Corporate Administration Committee
MINUTES
9:30 a.m.
Wednesday, October 18, 2006
Council Chambers
Hamilton City Hall
71 Main Street West, Hamilton

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

Absent with Regrets: Councillor M. Ferguson – Illness
Councillor T. Whitehead – Illness

Also Present: Councillor M. McCarthy
G. Peace – City Manager
J. Rinaldo – General Manager, Finance and Corporate Services
M. Amorosi – A/General Manager, Human Resources
R. Male – Director, Financial Services
L. Friday – Director, Taxation
T Tollis – Director, Budgets and Finance
J. Lee – Director, Customer Service, Access and Equity
P. Barkwell – City Solicitor
K. Christenson – City Clerk
R. Caterini – Deputy Clerk; Manager of Legislative Services
C. Biggs – Legislative Assistant, City Clerk’s

THE FOLLOWING ITEMS WERE REPORTED TO CITY COUNCIL FOR CONSIDERATION:

1. Apportionment of Taxes for Various Properties in Stoney Creek (Wards 9, 10 and 11); Hamilton (Wards 2 and 7); Dundas (Ward 13); Flamborough (Ward 14) and Glanbrook (Ward 11) (FCS06001(e)) (Item 5.1)

(Pearson/Collins)
(a) That the land taxes levied against Roll #2518 003 110 08044 (134 Benziger Lane, Stoney Creek) for the 2006 tax year, be apportioned in the amount of $1,420.52 and split amongst the six newly created parcels as set out in Appendix A to Report FCS06001(e);
(b) That the land taxes levied against Roll #2518 003 280 15830 (241 Crompton Way, Stoney Creek) for the 2006 tax year, be apportioned in the amount of $3,834.06 and split amongst the two newly created parcels as set out in Appendix A to Report FCS06001(e);

(c) That the land taxes levied against Roll #2518 003 650 98260 (12 Cornerstone Drive, Stoney Creek) for the 2006 tax year, be apportioned in the amount of $2,330.78 and split amongst the seven newly created parcels as set out in Appendix A to Report FCS06001(e);

(d) That the land taxes levied against Roll #2518 020 164 03400 (338 Hughson St. N., Hamilton) for the 2005 tax year, be apportioned in the amount of $3,640.33 and split amongst the five newly created parcels as set out in Appendix A to Report FCS06001(e);

(e) That the land taxes levied against Roll #2518 020 182 06200 (188 Cannon St. E., Hamilton) for the 2005 tax year, be apportioned in the amount of $16,691.81 and split amongst the three newly created parcels as set out in Appendix A to Report FCS06001(e);

(f) That the land taxes levied against Wentworth Condo Plan 396, Roll #2518 071 131 10094 (1771 Upper Wentworth St., Hamilton) for the 2006 tax year, be apportioned in the amount of $10,178.49 and split amongst the thirty-nine newly created parcels as set out in Appendix A to Report FCS06001(e);

(g) That the land taxes levied against Roll #2518 260 200 17400 (30 Alma St., Dundas) for the 2006 tax year, be apportioned in the amount of $3,180.00 and split amongst the two newly created parcels as set out in Appendix A to Report FCS06001(e);

(h) That the land taxes levied against Roll #2518 301 110 87600 (3577 Governor’s Rd., Flamborough) for the 2005 tax year, be apportioned in the amount of $5,020.91 and split amongst the two newly created parcels as set out in Appendix A to Report FCS06001(e);

(i) That the land taxes levied against Roll #2518 901 340 34400 (0 Binbrook Rd. W., Glanbrook) and Roll #2518 901 340 36600 (3535 Cemetery Rd., Glenbrook) for the 2006 tax year, be apportioned in the amount of $5,303.08 and split amongst the two newly created parcels as set out in Appendix A to Report FCS06001(e);

(j) That the land taxes levied against Roll #2518 902 510 00200 (0 Cnty Rd. 53, Glanbrook) for the 2006 tax year, be apportioned in the amount of $748.68 and split amongst the two newly created parcels as set out in Appendix A to Report FCS06001(e); and
(k) That the land taxes levied against Roll #2518 902 510 07858 (77 Marion St., Glanbrook) and Roll #2518 902 510 07860 (79 Marion St., Glanbrook) for the 2005 tax year, be apportioned in the amount of $2,274.62 and split amongst the four newly created parcels as set out in Appendix A to Report FCS06001(e).

