Committee of the Whole
REPORT 07-004(a)

9:30 a.m.
February 12, 2007
Council Chambers
Hamilton City Hall
71 Main Street West, Hamilton

Present: Mayor F. Eisenberger

Also Present: G. Peace, City Manager
J. Rinaldo, General Manager, Finance and Corporate Services
S. Stewart, General Manager, Public Works
L.A. Coveyduck, General Manager, Planning and Economic Development
C. Graham, General Manager, Human Resources
J.A. Priel, General Manager, Community Services
J. Kay, General Manager/Chief HES
K. Christenson, City Clerk
M. Gallagher, Coordinator, COW

Mayor Eisenberger called the meeting to order.

COMMITTEE OF THE WHOLE PRESENTS REPORT 07-004(a) and RESPECTFULLY RECOMMENDS:

1. Capital Projects’ Status and Closing Report as of September 30, 2006 (FCS06079(a)) (City Wide) (Item 7.1)

(a) That the September 30, 2006, Capital Projects’ Status and Projects’ Closing Report and the attached Appendices A, B, C, D and E to Report FCS06079(a) for the tax levy and the rate supported capital projects be received for information;

Council – February 14, 2007
(b) That the General Manager of Finance & Corporate Services be directed to close the completed capital projects listed in Appendix B to Report FCS06079(a) in accordance with the Capital Closing Policy and that the net transfers be dealt with as listed in Appendix A to Report FCS06079(a) and summarized below:

<table>
<thead>
<tr>
<th>Reserve/ Project #</th>
<th>Description</th>
<th>Net Transfers</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dedicated Reserves</td>
<td></td>
<td></td>
</tr>
<tr>
<td>104090</td>
<td>Parks' Dedication Reserve</td>
<td>4,000</td>
</tr>
<tr>
<td>Various</td>
<td>Development Charge Reserves</td>
<td>36,000</td>
</tr>
<tr>
<td>110025</td>
<td>Central Fleet Reserve</td>
<td>617,778</td>
</tr>
<tr>
<td>108005/108015</td>
<td>Rate Funded Reserves</td>
<td>83,819</td>
</tr>
<tr>
<td><strong>Sub-Total</strong></td>
<td></td>
<td><strong>741,597</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Return to Capital Levy Reserve</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>108020</td>
<td>Tax Projects</td>
</tr>
</tbody>
</table>

**Total Net Transfers** | **1,183,116**

2. United Brotherhood of Carpenters and Joiners of America Local 18 Certification (HUR06005(a)/FCS06039(a))

That Report (HUR06005(a)/FCS06039(a) respecting United Brotherhood of Carpenters and Joiners of America Local 18 Certification be received, and that the report remain confidential as the information contained in the report is of solicitor-client privilege.

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA

The changes to the Agenda were approved with the following changes noted:

Added Delegation Requests by:

5.2 Request to address Committee by Mark Baseggio, OSCA
5.3 Request to address Committee by Andrew Regnerus
5.4 Request to address Committee by LIUNA, Local 837
(b) DECLARATIONS OF INTEREST

None

(c) ADOPTION OF MINUTES

The Minutes of the January 8, 2007 public session of the Committee of the Whole were adopted as presented.

(d) Other Business – Mayor’s Trip to Ottawa

Mayor Eisenberger provided members of Committee with an update on his recent visit to Ottawa. Included in the update were discussions on the following issues:

- Randall Reef
- Priorities for Hamilton Council
- Correctional Facilities (removal from Hamilton to another location)
  Minister will clarify his position on this issue
- Meeting with Big City Mayors – discussed funding of Federal partners – 1% of GST as a Federal Government Contribution for infrastructure of municipalities -
- 2 million dollar contribution to public transit

The Mayor will provide a brief for City Council in the near future.

(e) DELEGATION REQUESTS

The following delegation requests were approved to be heard at the meeting of February 12, 2007.

(i) Request to address Committee by Robert Yakiwchuk, United Brotherhood of Carpenters and Joiners of America – Local 18 respecting legal action between the City of Hamilton and Local 18 (Item 5.1)

(ii) Request to address Committee by Mark Baseggio, OSCA (Item 5.2)

(iii) Request to address Committee by Andrew Regnerus (Item 5.3)

(iv) Request to address Committee by LIUNA, Local 837 (Item 5.4)

(f) LEGATIONS/PRESENTATIONS

(i) Richard Koroscil, CEO, Hamilton International, respecting Marketing Research Public Awareness Study of Hamilton (Item 6.1)

Richard Koroscil provided an overview of the Study. Highlights included:

Overview of Hamilton International
- Economic Impact and Job Creation
- Accountability
- $5.6 million invested in Marketing Hi
- Keeping Community and Stakeholders Informed
- Community Outreach
- Population
- GTAA Forsees Significant Growth
- Carrier Partners
- Passenger Traffic
- Future Terminal Investment
- Future Runways and Taxiways
- Investments

Marketing Research Study Findings including:
- Airport as an Economic Driver
- Owernership of Hi
- Opinion of the Airport
- Airport Usage

Working Together in 2007

(ii) Don McLean, Environment Hamilton respecting 10-point proposal for short term measures to address climate change (Item 6.2)

Don McLean provided an overview of the report. Highlights included:
- Climate Change Concerns
- IPCC latest report – Feb. 5/07
- Increase in Carbon Dioxide concentrations
- Increase in Methane concentrations
- Danger of irreversible change
- Recommendations 1 to 10
- Determine Best Practices
- Implement Transit Plans

The report Short Term City Response to Climate Change and recommendations outlined in the report was referred to staff for review and report back to Committee of the Whole.

