GENERAL ISSUES COMMITTEE
MINUTES 14-011
9:30 a.m.
Wednesday, May 21, 2014
Council Chambers
Hamilton City Hall
71 Main Street West

Present:
Deputy Mayor M. Pearson (Chair)
Mayor R. Bratina
Councillors B. Clark, C. Collins, S. Duvall, J. Farr,
L. Ferguson, B. Johnson, B. McHattie, S. Merulla, R. Morrow,
J. Partridge, R. Pasuta, T. Whitehead

Absent with Regrets: Councillors T. Jackson, R. Powers – Vacation

THE FOLLOWING ITEMS WERE REPORTED TO COUNCIL FOR CONSIDERATION:

1. Hamilton Police Service Monthly Report (PSB14-060) (Item 5.1)
   (Johnson/Farr)
   That Hamilton Police Service Monthly Report PSB 14-060 be received. CARRIED

2. Development of a Farmers' Market Policy (PED14084) (City Wide) (Item 5.4)
   (Pasuta/Whitehead)
   That Report PED14084 respecting “Development of a Farmers’ Market Policy” be received. CARRIED

3. Hamilton Downtown Multi-Residential Property Investment Program (HDMRPIP), 137-149 Main Street West, Change in Corporate Control of Jackson Hospitality Inc. (PED14102) (Ward 2) (Item 5.5)
   (Farr/Morrow)
   That Report PED14102 respecting “Hamilton Downtown Multi-Residential Property Investment Program (HDMRPIP), 137-149 Main Street West, Change in Corporate Control of Jackson Hospitality Inc.” be received. CARRIED
4. **Request for Support on the Morriston By-Pass (PED14080) (City Wide) (Item 5.6)**

   *(Partridge/Johnson)*
   
   That Report PED14080 respecting “Request for Support on the Morriston By-Pass” be received.  
   
   **CARRIED**

5. **Terms and Conditions for the Use of the Downtown Public Art Reserve (PED14096) (Wards 1, 2 and 3) (Item 5.7)**

   *(Farr/Morrow)*
   
   (a) That the Terms and Conditions for the Use of the Downtown Public Art Reserve Policy, attached as Appendix A to Report PED14096 be approved;  
   
   (b) That the Downtown Public Art Reserve Policy (RESCUL-005), attached as Appendix B to Report PED14096, be approved.  
   
   **CARRIED**

6. **Annual Comprehensive Legal Services Report (LS14012) (City Wide) (Item 5.8)**

   *(Ferguson/Clark)*
   
   That Report LS14012 respecting “Annual Comprehensive Legal Services Report” be received.  
   
   **CARRIED**

7. **Employee Attendance Report 2013 (HUR14003) (Outstanding Business List) (Item 7.1)**

   *(Merulla/Collins)*
   
   That Report HUR14003 respecting “Employee Attendance Report 2013” be received.  
   
   **CARRIED**


   (a) **Task Force Strategic Planning Exercise (Item 5.1)**

      *(Farr/Collins)*
      
      That the Committee Clerk be directed to invite representatives from Evergreen CityWorks to attend a future meeting of the Cleanliness and Security in the Downtown Task Force to discuss common issues and concerns and possible partnership opportunities.  
      
      **CARRIED**
(b) Environmental Scan/Walking Tour of the Downtown Core (Item 5.3)

(Farr/Collins)

(i) That the Committee Clerk contact the following City departments to arrange for their participation in an Environmental Scan/Walking Tour of the Downtown Core:

- Municipal By-Law Enforcement/Property Standards
- Public Works
- Urban Renewal
- Hamilton Police Services
- Pan Am Games Staff
- Heritage
- Public Health

(ii) That the Committee Clerk contact the James Street North Merchants Association and invite them to participate in the Environmental Scan/Walking Tour of the Downtown Core. CARRIED

9. Report 14-002 of the Advisory Committee for Persons with Disabilities - April 8, 2014 (Item 8.2)

Correspondence from the Accessibility Directorate of Ontario respecting Deadline Extension – Comment on Proposed Changes to the Customer Service Standard

(Merulla/Johnson)

That an informal Working Group be established for the purpose of drafting a response for the consideration of Council to be sent to the Accessibility Directorate of Ontario respecting the Proposed Changes to the Customer Service Standard. CARRIED

10. St. Mark’s Feasibility Study (PED12059(a)) (Ward 2) (Item 8.3)

(Farr/Morrow)

(a) That the St. Mark’s Cultural Programming Space Feasibility Study, attached as Appendix “A” to Report PED12059(a), be received.