2. Apportionment of Taxes for Various Properties in Stoney Creek (Wards 9 and 11); Hamilton (Ward 8); Flamborough (Wards 14 and 15); and Glanbrook (Ward 11) (FCS06001(f)) (Item 5.2)

(Pearson/Collins)

(a) That the land taxes levied against Roll #2518 003 020 29200 (478 Jones Rd., Stoney Creek) for the 2006 tax year, be apportioned in the amount of $6,288.94 and split amongst the two newly created parcels as set out in Appendix A to Report FCS06001(f);

(b) That the land taxes levied against Roll #2518 003 385 34600 (107 Second St. North, Stoney Creek) and Roll #2518 003 385 34800 (105 Second St. North, Stoney Creek) for the 2006 tax year, be apportioned in the amount of $5,006.34 and split amongst the four newly created parcels as set out in Appendix A to Report FCS06001(f);

(c) That the land taxes levied against Roll #2518 003 650 98160 (50 Cornerstone Dr., Stoney Creek) for the 2006 tax year, be apportioned in the amount of $1,544.65 and split amongst the three newly created parcels as set out in Appendix A to Report FCS06001(f);

(d) That the land taxes levied against Roll #2518 003 650 98230 (31 Cornerstone Dr., Stoney Creek) for the 2006 tax year, be apportioned in the amount of $1,917.02 and split amongst the six newly created parcels as set out in Appendix A to Report FCS06001(f);

(e) That the land taxes levied against Roll #2518 080 971 02415 (130 Chester Ave., Hamilton) for the 2006 tax year, be apportioned in the amount of $1,819.80 and split amongst the three newly created parcels as set out in Appendix A to Report FCS06001(f);

(f) That the land taxes levied against Roll #2518 301 410 32000 (777 Lynden Rd., Flamborough) for the 2006 tax year, be apportioned in the amount of $2,441.35 and split amongst the two newly created parcels as set out in Appendix A to Report FCS06001(f);

(g) That the land taxes levied against Roll #2518 303 610 08100 (962 Centre Rd., Flamborough) for the 2005 tax year, be apportioned in the amount of $9,868.57 and split amongst the two newly created parcels as set out in Appendix A to Report FCS06001(f);
(h) That the land taxes levied against Roll #2518 901 130 71362 (57 Hannon Cres., Glanbrook) for the 2006 tax year, be apportioned in the amount of $9,414.99 and split amongst the twenty-four newly created parcels as set out in Appendix A to Report FCS06001(f); and

(i) That the land taxes levied against Roll #2518 901 130 71262 (93 Hannon Cres., Glanbrook) for the 2006 tax year, be apportioned in the amount of $6,267.99 and split amongst the fourteen newly created parcels as set out in Appendix A to Report FCS06001(f). CARRIED

3. Tax Applications processed under Section 358 of the Municipal Act, 2001 (FCS06028(b)) (City Wide) (Item 5.3)

(Pearson/Collins)
That realty tax applications processed under Section 358 of the Municipal Act, Chapter 45, Statutes of Ontario, 2001 in the amount of $8,489.06 be approved as a tax write-off and charged to HAMTN 52108-211025 Tax Remissions per Appendix “A” to Report FCS06028(b). CARRIED

4. Award of Tender C-12-09-06 for the Supply and Delivery of Fine Paper As and When Required (City Wide) (FCS06105) (Item 5.4)

(Pearson/Collins)
That Corporate Tender C12-09-06 for the Supply and Delivery of Fine Paper As and When Required, be awarded to the following vendors, in accordance with the terms and conditions of the tender, as follows:

(a) Schedules A, E and F of Corporate Tender C12-09-06 be awarded to Xerox Canada Ltd with an estimated annual cost of $442,587.95;

(b) Schedules B, C, D and G of Corporate Tender C12-09-06 be awarded to Buntin Reid (Division of Domtar Inc.) with an estimated annual cost of $88,242.55. CARRIED

