



## **AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 18-010**

**AS AMENDED AT COUNCIL**

**JULY 13, 2018**

**9:30 a.m.**

**July 11, 2018**

**Council Chambers**

**Hamilton City Hall**

---

**Present:** Councillors A. VanderBeek (Chair), B. Johnson, M. Pearson,  
L. Ferguson, C. Collins, and A. Johnson

---

### **THE AUDIT, FINANCE AND ADMINISTRATION COMMITTEE PRESENTS REPORT 18-010 AND RESPECTFULLY RECOMMENDS:**

**1. Treasurer's Apportionment of Land Taxes (FCS18066) (Wards 9, 12 and 14)  
(Item 5.2)**

- (a) That the 2017 land taxes in the amount of \$1,667 for 54-56 Narbonne Crescent, Stoney Creek (Roll #2518 003 650 36300 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix "A" to AF&A Report 18-010;
- (b) That the 2017 land taxes in the amount of \$1,667 for 34-36 Narbonne Crescent, Stoney Creek (Roll #2518 003 650 36305 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix "A" to AF&A Report 18-010;
- (c) That the 2017 land taxes in the amount of \$1,971 for 26-28 Narbonne Crescent, Stoney Creek (Roll #2518 003 650 36307 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix "A" to AF&A Report 18-010;
- (d) That the 2016 land taxes in the amount of \$17,092 for 941 Sulphur Springs Road, Ancaster (Roll #2518 140 130 23600 0000), and 509-575 Lions Club Road, Ancaster (Roll #2518 140 130 24400) be apportioned and split amongst the three newly created parcels as set out in Appendix "A" to AF&A Report 18-010;
- (e) That the 2017 land taxes in the amount of \$3,956 for 2952 Power Line Road, Ancaster (Roll #2518 140 210 20100 0000) be apportioned and split amongst the two newly created parcels as set out in Appendix "A" to AF&A Report 18-010;

- (f) That the 2017 land taxes in the amount of \$4,300 for 41-49 Dodman Crescent, Ancaster (Roll #2518 140 380 04811 0000) be apportioned and split amongst the five newly created parcels as set out in Appendix "A" to AF&A Report 18-010.

**2. Parkland Dedication Reserve Status Report as of December 31, 2017 (FCS18061) (City Wide) (Item 5.3)**

- (a) That Report FCS18061 "Parkland Dedication Reserve Status Report as of December 31, 2017" be received and made available to the public;
- (b) That Report FCS18061 "Parkland Dedication Reserve Status Report as of December 31, 2017" be forwarded, if requested, to the Ministry of Municipal Affairs and Housing.

**3. Armoured Car Services - Authorization to Negotiate (FCS18069) (City Wide) (Item 5.4)**

- (a) That the General Manager of Finance and Corporate Services, or their designate, be authorized to negotiate a five year contract with Brink's Canada Limited to provide armoured car services to the City of Hamilton.
- (b) That the General Manager of Finance and Corporate Services be authorized to enter into and execute any required contract and any ancillary documents required to give effect thereto with Brink's Canada Limited, in a form satisfactory to the City Solicitor.

**4. City of Hamilton Development Charges By-law 14-153 - Industrial Development Expansion Policy Amendment (FCS18053(a)) (City Wide) (Item 6.1)**

- (a) That no further Public Meeting is required with respect to the By-law attached hereto as Appendix "B" to AF&A Report 18-010;
- (b) That the By-law, attached hereto as Appendix "B" to AF&A Report 18-010, prepared in a form satisfactory to the City Solicitor, be passed and enacted.

**5. Tax and Rate Operating Budget Variance Report as at April 30, 2018 - Budget Control Policy Transfers (FCS18067) (City Wide) (Item 7.1)**

That, in accordance with the "Budgeted Complement Control Policy", the 2018 complement transfers from one department / division to another with no impact on the levy, as outlined in Appendix "C" to AF&A Report 18-010, be approved.