(b) That Tourism and Culture Division staff report back to the General Issues Committee with a financial and operating plan for the proposed St. Mark’s cultural programming space, based on the operating model outlined in the St. Mark’s Cultural Programming Space Feasibility Study;
(c) That the Real Estate Section, in partnership with the City's Revenue Generation Office, issue and advertise an Expression of Interest (EOI)/non-binding Request for Proposal (RFP) for the St. Mark's Facility, and that the marketing and advertising of the EOI/ non-binding RFP run concurrent with the Feasibility Study, taking into consideration the need for green space and the heritage designation.  CARRIED as amended

11. Partial Relocation of the Ottawa Street Farmers’ Market  
(Merulla/Pasuta)  
(a) That the staff of the Planning and Economic Development Department be directed to report to the Planning Committee with respect to initiating a site-specific Zoning By-law Amendment to permit the partial relocation of the Ottawa Street Farmers’ Market to Car Park #2B at 116 Campbell Avenue;  
(b) That the cost to undertake the City Initiated zoning change be charged to the tax stabilization reserve.  CARRIED

12. Accounts Receivable Systems Review (Item 12.3)  
(Bratina/Merulla)  
(a) That the interim update with respect to the Accounts Receivable Systems Review be received;  
(b) That additional details with respect to this matter be made available at the appropriate time in the future.  CARRIED

13. Funding for the Purchase of Memorial School, Ancaster (FCS14040) (Ward 12) (Item 12.2)  
(Ferguson/Johnson)  
(a) That the funding sources to purchase Memorial School at 357 Wilson Street, Ancaster, as detailed in Report FCS14040 be approved;  
(b) That any net proceeds from the sale of Memorial School land (for development) be directed back to the Ancaster Capital Reserve (108030);  
(c) That the annual operating costs associated with maintaining the school property be funded from the Tax Stabilization Reserve (110046) for 2014 and be referred to the annual budget stabilization process thereafter;  
(d) That the financial details remain confidential pending completion of the real estate transaction, and that Report FCS14040 be released as a public document at that time.  CARRIED
FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk advised of the following changes:

ADDED NOTICES OF MOTION

10.1 Partial Re-Location of the Ottawa Street Farmers’ Market

10.2 YWCA Request for Capital Investment and Increase to Annual Operating Grant

(Partridge;/Johnson)
That the agenda be approved as amended, CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

None

(c) APPROVAL OF PREVIOUS MINUTES

(i) Minutes of the May 7, 2014 Meeting (Item 3.1)

(Pasuta/Merulla)
That the Minutes of the May 7 2014 meeting of the General Issues Committee be approved, as presented. CARRIED

(d) DELEGATION REQUESTS

(i) Delegation Request from Lorna Zaremba, Theatre Aquarius, on behalf of the Hamilton Anchor Arts Organizations (Art Gallery of Hamilton, Brott Festival, Hamilton Philharmonic Orchestra and Theatre Aquarius) to speak at the June 18, 2014 meeting of the Committee in response to the staff presentation respecting the arts funding recommendations (Item 4.1)

(Johnson/Partridge)
That the delegation request from Lorna Zaremba, Theatre Aquarius, on behalf of the Hamilton Anchor Arts Organizations (Art Gallery of Hamilton, Brott Festival, Hamilton Philharmonic Orchestra and Theatre Aquarius) to speak at the June 18, 2014 meeting of the Committee in response to the staff presentation respecting the arts funding recommendations, be approved. CARRIED
(ii) Delegation Request from Janet Mowat, Art Gallery of Hamilton, on behalf of the Board of Directors of the Art Gallery of Hamilton, to speak at the June 18, 2014 meeting of the Committee respecting arts funding recommendations (Item 4.2)

(Johnson/Partridge)
That the delegation request from Janet Mowat, Art Gallery of Hamilton, on behalf of the Board of Directors of the Art Gallery of Hamilton, to speak at the June 18, 2014 meeting of the Committee respecting arts funding recommendations, be approved. CARRIED

(iii) Delegation Request from the Hamilton Philharmonic Orchestra, to speak at the June 18, 2014 meeting of the Committee respecting arts funding recommendations (Item 4.3)

(Johnson/Partridge)
That the delegation request from the Hamilton Philharmonic Orchestra, to speak at the June 18, 2014 meeting of the Committee respecting arts funding recommendations, be approved. CARRIED

(iv) Delegation Request from Boris Brott, of the Boris Brott Music Festival, to speak at the June 18, 2014 meeting of the Committee respecting arts funding recommendations (Item 4.4)

(Johnson/Partridge)
That the delegation request from Boris Brott, of the Boris Brott Music Festival, to speak at the June 18, 2014 meeting of the Committee respecting arts funding recommendations, be approved. CARRIED

(e) CONSENT

(i) Minutes of Various Sub-Committees (For Information Purposes Only) (Item 5.2)

(Merulla/Morrow)
That the following Minutes be received:

