Present: Councillors T. Whitehead, B. Bratina (Vice Chair), B. Clark, S. Duvall and R. Pasuta

Also Present: Martin B. Hazell, Director, Parking and By-law Services
Vince Ormond, Coordinator, Municipal Law Enforcement
Lisa Pasternak, Senior Solicitor, City of Hamilton
Byrdena MacNeil, Solicitor
Stephanie Paparella, Legislative Assistant, City Clerk’s Office

Appellants Present: Elvin Dizdarevic, Appellant (Item 5.1)
Unam Rehman, Appellant (Item 5.2)

THE CITY OF HAMILTON LICENSING COMMITTEE PRESENTS REPORT 07-006 AND RESPECTFULLY RECOMMENDS:

1. Appeal – Mr. Elvin Dizdarevic respecting the refusal of a Taxicab Driver Licence (Item 5.1)

   (a) That an application for a Taxicab Driver Licence, to be submitted by Mr. Elvin Dizdarevic, be accepted and issued; provided that Mr. Dizdarevic satisfies all necessary requirements, as set out in By-law 07-170.

   (b) That Mr. Elvin Dizdarevic provide the Issuer of Licences with a certified copy of his updated Criminal Record and a copy of his drivers abstract every six (6) months for a period of one (1) year.

2. Appeal – Mr. Inam ur Rehman respecting his removal from the Taxicab Priority List (Item 5.2)

   That the appeal, made by Mr. Inam ur Rehman, requesting to be returned to the Taxicab Priority List, be denied.

Council – December 12, 2007
3. Minutes of the Licensing Coordinating Sub-Committee, dated September 26, 2007

That the Minutes of the Licensing Coordinating Sub-Committee, dated September 26, 2007, be received.

FOR THE INFORMATION OF COMMITTEE:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk noted the following changes to the agenda:

(i) Added as Item “A” – Appointment of Chair for 2008

(ii) Added as Item “B” – Appointment of Vice Chair for 2008

(iii) Added as Item 8.2 – Minutes of the Licensing Coordinating Sub-Committee, dated September 26, 2007

(iv) Request, from Fred Rudolph of Rudolph Law Office to table both Items 5.3 and 5.4 until the new year.

The agenda for the December 6, 2007 meeting of the City of Hamilton Licensing Committee was approved, as amended.

(b) Appointment of Chair and Vice Chair (Items A and B)

Committee determined that did not wish to rotate the position of Chair or Vice Chair at this time.

(c) DECLARATIONS OF INTEREST (Item 2)

There were none declared.

(d) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)

The minutes of the September 6, 2007, meeting of the City of Hamilton Licensing Committee were approved, as presented.
(e) PRIVATE AND CONFIDENTIAL – BACKGROUND MATERIAL

Private and Confidential background material, respecting Item 5.1 was provided to members of Committee under separate cover.

(f) PRIVATE & CONFIDENTIAL – APPROVAL OF CLOSED SESSION MINUTES (Item 4.1)

As the Committee determined that no discussion or amendments, respecting the Closed Session Minutes of the September 6, 2007, meeting of the City of Hamilton Licensing Committee was required, the Minutes were approved in Open Session, as shown below:

The Closed Session Minutes of the September 6, 2007, meeting of the Licensing Committee were approved, as presented.

(g) Appeal – Mr. Elvin Dzidarevic respecting the refusal of a Taxicab Driver Licence (Item 5.1)

Committee moved into Closed Session, at 2:15 p.m., to hear Item 5.1, pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 03-301, and Section 239, Sub-section (b) of the Ontario Municipal Act, 2001, as the subject matter pertains to personal matters about an identifiable individual, including municipal or local board employees.

Committee reconvened in Open Session at 3:35 p.m. and provided its recommendation as shown in Item 1 above.

(h) Appeal – Mr. Inam ur Rehman respecting his removal from the Taxicab Priority List (Item 5.2)

Mr. Inam ur Rehman was sworn under Affirmation, prior to providing testimony.

Gail Stevenson, Licence Officer for the City of Hamilton, was sworn under Affirmation, prior to providing testimony.

(i) Appeal – Mr. Fred Rudolph, Counsel for Messers Kaloust Kaloustian and Singh Kalsi respecting their removal from the Taxicab Priority List (Item 5.3)

The appeal respecting Mr. Kalsi’s removal from the Taxicab Priority List was tabled to a future meeting of the Licensing in 2008.

Council – December 12, 2007
(j) **Appeal – Mr. Fred Rudolph, Counsel for Mr. respecting Mr. Kalsi’s removal from the Taxicab Priority List (Item 5.4)**

The appeal respecting Mr. Kalsi’s removal from the Taxicab Priority List was tabled to a future meeting of the Licensing in 2008.

(k) **Verbatim Transcription of Licensing Committee Hearings (Item 8.1)**

The Committee Clerk was directed to investigate the cost of a digital recorder and software and report back to the next Licensing Committee meeting.

(l) **ADJOURNMENT (Item 10)**

There being no further business, the Committee adjourned at 3:47 p.m.

Respectfully submitted,

Councillor T. Whitehead, Chair
City of Hamilton Licensing Committee

Stephanie Paparella
Legislative Assistant
December 6, 2007