Committee Report - Recommendations for changes to the Hamilton Police Services Board selection process (Added Item 9.1)

The following delegations address the Committee respecting Item 10.1 - Committee Against Racism - Citizen Committee Report - Recommendations for changes to the Hamilton Police Services Board selection process:

- (a) Marlene Dei-Amoah and Taimur Qasim, Committee Against Racism (Added Item 9.1)
- (b) Kojo Dampsey (Added Item 9.2)
- (c) Kim Martin, Social Planning and Research Council and No Hate In the Hammer (Added Item 9.3)
- (d) Lyndon George, Hamilton Anti-Racism Resource Centre (Added Item 9.4)
- (e) Rabbi Hillel Lavery-Yisraeli (Added Item 9.5)

(Powers/VanderBeek)

That the following Delegations respecting Item 10.1 - Committee Against Racism - Citizen Committee Report - Recommendations for changes to the Hamilton Police Services Board selection process, be received:

- (a) Marlene Dei-Amoah and Taimur Qasim, Committee Against Racism (Added Item 9.1)
- (b) Kojo Dampsey (Added Item 9.2)
- (c) Kim Martin, Social Planning and Research Council and No Hate In the Hammer (Added Item 9.3)
- (d) Lyndon George, Hamilton Anti-Racism Resource Centre (Added Item 9.4)
- (e) Rabbi Hillel Lavery-Yisraeli (Added Item 9.5)

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

YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson

YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark
NOT PRESENT - Ward 5 Councillor Russ Powers
YES - Ward 1 Councillor Maureen Wilson

For disposition of this matter, refer to Item (g)(i).

(g) DISCUSSION ITEMS (Item 10)

**(i) Committee Against Racism - Citizen Committee Report -
Recommendations for changes to the Hamilton Police Service Board
selection process (Item 10.1)**

(Johnson/Ferguson)

That the Committee Against Racism recommends the City of Hamilton's Selection Committee for Agencies, Boards and Sub-Committees be restructured to include the following for recruitment to the Hamilton Police Services Board:

- (a) The Selection Committee for Agencies, Boards and Sub-Committees be Co-chaired by a member of City Council and a representative from the Hamilton Anti-Racism Resource Centre (HARRC);
- (b) The Selection Committee for Agencies, Boards and Sub-Committees be comprised of 60% community representatives and 40% Council representatives with full voting privileges;
- (c) The recommended community representatives for the Selection Committee for Agencies, Boards and Sub-Committees include:
 - (1) Hamilton Anti-Racism Resource Centre (HARRC)
 - (2) Hamilton Black Leadership Community
 - (3) Hamilton Jewish's leadership community
 - (4) Hamilton's Muslim leadership community
 - (5) Hamilton's Indigenous leadership community
 - (6) Hamilton's LGBTQ2AI community
 - (7) Youth representative
 - (8) And other equity-seeking communities
- (d) The Selection Committee for Agencies, Boards and Sub-Committees recommend 2 citizen members to Hamilton City Council for consideration as the new citizen appointee for the Hamilton Police Service Board;
- (e) The Selection Committee for Agencies, Boards and Sub-Committees consult with and solicit recommendations for selecting candidates, including questions for candidates, from the City of

Hamilton's Volunteer Advisory Committees, including:

- (1) Hamilton Women and Gender Equity Advisory Committee
- (2) Indigenous Advisory Committee
- (3) LGBTQ Advisory Committee
- (4) Committee Against Racism Advisory Committee
- (5) Advisory Committee for Persons with Disabilities

(Clark/Powers)

That the Committee Against Racism - Citizen Committee Report - Recommendations for changes to the Hamilton Police Service Board selection process, be referred to staff for a report back to the Governance Review Sub-Committee on the feasibility of implementing the recommendations within the Citizen Committee Report.

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

YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark
NOT PRESENT - Ward 5 Councillor Russ Powers
YES - Ward 1 Councillor Maureen Wilson

(h) PRIVATE AND CONFIDENTIAL (Item 14)

Committee determined that discussion of Item 14.1 was not required in Closed Session, therefore, the item was addressed in Open Session, as follows:

(i) Closed Minutes – June 16, 2022 (Item 14.1)

(Ferguson/VanderBeek)

- (a) That the Closed Session Minutes of the June 16, 2022 Audit, Finance and Administration Committee meeting, be approved as presented; and,
- (b) That the Closed Session Minutes of the June 16, 2022 Audit, Finance and Administration Committee meeting, remain confidential.

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

YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - Ward 1 Councillor Maureen Wilson

(i) **ADJOURNMENT (Item 15)**

(Clark/Johnson)

That, there being no further business, the Audit, Finance and Administration Committee, be adjourned at 11:38 p.m.

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

YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark
YES - Ward 5 Councillor Russ Powers
NOT PRESENT - Ward 1 Councillor Maureen Wilson

Respectfully submitted,

Councillor Pearson, Chair
Audit, Finance and Administration
Committee

Councillor VanderBeek, Vice-Chair
Audit, Finance and Administration
Committee

Angela McRae
Legislative Coordinator
Office of the City Clerk