(aa) Arts Advisory Commission – March 25, 2014 CARRIED

(ii) Hamilton Municipal Parking System - Renewal of Parking Lease (Car Park #80), 191 King Street West and 22-30 Bay Street South, Hamilton (PED14097) (Ward 2) (Item 5.3)

(Partridge/Johnson)
That Report PED14097 respecting “Hamilton Municipal Parking System - Renewal of Parking Lease (Car Park #80), 191 King Street West and 22-30 Bay Street South, Hamilton” be tabled pending receipt of additional information with respect to the City’s costs. CARRIED
(f) DELEGATIONS/PUBLIC HEARINGS

(i) Grades 6, 7 and 8 Students from Westview Middle School Photovoice Project to present their findings with respect to Community Change following Completion of their Photovoice Project (Item 6.1)

Laura Ryan from the Social Planning and Research Council appeared before the Committee with twelve Grades 6, 7 and 8 students from Westview Middle School to present PhotoVoice: Rolston Neighbourhood. Each student spoke to a component of the presentation which addressed:

- What is Photovoice
- What we did
- Westview Vision for Rolston Neighbourhood
- Priority 1: Clean up the graffiti
- Priority 2: More garbage cans in the community
- Priority 3: Fix cracks in the road
- Priority 4: Improve relationships
- Priority 5: Improve traffic around schools

(Partridge/Whitehead)
That the presentation from the students from Westview Middle School respecting the findings of their Photovoice Project be received. CARRIED

The comments provided by the students was provided in writing to the Clerk for the public record.

A copy of the presentation was distributed to the Committee and can be viewed on the City of Hamilton website.

(g) PRESENTATIONS

(i) Employee Attendance Report 2013 (HUR14003)

Chris Murray, City Manager, provided introductory remarks in response to concerns expressed in the past with respect to absenteeism in the City's work force, and to explain what is behind the numbers in the report, what they mean, and what is going to be done i.e., Management Action Plan.

Helen Hale Tomasik, Executive Director of Human Resources, and Zac Nichol, HR Metrics Analyst, provided a PowerPoint presentation with respect to the 2013 Employee Attendance Report and spoke to the following:

- What we now know about short-term Disability (STD) Absences in 2013
- City’s Categories of Absenteeism
- Short-Term Disability Benefit Plans
- Different Types of Short-Term Disability Absences

**Business Intelligence (BI) Solution**

- Legacy Reporting vs. Business Intelligence (BI) Solution
- New Reporting Capabilities with HR Business Intelligence Tool
- Technology Improvements for STD Management

**Short-Term Disability Analysis**

- 2013 Short-Term Disability Pareto Chart
- Significant Sick Absences – IPP and Sick Bank
- IPP Incidental Sick Absences (less than 6 days)
- IPP Significant Sick Absences (6 to 130 days)
- IPP Maternity Related Sick Absences
- IPP Modified Sick Absence Trends

- Previous Questions from Council
- Management Action Plan Strategies that are working
- Management Action Plan – 2014 (Management and Human Resources)
- Summary

(Cherry/Collins)

That staff be directed to report back to the General Issues Committee on implementing a policy corporate wide that does not conflict with Collective Bargaining Agreements, where employees have a mandatory obligation of providing a doctor’s note justifying their absence after 3 days of illness. CARRIED

(Johnson/Ferguson)

That the presentation respecting “Employee Attendance Report 2013” be received. CARRIED

A copy of the PowerPoint presentation was submitted to the Clerk for the public record and can be viewed on the City of Hamilton website.

See Item 7 for additional disposition of this item.

(h) **DISCUSSION ITEMS**

(i) **St. Mark’s Feasibility Study (PED12059(a)) (Ward 2)**

(Collins/Merulla)

That the following be added as sub-section (c), to read as follows:
“(c) That the Real Estate Section, in partnership with the City's
Revenue Generation Office, issue and advertise an Expression of
Interest (EOI)/non-binding Request for Proposal (RFP) for the St.
Mark's Facility, and that the marketing and advertising of the EOI/
non-binding RFP run concurrent with the Feasibility Study, taking
into consideration the need for green space and the heritage
designation.”

Amendment CARRIED
Motion as amended CARRIED

See Item 10 for additional disposition of this item.