Staff were also directed to provide the following:

(a) a status update on the City’s Climate Change plan at a future Committee of the Whole meeting in April.
(b) Draft terms of reference to address the Peak Oil Report – Phase II.
(iii) Hamilton East Kiwanis Boys and Girls Club respecting National Conference

Glen Harkness provided Committee with an update on the work of the organization as well as the upcoming Boys and Girls Club of Canada National Conference being held from May 21st to 28th, 2008. The committee viewed a video presentation.

Mr. Harkness thanked Council for their ongoing support of this program and specifically recognized and thanked Councillor Sam Merulla for his ongoing support.

(iv) Thanh Campbell, Mission Services respecting Food Drive (Item 6.4)

Deferred to next Committee of the Whole in March

(v) Request to address Committee by Robert Yakiwchuk, United Brotherhood of Carpenters and Joiners of America – Local 18 respecting legal action between the City of Hamilton and Local 18 (Item 6.5)

Mr. Yakiwchuk addressed Committee and provided an overview of the workmanship of its membership, community involvement and requested that the City of Hamilton reconsider its challenge of overturning their certification.

(vi) Mark Baseggio, Open Shop Contractors Association (OSCA) (Item 6.6)

Mr. Phil Bessling, on behalf of OSCA, addressed Committee. Mr. Bessling asking Council to stay the course and let the legal process determine the outcome. City is sending a strong message to the Province to fix the problem. With respect to fairness and competitiveness, use of tenders is a wise spending of tax dollars. By eliminating, contractors not allowed to bid and that hinders the competitiveness of the bids.

(vii) Andrew Regnerus, Christian Labour Association of Canada (Item 6.7)

CLAC is national union founded in 1953 and represent employees in many different trades, including construction; contractors regularly perform work for City of Hamilton.

The delegation contends that the City of Hamilton should do everything in its power to keep open tendering, to limit tendering; should continue to allow all Hamilton’s taxpaying carpenters and all other construction qualifiers to perform work let out by the City; opposed to both certifications.
Manny Vastos, business manager of Local 837, LIUNA; Ricardo Percy, secretary treasurer of local; provides employment opportunities for over 1500 residents of City of Hamilton in over various fields, e.g, hospitality, clerical and nursing homes.

The delegation noted that the certificate is mutual in its effects of the City’s daily life; thus they are in support of the ICI certificate; however, cannot live with non-ICI sector certificate.

This certificate, if allowed to stand with Carpenter’s Union would be chaotic and costly to taxpayers. LIUNA members have performed this work over last 30 years under guise of Carpenter’s union.

2007 Tax Supported User Fees (FCS07016)

(a) That the 2007 User Fees contained in Attachment One to FCS07016, be approved and implemented; and

(b) That the City Solicitor & Corporate Counsel be authorized and directed to prepare all necessary by-laws, for Council approval, for the purposes of establishing the user fees contained within this report.

Staff were directed to provide the following additional information prior to Council:
- identify areas that have user fee/analysis – dated vs. current
- information to justify fees
- information on fees which are and are not being collected.

**PRIVATE AND CONFIDENTIAL**

**Adoption of Minutes – January 8, 2007**

The minutes of the January 8, 2007 closed session were adopted as presented and shall remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act.

**United Brotherhood of Carpenters and Joiners of America Local 18 Certification (HUR06005(a)/FCS06039(a).**

Committee moved into Closed Session to receive information respecting labour relations and to discuss if needed the Minutes of the closed session of January 8, 2007.
Upon reconvening in Open Session, Committee adopted the Minutes of the Closed Session with no amendments and received the confidential report respecting United Brotherhood of Carpenters and Joiners of America Local 18 Certification (HUR06005(a)/FCS06039(a)).

The motion to receive report United Brotherhood of Carpenters and Joiners of America Local 18 Certification HUR06005(a)/FCS06039(a) carried on the following vote:

Yeas: Eisenberger, Bratina, Clark, Duvall, Jackson, McCarthy, McHattie, Morelli, Pasuta, Mitchell, Pearson, Powers

Nays: Merulla, Jackson, Whitehead, Collins

There being no further business the meeting adjourned at 2:45 p.m.

Respectfully submitted,

Mayor F. Eisenberger

M. Gallagher
Co-ordinator
February 12, 2007