



**VISION:** We will be a vibrant, dependable and clean city where services are delivered innovatively and effectively.

**MISSION:** To provide effective operations of the city through collaboration of members, management and staff.

**Works Depot**  
**Laffan Street, Hamilton**  
**Staff, Legislative & Governance Committee**  
**16 May 2017**  
**10:00am**

**Present:** Councillor Lawrence Scott (Chair)  
Rt. Wor. Charles Gosling, JP  
Councillor Henry Ming

**In Attendance:** Ed Benevides - The Secretary  
Patrick Cooper - City Engineer

**Apologies:** Lindell Foster, Human Resource Manager

- 
- 1. Confirmation of Notice:** The Secretary confirmed that the notice periods were met in accordance with the new meeting guidelines.
  - 2. Role of the Chairman** - Councillor L. Scott was acknowledged as the Chair.
  - 3. Open Meeting** - Councillor L. Scott opened the meeting at 10:10am.
  - 4. Apologies** - The Secretary confirmed apologies had been received from the HR Manager.
  - 5. Public Participation:**  
  
The Secretary confirmed there was no public participation.
  - 6. Correspondence:**  
  
There was no correspondence for review.

**7. Minutes of Previous Meeting dated 18 April 2017:**

The City Engineer advised that the date of the meeting had to be changed from **14 March 2017** to **18 April 2017**.

**Proposed:** Mayor, Charles Gosling

**Seconded:** Councillor H. Ming

The Minutes were accepted as read with the amendment.

**8. Matters arising from Previous Meeting dated 18 April 2017:**

There are no matters arising.

**9. Status Update:**

(i) **Current Litigation/Legislation:** The Secretary raised the issue regarding the Union. He felt they are spending a lot of time in the Court. The CoH is trying to work out a date now for the hearing of the Originating Summons for the CBA. There is also a session for the striking out of certain affidavits' information that is incorrect. He commented on the number of cases in the public realm and those cases that are pending. The CoH attended the first tribunal meeting. The Secretary will give an update on that matter as the Mayor requested to be discussed in the Restricted Session.

**10. Recommendations for Review:**

**RECOMMENDATION:** That the Board approve the amendments to the Awnings and Signage Policy as presented.

The Secretary advised that he had updated the policy to say **"the CoH will require a signed encroachment acknowledgement confirming that there is an encroachment and that given reasonable notice, the owner will remove to allow the Corporation to carry out their duties"**. It was raised at the last Infrastructure Committee meeting that **"what if they say no"**. The Secretary then further amended to basically say they will be further instructed to take the encroachment down or the CoH will have to take legal actions. Councillor L. Scott read the amendment: **'Any encroachment of an awning or sign over Corporation property will require an encroachment acknowledgement agreement to be signed. if the owner refuses to sign the encroachment agreement, then they will need to remove the offending signage or awning, failing to remove will result in filing enforcement actions to ensure compliance'**.

The technical officers are in agreement with the Recommendation even though there was a \$25 fee previously. The City Engineer said this Recommendation would have more of a chance of getting through the door than trying to charge a fee.

**Proposed:** Councillor H. Ming  
**Unanimous**

**Seconded:** Mayor, Charles Gosling

#### **11. Any Other Business:**

The Secretary said there was a health and safety issued raised verbally to the Mayor last night concerning the purported removal of safety equipment on the back of our garbage trucks. He had the Senior Engineer to investigate that but the information is not true. The Mayor elaborated that a staff member had approached him and Councillor Johnson and said that on the garbage trucks there used to be two (2) safety buttons on the rear corners of the vehicles which an operator could strike. It was indeed the operator who was involved in that industrial action the other day that used one of these safety buttons to save his arm. When they put back one of those hole covers to cover the opening in which he could insert his hand an opportune moment. Once that was put back on they took it upon themselves to remove the two (2) safety buttons. The Mayor said that it did not sound right, so they told the staff member that they will enquire into that in which he immediately did.

The City Engineer said that following the meeting he would like to take the Committee down to show them the garbage trucks and show them exactly where the safety equipment is and what the person did and they can see for their own eyes what is happening and what is on the machines for safety.

Councillor Ming explained that it seems to him that the gentleman who had his arm injured had used the safety button to save his arm. His question is, would the staff member be notified that his information is incorrect? The City Engineer said that they would speak with him and enquire further. He stated that the staff member has worked for the CoH for quite several years but he is fairly new in the Sanitation Department, only been there for three (3) years. Councillor L. Scott commented that he may need some further training.

Councillor L. Scott asked if this has gone any further to which the City Engineer gave a negative response. The Mayor said he did not mind the incident being reported as long as it was not done with ill intent. He said he would rather have somebody raised a question on safety rather than have a safety issue.

Councillor Swan joined the meeting at 10:20am.

#### **12. Motion to Move to a Restricted Session**

**Proposed:** Mayor, Charles Gosling

**Seconded:** Councillor H. Ming

There was no further business to be discussed.

The Public Session was adjourned at 10.20am.