**6. Governance Review Sub-Committee Report 18-003 (Item 8.1)**

**(i) Appointment of Vice-Chair to the Governance Review Sub-Committee (Item 1.1)**

That Councillor VanderBeek be appointed as Vice-Chair to the Governance Review Sub-Committee for the balance of the 2014 – 2018 term of Council.

**(ii) Council Vacancy – Office of Councillor Ward 7 (CL18008) (Ward 7)  
(Item 10.1(a))**

That Report CL18008, respecting Council Vacancy – Office of Councillor Ward 7, be received.

**7. 2017 Reserve Report (FCS18064) (City Wide) (Item 8.2)**

- (a) That the 2017 Reserve Report and the 2017 Reserves Detail Report, with 2016 Comparative figures and 2018-2020 Projections, attached as Appendix “D” to AF&A Report 18-010, be approved;
- (b) That the reserves listed in Appendix “E” to AF&A Report 18-010 be closed and the outstanding balances be transferred as outlined in Appendix “E” to AF&A Report 18-010;
- (c) That the reserves listed in Appendix “F” to AF&A Report 18-010 be renamed and their purposes updated as outlined in Appendix “F” to AF&A Report 18-010.

**8. Reserve Policies Update (FCS18065) (City Wide) (Item 8.3)**

- (a) That the Reserve Policy for the Property Purchases Reserve (100035), attached as Appendix “G” to AF&A Report 18-010, be approved;
- (b) That the Reserve Policy for the City Enrichment Fund Reserve (112230), attached as Appendix “H” to AF&A Report 18-010, be approved;
- (c) That the Reserve Policy for the Waterpark Reserve (112224), attached as Appendix “I” to AF&A Report 18-010, be approved;
- (d) That the Reserve Policy for the Cemetery Niche Reserve (104105), attached as Appendix “J” to AF&A Report 18-010, be approved;
- (e) That the Reserve Policy for the General Park, Marina and Waterfront Reserve (112201), attached as Appendix “K” to AF&A Report 18-010, be approved;
- (f) That the Reserve Policy for the Leash Free Park Reserve (112202), attached as Appendix “L” to AF&A Report 18-010, be approved;
- (g) That the Reserve Policy for the 47 Guise Street Reserve (112209), attached as Appendix “M” to AF&A Report 18-010, be approved.

**9. Committee Against Racism Membership (Item 9.1)**

WHEREAS, the Committee Against Racism is having challenges in obtaining quorum for their meetings;

WHEREAS, David Jacob has submitted their resignation for the Committee Against Racism;

THEREFORE BE IT RESOLVED:

- (a) That David Jacob be removed as a member of the Committee Against Racism; and
- (b) That the membership number of the Committee Against Racism be adjusted accordingly in order to obtain quorum.

**10. Commercial Relationship Between the City of Hamilton and Algoma Contractors Inc. (LS18041 / FCS18070) (City Wide) (Item 12.1)**

**(Collins/Merulla)**

That the recommendation of Item 10 of Audit, Finance and Administration Committee Report 18-010 respecting the Commercial Relationship Between City of Hamilton and Algoma Contractors Inc. (LS18041/FCS18078), be deleted in its entirety and the following be inserted therein:

~~That the recommendations of Report LS18041/FCS18078, respecting "Commercial Relationship Between City of Hamilton and Algoma Contractors Inc." be approved and the recommendations remain private and confidential until approved by Council.~~

- (a) *That to protect the best interests of the City of Hamilton (City) due to the impairment of the commercial relationship between the City of Hamilton and Algoma Contractors Inc. ("Algoma"), staff be directed to reject any current and future bids, proposals or quotations received from Algoma, or any of its related corporate or individual entities, until and including July 13, 2020.***
- (b) *That the City of Hamilton not enter into any contract with Algoma, or any of its related corporate or individual entities, until and including July 13, 2020.***
- (c) *That Report LS18041/FCS18070 respecting the Commercial Relationship Between City of Hamilton and Algoma Contractors Inc., remain confidential.***

**Amendment CARRIED**

**Main Motion as amended CARRIED**

**11. Trunked Two-Way Radio System Upgrade (FCS18068 / HSC18037) (City Wide) (Item 12.2)**

- (b) That the contents and recommendations of Report FCS18068 / HSC18037, respecting Trunked Two-Way Radio System Upgrade, remain confidential.