5. Monthly Status Report of Tenders and Requests for Proposals for August 16, 2006 to September 12, 2006 (City Wide) (FCS06016(g)) (Item 5.5)

(Pearson/Collins)
That Report FCS06016(g) respecting Monthly Status Report of Tenders and Requests for Proposals for August 16, 2006 to September 12, 2006, be received. CARRIED

(Pearson/Collins)
That Report FCS06004h/PW06004h respecting Red Hill Valley Project Financial Status Report – July, 2006, be received. CARRIED

7. Red Hill Valley Project Financial Status Report – August, 2006 (FCS06004i/PW06004i) City Wide) (Item 5.7)

(Pearson/Collins)
That Report FCS06004i/PW06004i respecting Red Hill Valley Project Financial Status Report – August, 2006, be received. CARRIED

8. Recognition of Religious Observances (FCS06111) (City Wide) (Item 5.8)

(Pearson/Collins)
That Report FCS06111 respecting Recognition of Religious Observances, be received. CARRIED

9. Acceleration of Highways 5 and 6 Interchange – Ministry of Transportation and Flamborough Power Centre Inc. (Ward 15; City Wide) (No Copy)

(Pearson/Bruckler)
(a) That staff be authorized to negotiate with the Ministry of Transportation and Flamborough Power Centre Inc for the acceleration of the Highways # 5 and 6 Interchange, subject to the following:

   (i) That the City’s share, currently estimated at $15 million, be funded from Development Charges (City-wide) with no impact on existing Taxpayer;

   (ii) That the Ministry agree to fix the construction component of the interchange at $7.5 million;

   (iii) That an agreement be reached with the Ministry and the Developer on the Land Acquisition costs;

   (iv) That the Developer be required to make a one-time capital contribution of $2 million with payment due prior to construction of the interchange;

(b) That the Final Agreements with the Ministry of Transportation and Flamborough Power Centre Inc. be submitted to Council for approval. CARRIED
10. **Workplace Health Program: Work Better @ Hamilton (HUR06016) (City Wide) (Item 8.1)**

   (Pearson/Bruckler)
   That Report HUR06016 respecting Workplace Health Program: Work Better @ Hamilton, be received.  
   CARRIED

11. **Authority to Sell 2471 Guyatt Road, Binbrook, for Non-Payment of Taxes (FCS06107) (Ward 11/City Wide) (Item 8.2)**

   (Braden/Bruckler)
   (a) That staff be directed to offer for sale the 5.05 acre parcel of land known municipally as 2471 Guyatt Road;
   (b) That staff be authorized to enter into a revenue sharing agreement with the Workplace Safety and Insurance Board and Revenue Canada for the proceeds of the sale, after the City administration costs are removed for such sale;
   (c) That the Treasurer be authorized to cancel any remaining outstanding tax arrears to be charged to the City Allowance for Doubtful Accounts, with the Provincial Education taxes charged back to the various school boards;
   (d) That 2471 Guyatt Road be declared surplus.  
   CARRIED

12. **Rosedale Tennis Club Loan Request (FCS06093/CS06028) (Ward 4) (Item 8.3)**

   (Collins/Bruckler)
   (a) That the City of Hamilton provide a 10-year loan of up to $100,000 to the Rosedale Tennis Club for capital expenditures, at an interest rate of 5.06%, compounded and payable annually;
   (b) That the City Solicitor and the General Manager, Finance and Corporate Services be authorized to draft the loan agreement for execution by the Mayor and City Clerk.  
   CARRIED

13. **AMO OMERS Support Fund (FCS06112) (City Wide) (Item 8.4)**

   (Pearson/Collins)
   (a) That the General Manager of Finance and Corporate Services be directed to issue a payment to Association of Municipalities of Ontario (AMO) in the amount of $9,357.57 for the City’s 2006 contribution to the AMO OMERS Fund to be used by AMO for OMERS Related Activities, resulting from Bill 206, the New OMERS Act;
(b) That the funding of the AMO OMERS annual contribution of $28,000 annually be forwarded to the 2007 Budget process for consideration.  
CARRIED

14. 2006 Standard and Poor's Credit Rating (FCS06113) (City Wide) (Item 8.5)

(Collins/Pearson)
That Report FCS06113 respecting the 2006 Standard and Poor's Credit Rating, be received.  
CARRIED

