Present: Councillor D. Braden (Chair)  
Councillor A. Samson (Vice Chair)  
Councillors P. Bruckler, C. Collins, M. Ferguson, M. Pearson

Also Present: Mayor L. DiIanni; Councillors B. Bratina, T. Whitehead  
G. Peace – City Manager  
J. Rinaldo – General Manager, Finance and Corporate Services  
J. Kay – General Manager/Chief, Hamilton Emergency Services  
P. Barkwell – City Solicitor  
R. Male – Director, Financial Services  
L. Friday – Director, Taxation  
D. Logan – Director, Employee and Labour Relations  
A. Gulabsingh – Labour Relations Officer  
B. Browett – Director, EMS/Deputy  
K. Christenson – City Clerk  
S. Hayden – Deputy Clerk/Co-ordinator  
C. Biggs – Legislative Assistant, City Clerk’s

THE FOLLOWING ITEMS WERE REPORTED TO CITY COUNCIL FOR CONSIDERATION:

1. Monthly Status Report of Tenders and Requests for Proposals for June and July, 2005 (FCS05023(e)) (City Wide) (Item 6.1)  

(Pearson/Bruckler)  
That the Monthly Status Report of Tenders and Requests for Proposals for June and July 2005 as set out in Appendix “A” attached hereto, be received for information.  

CARRIED
2. Quarterly Status Report on Use of Policy #10 – Emergency Purchasing Policy and Policy #11 – Negotiations for the 2nd Quarter 2005 (FCS05046(a)) (City Wide) (Item 6.2)

(Pearson/Bruckler)
That the Quarterly Status Report on Use of Policy #10 – Emergency Purchasing and Policy #11 – Negotiations for the 2nd Quarter 2005 as set out in Appendix “B” attached hereto, be received for information. CARRIED

3. By-law for the Appointment of Deputy Treasurers (FCS05091) (City Wide) (Item 6.3)

(Pearson/Bruckler)
(a) That the appropriate by-law to provide for the appointment of Deputy Treasurers be approved and enacted; and

(b) That By-Law 7-2000 enacted by the Transition Board under the City of Hamilton Act, 1999, be repealed. CARRIED

Roll #2518 008510040 – 239 Rymal Road East, Hamilton (Ward 7)
Roll #2518 0810110000 – 4 Southside Place, Hamilton (Ward 8)
Roll #2518 00333008200 – 151 Green Road, Stoney Creek (Ward 10)
Roll #2518 00302023400 – 66 Seabreeze Crescent, Stoney Creek (Ward 11)
Roll #2518 30393082000 – 113 11th Concession Road East, Flamborough (Ward 15) (Item 6.4)

(Pearson/Bruckler)
(a) That the property taxes levied against Roll #2518 07085100040 (239 Rymal Road East, Hamilton) for the 2004 and 2005 tax years, be apportioned in the amount of $4,424.02, and split amongst the five newly created parcels as set out in Appendix “C” attached hereto;

(b) That the property taxes levied against Roll #2518 08108110000 (4 Southside Place, Hamilton) for the 2004 and 2005 tax years, be apportioned in the amount of $4,227.42, and split amongst the eight newly created parcels as set out in Appendix “C” attached hereto;

(c) That the property taxes levied against Roll #2518 00333008200 (151 Green Road, Stoney Creek) for the 2004 and 2005 tax years, be apportioned in the amount of $8,843.80, and split amongst the two parcels as set out in Appendix “C” attached hereto;
(d) That the property taxes levied against Roll #2518 003 020 23400 (66 Seabreeze Cres., Stoney Creek) for the 2004 and 2005 tax years, be apportioned in the amount of $4,624.90, and split amongst the two parcels as set out in Appendix “C” attached hereto;

(e) That the property taxes levied against Roll #2518 303 930 82000 (113 11th Concession, Flamborough) for the 2003 and 2004 tax years, be apportioned in the amount of $10,591.38, and split amongst the two newly created parcels as set out in Appendix “C” attached hereto;

(f) That the Clerk be authorized to provide the City Treasurer with a copy of this resolution in order that the taxes on the accounts may be adjusted accordingly.  

CARRIED

5. **AccuVote Lease Agreement (FCS05101) (City Wide) (Item 6.5)**  

(Pearson/Bruckler)  

(a) That the City Clerk be authorized to enter into a lease agreement with Diebold Election Systems in order that the City of Hamilton provide Diebold with one hundred and ten (110) AccuVote Optical Scanners and related equipment for a period from September 12, 2005, to January 31, 2006, for use in elections to be held in the State of California; and

(b) That approval be contingent on the negotiation of a lease agreement with Diebold Election Systems satisfactory to the City Clerk, the City’s Legal Services Division and the Risk Management Section per the terms detailed in Report FCS05101.  

CARRIED


(Pearson/Bruckler)  

That the Red Hill Valley Project Financial Status Report for July 31, 2005, as set out in Appendix “D” be received for information.  