**FOR INFORMATION:**

**(a) CHANGES TO THE AGENDA (Item 1)**

The Committee Clerk advised of the follow changes to the agenda:

**1. DELEGATION REQUESTS**

- 4.2 Matthew Kelly, respecting a Risk Management Claim for pothole damage (For a future meeting)
- 4.3 Eugene Fortino, Algoma Contractors Inc., respecting the Commercial Relationship Between the City of Hamilton and Algoma Contractors Inc., Item 12.2 on today's agenda (For today's meeting)
- 4.4 Anthony Godlewski, respecting a \$5,000 water bill at 92 East 15<sup>th</sup> Street (For a future meeting)

**2. PUBLIC HEARINGS / DELEGATIONS**

- 6.1(a)(a) Written submission from Shekar Chandrashekar respecting the proposed amendments to the Development Charges By-law.

**3. ITEMS TO BE WITHDRAWN**

- 8.4 Development Charge Exemption Request from Trillium Housing (FCS18072 / HSC18040) (City Wide) (Outstanding Business List Item)

Staff have advised that this item has been withdrawn from today's agenda and will be placed on the August 15<sup>th</sup>, 2018 Audit, Finance & Administration Committee Agenda.

- 11.1(a) Outstanding Business List – Items considered complete and needing to be removed:

Trillium Housing - Development Charges  
(Item 8.4 on today's agenda)  
Item on OBL: N

Related to Item 8.4 and will be placed on the August 15<sup>th</sup>, 2018 Audit, Finance & Administration Committee Agenda.

The agenda for the July 11, 2018 Audit, Finance and Administration Committee meeting was approved, as amended.

**(b) DECLARATIONS OF INTEREST (Item 2)**

There were no declarations of interest.

**(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)**

**(i) June 25, 2018 (Item 3.1)**

The Minutes of the June 25, 2018 meeting of the Audit, Finance and Administration Committee were approved, as presented.

**(d) DELEGATION REQUESTS (Item 4)**

- (i) Dominic Sorbara, respecting a residential water billing dispute (For a future meeting) (Item 4.1)**

The delegation request from Dominic Sorbara, respecting a residential water billing dispute, was approved for a future meeting.

- (ii) Matthew Kelly, respecting a Risk Management Claim for pothole damage (For a future meeting) (Added Item 4.2)**

The delegation request from Matthew Kelly, respecting a Risk Management Claim for pothole damage, was approved for a future meeting.

- (iii) Eugene Fortino, Algoma Contractors Inc., respecting the Commercial Relationship Between the City of Hamilton and Algoma Contractors Inc., Item 12.2 on today's agenda (For today's meeting) (Added Item 4.3)**

The delegation request from Eugene Fortino, Algoma Contractors Inc., respecting the Commercial Relationship Between the City of Hamilton and Algoma Contractors Inc., Item 12.2 on today's agenda, was approved for today's meeting.

- (iv) Anthony Godlewski, respecting a \$5,000 water bill at 92 East 15<sup>th</sup> Street (For a future meeting) (Added Item 4.4)**

The delegation request from Anthony Godlewski, respecting a \$5,000 water bill at 92 East 15<sup>th</sup> Street, was approved for a future meeting.