15. Records Retention By-law (CL06010) (City Wide) (Item 8.6)

(Pearson/Mitchell)
(a) That Report CL06010 respecting the Records Retention By-law be received;

(b) That the by-law, attached as Appendix “A” to Report CL06010, be passed and enacted by Council.  
CARRIED

16. 2007 Budget Request – Corporate Services Volunteer Committees (FCS06110) (City Wide) (Item 8.7)

(Collins/Bruckler)
(a) That the 2007 budget submissions proposed by the following Volunteer Committees:

i) Advisory Committee on Immigrants & Refugees
ii) Advisory Committee for Persons with Disabilities
iii) Gay, Lesbian, Bi-sexual, Transgender Advisory Committee
iv) Hamilton Aboriginal Advisory Council
v) Hamilton Mundialization Committee
vi) Status of Women Committee
vii) Committee against Racism

be received and referred to the 2007 budget process including the use of the Volunteer Committee Reserve;

(b) That the Status of Women Committee, Advisory Committee on Immigrants & Refugees, Advisory Committee for Persons with Disabilities, Committee Against Racism, Gay, Lesbian, Bi-sexual and Transgender Advisory Committee, Hamilton Aboriginal Advisory Council and the Hamilton Mundialization Committee continue throughout the next term of Council;

(c) That the Terms of Reference for the Advisory Committees be approved.  
CARRIED
17. Re-establishment of Sub-Committees Reporting to the Audit and Administration Committee (CL06011(a)) (City Wide) (Item 8.8)

(Braden/Pearson)

(a) That the Sub-Committees as outlined in Appendix “A”, as amended, attached to Report CL06011(a), be re-established, to report to the Audit and Administration Committee in the next term of Council;

(b) That the Sub-Committees as outlined in Appendix “B”, as amended, attached to Report CL06011(a), be disbanded as their mandates have been completed;

(c) That the required Council appointments for each Sub-Committee, in accordance with the composition as shown, be determined at the Nominating Committee meeting of the new Council;

(d) That the citizen composition of the following Sub-Committees, be re-affirmed:

(i) Development Charges Stakeholders Sub-Committee:

- 1 representative from the Hamilton-Halton Homebuilders Association
- 1 representative from the Hamilton-Burlington Real Estate Board
- 1 representative from the Hamilton and District Chamber of Commerce
- 3 citizens-at-large

(ii) HMRF/HWRF Pension Administration Sub-Committee

- 3 HMRF Plan Members
- 3 HWRF Plan Members

(iii) Joint City/School Boards Relations Sub-Committee

- 2 representatives from the Hamilton-Wentworth District School Board
- 2 representatives from the Hamilton-Wentworth Catholic Separate School Board;

(e) That the terms for the citizen members be for the term of the 2006-2010 Council, or until such time as their respective mandates have been completed, or successors appointed. 

CARRIED as amended
18. Report 06-008 of the Grants Sub-Committee – October 12, 2006 (Item 8.9)

(Collins/Pearson)

(a) Event Road Closure Services Policy for Special Events (GRA06013) (City Wide)

That the Event Road Closure Services Policy for Special Events, attached as Appendix “A” to Report GRA06013, be adopted.

(b) Formula and Scoring for Culture Grants (GRA06011) (City Wide)

That Report GRA06011 respecting Formula and Scoring for Culture Grants, be received.

(c) Continuation of Multi-Year Funding in the Community Partnership Program for the 2006-2010 Term of Council (GRA06016) (City Wide)

(i) That the length of time for multi-year funding that can be provided to eligible Community Partnership Program applicants be extended from three years to four years to coincide with recent changes in the Municipal Act extending the term of municipal Council to four years;

(ii) That the option of providing multi-year funding for eligible Community Partnership Program applicants in the social and public health sphere be extended to those in categories E to H.

(d) Cost of Funding Gated Events (GRA06017) (City Wide)

That Report GRA06017 respecting cost of Funding Gated Events, be received.

