The Hamilton Farmers’ Market Sub-Committee presents Report 13-001 to the Emergency and Community Services Committee and respectfully recommends:

1. Hamilton Farmers’ Market By-law Amendments (Ward 2) (CS13026)
   
   (a) That the Sections 6(5), 6(5a), and 6(5b) of the Market By-law No. 10-209, be amended to permit the Market Supervisor to allocate up to 20 stalls at any given time;

   (i) having a frontage of more than 24-feet and no more than 30-feet, where the Market Supervisor determines there are sound business or logistical reasons which make it necessary for a stallholder to occupy a stall of more than 24-feet; and/or,

   (ii) having a frontage of more than 30-feet, where the Market Supervisor determines that the best use of the frontage in excess of 30-feet is to allocate it to the adjoining stallholder and it is not feasible or desirable to allocate the space for a different purpose;

   (b) That the definition of “Director of Culture” in the Market By-law No. 10-209, be deleted;
(c) That a definition for “Director” be added to the Market By-law No. 10-209, to mean the Director to whom the Market Supervisor shall report, as designated by the General Manager, Community Services;

(d) That all references to the “Director of Culture” in the Market By-law No. 10-209, be substituted with “Director”;

(e) That all references to the “Culture Division” in the Market By-law No. 10-209, be deleted; and,

(f) That the amending By-law, prepared in a form satisfactory to the City Solicitor, be introduced and enacted by Council to reflect the resolutions in Subsections (a), (b), (c), (d), and (e).

FOR INFORMATION:

(a) CHANGES TO THE AGENDA

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

The Agenda for the April 24, 2013 Hamilton Farmers Market Sub-Committee meeting was approved as presented.

(b) DECLARATIONS OF INTEREST

There were none declared.

(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETING

Committee requested information from staff respecting the Outdoor Market which is referenced in the Minutes.

The Minutes of the November 8, 2012 meeting were approved as presented.

(d) DISCUSSION ITEMS

(i) Hamilton Farmers’ Market By-law Amendments (Ward 2) (CS13026)Added Item 4.1)

Committee approved the staff recommendations as outlined in Item 1 of this Report.
(e) GENERAL INFORMATION

The Sub-Committee members took this opportunity to ask staff general questions respecting the Market operation particularly regarding the City’s subsidy, the importance of the stalls being consistently operated during Market hours and the lack of clear, visible signage.

Staff advised that signage options are currently being investigated. The Chair indicated that he will bring forward motions to the appropriate Standing Committees to request the status of the Council approved Public Art Installation on York Boulevard in front of the Market and the outcome of staff’s efforts in locating the previous Market sign.

Mike Zegarac, Acting General Manager of Finance, attended the meeting to provide the Sub-Committee with an update regarding the Request for Information (RFI) for the Privatization of the Market.

(f) PRIVATE AND CONFIDENTIAL

(i) Incorporation of Stallholders’ Association (Legal staff – verbal update) (Item 6.1)

On a motion, the Sub-Committee moved into closed session at 11:05 a.m. pursuant to the Ontario Municipal Act Section 239 and sections 8.1(e) and 8.1(f) of the City’s procedural by-law to discuss matters of litigation or potential litigation and the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

The Sub-Committee reconvened in Open Session at 11:20 a.m.

A verbal update was provided to the Sub-Committee in Closed Session with nothing to report in Open Session.

(g) ADJOURNMENT

The Hamilton Farmers’ Market Sub-Committee meeting adjourned at 11:20 a.m.

Councillor J. Farr, Chair
Hamilton Farmers’ Market Sub-committee

Ida Bedioui, Legislative Co-ordinator, 
City Clerk’s Office

Emergency and Community Services Meeting May 13, 2015