CARRIED

7. **Proposed Write-offs of Outstanding Fines Related to Provincial Offences and Parking Violations (FCS05089/PED05088) (City Wide) (Item 8.1)**  

(Pearson/Collins)  

That staff be authorized to write-off all outstanding fines in the amount of $755,231.51 which are deemed uncollectible with a due date of December 31, 1997 as detailed in Appendix “E” attached hereto.  

CARRIED
8. Proposed Changes to the Municipal Act regarding Investment, Debt Issuance and Other (FCS05092) (City Wide) (Item 8.2)

(Pearson/Ferguson)
(a) That Report FCS05092 "Proposed Changes to the Municipal Act regarding Investment, Debt Issuance and Other", be received for information;

(b) That this item be removed from the Outstanding Business List of the Corporate Administration Committee.  

9. Payment Proposal – 350 Wentworth Street North (FCS05094) (City Wide, Ward 3) (Item 8.3)

(Ferguson/Bruckler)
(a) That the Treasurer accepts a tax payment settlement of $600,000 for the Brownfield Property known as 350 Wentworth Street North from Protective Barriers Incorporated (PBI), $300,000 immediately and $300,000 as a long-term receivable over 5 years at 5% interest;

(b) That the Treasurer be authorized to write-off $472,278.21 in penalties and interest, in return for PBI agreeing to spend at least the same amount in site remediation, over the next 5 years;

(c) That PBI pay all 2005 taxes immediately ($41,872.23) and all future current taxes as they become due;

(d) That Appendix “F” to FCS05094, “Results from Brownfield Initiatives”, be received for information.  

10. Sale of 249 Hess Street North (FCS05097) (City Wide, Ward 2) (Item 8.4)

(Collins/Samson)
(a) That staff be directed to execute the agreement of purchase and sale in a form satisfactory to Corporate Counsel, for the 1.23 acre parcel of land known municipally as 249 Hess Street North, to Senior Care Associates for the purchase price of Twenty Two Thousand, Two Hundred and Forty Five Dollars ($22,245.00);

(b) That the Treasurer be authorized to cancel the outstanding tax arrears of $720,796.60, and;

(c) That 249 Hess Street North be declared surplus to the requirements of the City of Hamilton in accordance with the City of Hamilton Property Sales Procedural By-law 95-049.  

CARRIED
11. **Summer Student Exit Survey Findings 2004 (HUR05014) (City Wide) (Item 8.5)**

(Ferguson/Pearson)
That Report HUR05014, Summer Student Exit Survey Findings 2004, be received for information.  

CARRIED

12. **Employment of Relatives Policy (HUR05017) (City Wide) (Item 8.6)**

(Collins/Ferguson)
(a) That the policy for the Employment of Relatives attached as Appendix “G” hereto, be approved;

(b) That the existing Policy with respect to Nepotism/Hiring for Employment of Relatives, be repealed.  

CARRIED

13. **Report 05-001 of the Governance Review Sub-Committee (Item 9.1)**

(a) **Employment of Council Relatives Policy (CL05010) (City Wide)**

(Collins/Ferguson)
(i) That Report CL05010 be received for information;

(ii) That the “Employment of Council Relatives Policy” as follows, be approved:

**Employment of Council Relatives Policy**

Provisions:

- No Elected Official shall attempt to influence the outcome, or to influence any City employee to hire or promote a member of an Elected Official's family.

- No Elected Official shall make any decision or participate in the process to hire, transfer, promote, demote, discipline or terminate any member of his or her family.

- If a family member of an Elected Official is an applicant for employment with the City or candidate for promotion or transfer, the family member will proceed through the usual selection process with no special consideration.

- No Elected Official shall supervise a family member, or be placed in a position of influence over a family member.
• No Elected Official shall attempt to use a family relationship for his or her personal benefit or gain.

**Definition of Family Member:**

• Spouse, including common-law spouses and same sex partners

• Child, mother, father, sister, brother, grandchild, grandparent, aunt, uncle, niece and nephew

• Mother-in-law, father-in-law, sister-in-law and brother-in-law

• Step-mother, step-father, step-sister, step-brother and step-child

• Child, mother or father in a relationship where the role of parent has been assumed

(iii) That the existing Policy with respect to Nepotism/Hiring for Employment of Council Relatives, be repealed;

(iv) That Appendix “H” of the City’s Procedural By-law be amended to include this policy. **CARRIED**

(b) **2005 Volunteer Committee Budget Review and 2005 Funding Strategy (FCS05048) (City Wide)**

(Ferguson/Collins)

(i) That Option Two, a Centralized Structure, as per Appendix A to Report FCS05048, be approved as the strategy for funding the Volunteer Committee structure, with implementation for 2006,

(ii) That for 2006, $5,760 in base budget for heritage plaquing activities be transferred from the Hamilton Historical Board Volunteer Committee to the Culture and Recreation, Manager of Culture’s budget (720000-57267);

(iii) That for 2006, $18,250 and $6,250 for the Keep Hamilton Clean Committee and Hamilton Cycling Committee be transferred from the Public Works budget into the Volunteer Committee budget,