(e) 2006 Funding Recommendation for Catholic Family Services – Interim Service Provider of Credit Counselling formerly delivered by Family Services, Hamilton (GRA06018) (City Wide)

(a) That $12,979 be recommended for Catholic Family Services as the interim service provider for credit counselling formerly provided by Family Services from the unallocated amount of $23,250 in category F of the 2006 Community Partnership Program budget;

(b) That Catholic Family Services be recognized as the sole local accredited non-profit credit counselling program for the City of Hamilton.
(f) **Transfer of Funds for Jewish Social Services from the 2006 Community Partnership Program Budget to the Culture and Recreation Budget (Administration – District A; Social and Public Health Services Stream) (GRA06019) (City Wide)**

(i) That the funds currently being tabled in the 2006 Community Partnership Program budget for the Jewish Social Services ($7,746) be paid to the organization;

(ii) That for the 2007 budget, the amount of $7,746 be transferred to the 2007 operating budget of the Culture and Recreation Division (Community Services Department DeptID 715005).

(g) **2007 Community Partnership Program Budget (New Business – No Copy)**

That the budget for the 2007 Community Partnership Program be referred to the 2007 budget deliberations with a 0% increase. **CARRIED**

19. **Correspondence from Sid Ryan, CUPE Ontario and Shellie Bird, Ontario Coalition for Better Child Care, requesting financial support for public announcements, advertising on city buses (Item 8.10)**

(Mitchell/Collins)

That the correspondence from Sid Ryan, CUPE Ontario and Shellie Bird, Ontario Coalition for Better Child Care, requesting financial support for public announcements, advertising on city buses for proclaiming October 25, 2006 as Child Care Worker and Early Childhood Educator Appreciation Day, be received. **CARRIED**

20. **Allocation of Funds – Inner City Allowance (Item 9.1)**

(Collins/Pearson)

(a) That the $9,000 which was allocated in 2006 from the Inner City Allowance to Wards 1 and 8 be funded from the Legislative Contingency;

(b) That the $45,000 Inner City Allowance for Wards 2, 3, 4 and 5, approved by Council on February 25, 2004 in adopting Item 7(d) of Corporate Administration Committee Report 04-005, be allocated equally to these Ward budgets. **CARRIED**
21. City ats MacDonald – Ontario Superior Court Action No. 99-2106 (City Wide) (LS06015) (Item 12.1)

(Braden/Bruckler)
(a) That the City resolve Ontario Superior Court Action No. 99-2106 by the payment to the Plaintiffs of the sum of $935,580.00, inclusive of all claims for damages, interest, costs and disbursements;

(b) That the Plaintiff’s be required to provide a Full and Final Release in form and content satisfactory to the City Solicitor;

(c) That Ontario Superior Court Action No. 99-2106 be dismissed, on consent, without costs;

(d) That Report LS06015 remain confidential.  CARRIED

FOR THE INFORMATION OF THE COMMITTEE:

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk advised of the following changes:

(i) Verbal update/presentation on negotiations with the Ministry of Transportation and Flamborough Power Centre Inc. respecting the acceleration of Highways 5 and 6 Interchange;

(ii) Request to Appear from Ed Fothergill, on behalf of Flamborough Power Centre, Inc., respecting financing of a future interchange at Highways 5 and 6

(iii) Amendment to Appendix “B” of Report CL06011(a) respecting Re-establishment of Standing Committees Reporting to the Audit and Administration Committee

(Collins/Pearson)
That the agenda be approved, as amended.  CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

None.
(c) APPROVAL OF MINUTES (Item 3)

(Pearson/Mitchell)
That the Minutes of the September 20, 2006 meeting of the Corporate Administration Committee be received and adopted as presented. CARRIED

(d) DELEGATION REQUESTS (Item 4)

Request from Ed Fothergill, on behalf of Flamborough Power Centre Inc., to address the Committee respecting financing of a future interchange at Highways 5 and 6

Prior to the commencement of the meeting, Mr. Fothergill advised the Committee Secretary that he has withdrawn his request to address the Committee at this time; the Committee was advised accordingly.

(e) REQUEST FOR ADDITIONAL ITEMS ON CONSENT AGENDA

The Committee requested additional information/detail on the following reports:

(i) Monthly Status Report of Tenders and Requests for Proposals for August 16, 2006 to September 12, 2006 (City Wide) (FCS06016(g)) (Item 5.5)

Specifically, additional detail requested for Tender C11-93-06 – Tender for City of Hamilton, Capital Planning and Implementation (CPI) Division Renovations and RFP C6-12-06 – Proposal for Professional Consultant Services for the Provision of Operating Budget and Forecast System.