**(e) CONSENT ITEMS (Item 5)**

- (i) Lesbian, Gay, Bisexual, Transgender and Queer Advisory Committee Minutes – February 15, 2018 (Item 5.1)**

The Lesbian, Gay, Bisexual, Transgender and Queer Advisory Committee Minutes from the February 15, 2018 meeting, was received.

**(f) PUBLIC HEARINGS/DELEGATIONS (Item 6)**

- (i) City of Hamilton Development Charges By-law 14-153 - Industrial Development Expansion Policy Amendment (FCS18053(a)) (City Wide) (Item 6.1)**

Chair VanderBeek advised that Item 6.1 was a public meeting pursuant to Section 12 of the Development Charges Act, 1997, to present and obtain public input on the City's proposed amendment to the Development Charges By-law. The Chair further advised that notice of the public meeting was published in the Hamilton Spectator on June 8, 2018 and the Hamilton Community News on June 7, 2018, inviting interested parties to make representations at today's meeting. Any person in attendance could

make representations relating to the proposed amendment to the Development Charges By-law.

### **Delegations**

6.1(a) Shekar Chandrashekar

Shekar Chandrashekar, addressed the Committee respecting the proposed amendment to the Development Charges By-law.

The delegations was received.

### **Written Submission**

6.1(a)(a) Shekar Chandrashekar provided a written submission respecting the proposed amendments to the Development Charges By-law.

The added written submission Item 6.1(a)(a) was received.

The public meeting was closed.

For further disposition of this matter, refer to Item 4.

**(ii) Eugene Fortino, Algoma Contractors Inc., respecting the Commercial Relationship Between the City of Hamilton and Algoma Contractors Inc., Item 12.2 on today's agenda (For today's meeting) (Added Item 6.2)**

Eugene Fortino from Algoma Contractors Inc., addressed the committee respecting the Commercial Relationship Between the City of Hamilton and Algoma Contractors Inc., Item 12.2 on today's agenda.

That Eugene Fortino be permitted to address the committee for an additional 5 minutes in order to complete his presentation.

That the delegation from Eugene Fortino, Algoma Contractors Inc., respecting the Commercial Relationship Between the City of Hamilton and Algoma Contractors Inc, Item 12.2 on today's agenda, was received.

**(g) STAFF PRESENTATIONS (Item 7)**

**(i) Tax and Rate Operating Budget Variance Report as at April 30, 2018 - Budget Control Policy Transfers (FCS18067) (City Wide) (Item 7.1)**

Brian McMullen, addressed the Committee respecting Tax and Rate Operating Budget Variance Report as at April 30, 2018 - Budget Control Policy Transfers, with the aid of a presentation. A copy of the presentation has been included in the official record.

The presentation from Brian McMullen respecting Tax and Rate Operating Budget Variance Report as at April 30, 2018 - Budget Control Policy Transfers, was received.

A copy of the presentation is available at [www.hamilton.ca](http://www.hamilton.ca).

For further disposition of this matter, refer to Item 5.

**(h) PRIVATE & CONFIDENTIAL (Item 12)**

The Committee moved into Closed Session respecting Items 12.1 and 12.2 pursuant to Section 8.1, Sub-section (f) of the City's Procedural By-law 14-300, and Section 239(2), Sub-sections (f) and (k) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to advice that is subject to solicitor/client privileges, including communications necessary for that purpose; and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

**(i) Commercial Relationship Between the City of Hamilton and Algoma Contractors Inc. (LS18041 / FCS18070) (City Wide) (Item 12.1)**

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 10.

**(ii) Trunked Two-Way Radio System Upgrade (FCS18068 / HSC18037) (City Wide) (Item 12.2)**

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 11.

**(i) ADJOURNMENT (Item 13)**

There being no further business, the Audit, Finance and Administration Committee adjourned at 10:36 a.m.

Respectfully submitted,

Councillor VanderBeek, Chair  
Audit, Finance and Administration  
Committee

Angela McRae  
Legislative Coordinator  
Office of the City Clerk