(iv) That annual services-in-kind costs incurred by Veteran’s related events as organized by the Hamilton Veteran’s Committee, be expensed to the Community Partnership Program,
(v) That a reserve be established for the Volunteer Committee structure and utilized as per the guidelines included in Report FCS05048;

(vi) That the 2005 Business Plans/Budget Submissions for those Volunteer Committees as listed in Appendix B to Report FCS05048, be received and approved;

(viii) That the proposed 2005 budget allocation for the City of Hamilton Volunteer Committees in the total amount of $61,000, as per Appendix C to Report FCS05048, be approved. CARRIED

14. Resolution from the Corporation of the City of Clarence-Rockland re: Borrowing Capacity (Item 10.1)

(Collins/Pearson)
That the resolution from the Corporation of the City of Clarence-Rockland respecting Borrowing Capacity be received. CARRIED

15. Recommendations of the Toronto Election Finance Review Task Force (Item 13.1)

(Ferguson/Collins)
(a) That no further action be taken with respect to the recommendations of the Toronto Election Finance Review Task Force as outlined in Report CL05002;

(b) That this item be removed from the Outstanding Business List of the Corporate Administration Committee. CARRIED

16. Request for Funding for Special Duty Police Officers (New Business) (No Copy)

(Collins/Bruckler)
(a) That $1,500 be approved for a pilot project for police officers to assist Mohawk College to patrol the neighbourhoods in the vicinity of Mohawk College during the student initiation period;

(b) That staff be directed to identify a source of funding prior to the September 14, 2005 Council meeting. CARRIED
FOR THE INFORMATION OF THE COMMITTEE:

(a) Changes to the Agenda (Item 1)

The Clerk advised of the following changes to the agenda:

(a) Resolution referred from the September 1, 2005 meeting of the Committee of the Whole respecting the allocation of the emergency fund

(b) Item 9.2 – Report 05-001 of the Peer Print Review Sub-Committee, was withdrawn.

(Bruckler/Samson)
That the agenda be approved, as amended. CARRIED

(b) Declarations of Interest (Item 2)

Item 6.1 Monthly Status Report of Tenders and Requests for Proposals for June and July, 2005 (FCS05023(e)) (City Wide) (Item 6.1)

Councillor Ferguson declared an interest in Contract PW-05-021(HW) as he has a relative employed by one of the companies awarded contracts.

Item 6.2 Quarterly Status Report on Use of Policy #10 – Emergency Purchasing Policy and Policy #11 – Negotiations for the 2nd Quarter 2005 (FCS05046(a)) (City Wide) (Item 6.2)

Councillor Ferguson declared an interest in PO #s 24722 and 25492 as he is the principle owner of the company where the services were purchased.

(c) Approval of Minutes (Item 3)

(Pearson/Bruckler)
That the Minutes of the June 22, 2005 meeting of the Corporate Administration Committee be received and adopted as presented. CARRIED

(d) Proposed Write-offs of Outstanding Fines Related to Provincial Offences and Parking Violations (FCS05089/PED05088) (City Wide) (Item 8.1)

By friendly amendment, the Committee agreed to incorporate the dollar amount of the write-offs in the recommendation, being $755,231.51. The motion, as amended, was subsequently approved.
(e) Peer Print Review Sub-Committee (No Copy)

Councillor Ferguson gave an update on the status of the peer print review.

(f) Request for Information

(i) In response to questions raised, the General Manager of Finance and Corporate Services advised that he would respond via e-mail on the following:

   (aa) notification process of request for pre-qualification (C10-16-05)
   (bb) status update re: PW-05-07(HSW)
   (cc) tender for continuous waste removal services (C11-91-05)
   (dd) alternative fuel-powered specifications for vehicles (C11-112-05)

(ii) On motion (Collins/Samson), staff was requested to provide additional information related to costs paid to stand-by employees in regard to on-call payments vs the number of times an employee is called in while on stand by during a calendar year.

(iii) Councillor Collins requested staff to provide an update on the effects of the increased fuel costs related to operations. The Committee was advised that staff is currently in the process of developing a forecast.

(g) General Information/Other Business

(i) Request for Funding from Emergency Fund (Contingency) – (Resolution referred from September 1, 2005 Committee of the Whole) (New Business)

The request that the Emergency Fund be allocated to members of Council to assist in updating residents on the August 19th storm, was referred to staff to come back with a report of costs.

(ii) Assistance for New Orleans Flood Victims (New Business) (No Copy)

Councillor Ferguson requested that matters relating to assistance for the victims of the New Orleans flood be referred to the Tsunami Relief Task Force for consideration.
(h) Private and Confidential (Item 13)

Labour Negotiations – OPSEU

(Ferguson/Pearson)
That the Committee move In Camera to receive an update with respect to OPSEU labour negotiations.  

CARRIED

(Ferguson/Pearson)
That the Committee reconvene in Open Session.  

CARRIED

The Committee provided direction to staff In Camera.

There being no further business, the Committee adjourned at 11:15 a.m.

Respectfully submitted

Councillor D. Braden  
Chairman  
Corporate Administration Committee

Carolyn Biggs  
Legislative Assistant  
September 7, 2005