(ii) Red Hill Valley Project Financial Status Report – July, 2006 (FCS06004h/ PW06004h) City Wide) (Item 5.6)

(iii) Red Hill Valley Project Financial Status Report – August, 2006 (FCS06004i/ PW06004i) City Wide) (Item 5.7)

Detailed information requested with respect to the legal costs.

Staff advised that the requested information will be provided via e-mail to members of the Committee.

(f) ACCELERATION OF HIGHWAYS 5 AND 6 INTERCHANGE – NEGOTIATIONS WITH MINISTRY OF TRANSPORTATION AND FLAMBOROUGH POWER CENTRE INC. (WARD15; CITY WIDE) (NO COPY)

Tim McCabe, Director of Development and Real Estate, informed the Committee of planning approvals that have been approved to date and outlined in a presentation the affected lands.
Joe Rinaldo, General Manager of Finance and Corporate Services, outlined the status of negotiations to date with the Province (Ministry of Transportation) and Flamborough Power Centre Inc.

A copy of the power point presentation was distributed and a copy has been retained for the public record in the Office of the City Clerk.

(g) RE-ESTABLISHMENT OF SUB-COMMITTEES REPORTING TO THE AUDIT AND ADMINISTRATION COMMITTEE (CL06011(a)) (CITY WIDE) (Item 8.8)

(Collins/Mitchell)
That Appendix “B” be amended as follows:

(i) by deleting the HECFI Implementation Sub-Committee (reports directly to Council)

(II) by adding the following Sub-Committees not to be re-established:

- Finance and Administration Operational Review Sub-Committee
- Copps Coliseum Proposal Sub-Committee

Amendment CARRIED

(Braden/Mitchell)
That the composition of the Development Charges Stakeholders Sub-Committee be amended by increasing the number of citizens-at-large from 2 to 3.

Amendment CARRIED
Motion as amended CARRIED.

(h) CORRESPONDENCE FROM SID RYAN, CUPE ONTARIO AND SHELLIE BIRD, ONTARIO COALITION FOR BETTER CHILD CARE, REQUESTING FINANCIAL SUPPORT FOR PUBLIC ANNOUNCEMENTS, ADVERTISING ON CITY BUSES (Item 8.10)

Staff was directed to contact the organizers of this event to discuss alternate methods of assistance for future events e.g., advertising on the City of Hamilton website, etc.

(i) GENERAL INFORMATION/OTHER BUSINESS (Item 11)

(i) Review of Outstanding Business List

(Mitchell/Braden)
That the following items be removed from the Outstanding Business List of the Corporate Administration Committee:

(aa) Item D – Legal Actions – Red Hill Valley Project
(bb) Item F – Alternate Forms of Commuting for City Employees
(cc) Item H – Request for Information – Court Appeals
(dd) Item I – Resolution from City of Cambridge re: Volunteer and Municipal Trails
(ee) Item J – Consideration of Proposals by Persons Initiating a Lawsuit with the City of Hamilton
(ff) Item O – Heritage Hunting and Fishing Protection Act
(gg) Item P – Municipal Act vs Bill 53 (Proposed New City of Toronto Act)

and that the due dates on the balance of the items be amended as per the updates provided by staff.  

CARRIED

(ii) Placement/Location of Candidates’ Election Signs

Councillor Braden expressed concern with respect to the placement/location of candidates’ election signs and requested that the appropriate staff contact candidates to advise the boundary/parameters of where signs can be placed, and the penalty for incorrect placement. The City Manager responded that he will convey Councillor Braden’s concern to the City Clerk.

(j) PRIVATE AND CONFIDENTIAL (Item 12)

(Pearson/Braden)
That the Committee move In Camera to discuss an issue relating to litigation.  

CARRIED

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

CARRIED

There being no further business, the Committee adjourned at 11:10 a.m.

Respectfully submitted

Councillor A. Samson
Chair
Corporate Administration Committee

Carolyn Biggs
Legislative Assistant
October 18, 2006