(i) MOTIONS

(i) Review of Arts Funding (Item 9.1)

(Morrow/Merulla)

That the following Motion be deferred pending presentation of staff
reports addressing funding/grants:

“That funding of the Arts by the City of Hamilton be reassessed with a
view to increasing their level of funding, and that a report be brought back
by the appropriate Standing Committee(s) and staff.” CARRIED

(ii) YWCA Request for Capital Investment and Increase to Annual
Operating Grant (Item 9.2)

(Merulla/McHattie)

That staff be directed to review the request by the YWCA for an on-going
capital investment of $500,000 over the next three years and an increase
to their annual operating grant and provide recommendations to the
General Issues Committee. CARRIED

(j) NOTICES OF MOTION

Councillor S. Merulla introduced the following Notice of Motion:

(i) Partial Relocation of the Ottawa Street Farmers’ Market (Item 10.1)

Whereas in 2007 the City of Hamilton facilitated the relocation of the
Centre Mall Farmers’ Market from the Centre Mall to Municipal Car Parks
#2C and #2D at 11 and 18 Britannia Avenue;

And Whereas the current location at Car Park #2D, 18 Britannia Avenue
does not meet the needs of the Ottawa Street Farmers’ Market and the
Market is seeking to relocate a portion of the Market to Municipal Car
Park #2B at 116 Campbell Avenue;
And Whereas the current zoning of Car Park #2B at 116 Campbell Avenue does not permit a Farmers’ Market and that the City of Hamilton is currently undertaking a zoning review to facilitate and promote farmers markets;

Therefore be it Resolved:

That the staff of the Planning and Economic Development Department be directed to report to the Planning Committee with respect to initiating a site-specific Zoning By-law Amendment to permit the partial relocation of the Ottawa Street Farmers’ Market to Car Park #2B at 116 Campbell Avenue and that the cost to undertake the City Initiated zoning change be charged to the tax stabilization reserve.

(Merulla/Pasuta)
That the rules of order be waived in order to allow for the introduction of a motion respecting Partial Relocation of the Ottawa Street Farmers’ Market.

See Item 11 for the disposition of this item.

Councillor S. Merulla introduced the following Notice of Motion:

(ii) **YWCA Request for Capital Investment and Increase to Annual Operating Grant (Item 10.2)**

WHEREAS Municipalities, Boards and Agencies are experiencing large capital expenditures associated with aging infrastructure; and

WHEREAS the YWCA of Hamilton has provided valuable programs and services to the residents of the City of Hamilton for over 125 years; and

WHEREAS the YWCA provides women’s and seniors’, community programming that benefits the lives of Hamilton residents; and

WHEREAS the current operating agreement between the City of Hamilton and the YWCA expires in March 2015; and

WHEREAS the YWCA has been faced with increasing costs in operating aquatic facilities; and

WHEREAS the YWCA has requested from the City of Hamilton an ongoing capital investment of $500K over the next three years and an increase to their annual operating grant.

Therefore be it resolved:
That staff be directed to review the request by the YWCA for an on-going capital investment of $500,000 over the next three years and an increase to their annual operating grant and provide recommendations to the General Issues Committee.

(Merulla/McHattie)
That the rules of order be waived in order to allow for the introduction of a motion respecting “YWCA Request for Capital Investment and Increase to Annual Operating Grant”.  CARRIED

See Information Item (i)(ii) for the disposition of this item.

(k) OTHER BUSINESS/GENERAL INFORMATION

(i) Outstanding Business List Items

(aa) Revised Due Dates

(Ferguson/Whitehead)
That the due dates for the following items on the Outstanding Business List be amended accordingly, as follows:

Item CC:  Art Gallery of Hamilton Fundraising Campaign
Due Date:  June 4, 2014
Revised Due Date:  August 11, 2014  CARRIED

(l) PRIVATE & CONFIDENTIAL

(i) Closed Session Minutes – May 7, 2014 (Item 12.1)

(Johnson/Morrow)
(aa) That the Closed Session Minutes from the May 7, 2014 meeting of the General Issues Committee be approved as presented;

(bb) That the Closed Session Minutes from the April 16, 2014 meeting remain confidential and restricted from public disclosure.  CARRIED

(Johnson/Collins)
That Committee move into Closed Session at 1:20 p.m. pursuant to Subsections (b) and (c) of the City’s Procedural By-law and Section 239.2 of the Ontario Municipal Act, 2001, as amended, as the subject matters pertain to:

(a) Item 12.2, a proposed or pending acquisition or disposition of land by the municipality or local board respecting Funding for the Purchase of Memorial School, Ancaster; and
(b) Item 12.3, personal matters about an identifiable individual(s), including municipal or local board employees, respecting Accounts Receivable Systems Review

The Committee reconvened in Open Session at 3:10 p.m.

(ii) **Funding for the Purchase of Memorial School, Ancaster (PED14040) (Ward 12) (Item 12.2)**

See Item 13 for the disposition of this item.

(iii) **Accounts Receivable Systems Review (Item 12.3)**

See Item 12 for the disposition of this item.

Additional direction was provided in closed session.

(m) **ADJOURNMENT**

(Johnson/Partridge)

That there being no further business, the Committee adjourn at 3:15 p.m.

CARRIED

Respectfully submitted

Councillor M. Pearson
Deputy Mayor

Carolyn Biggs
Legislative Co-ordinator
Office of the City Clerk