



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.

Corporation of Hamilton Board Meeting, City Hall, Hamilton - 5 April 2017 - 12.30pm

Present: Rt. Wor. Charles R. Gosling, JP, Chairman
Councillor John Harvey, MBE, JP
Councillor Dennis Tucker, JP
Councillor Nicholas Swan
Councillor Lawrence Scott
Councillor RoseAnn Edwards
Councillor George Scott, JP
Councillor Henry Ming
Councillor Carlton Johnson

Staff: Secretary - Edward Benevides
Treasurer - Tanya Iris
City Engineer - Patrick Cooper
HR Manager - Lindell Foster
Deputy Treasurer - Siobhan Fubler
Event Project Manager - Danilee Trott
Communications Manager - Zoe Mulholland

1. Confirmation of Notice:

The Secretary confirmed that the appropriate notices of the meeting and agenda were duly given according to the meeting guide.

2. Role of the Chairman:

The Mayor confirmed his role as the Chairman.

3. Open Meeting:

The meeting was called to order at 12.30pm.

4. Apologies:

The Secretary confirmed that no apologies had been received. The Secretary acknowledged Councillor Donnie McLaughlin from the Corporation of St. George.

5. Public Participation/Presentation:

There were no public presentations.

6. Correspondence:

There was no correspondence.

7. Minutes of Previous Board Meeting dated 1 March 2017

Proposed: Councillor D. Tucker

Seconded: Councillor L. Scott

The Minutes were accepted as read.

8. Matters arising from the previous Board Meeting of 1 March 2017

(i) **Meet with the Events Department to discuss the organization of events for North East Hamilton as it relates to the proposed Calendar of events presented by the Residents Advisory Committee:** The Event Project Manager met with Associate Members of the Residents Advisory Committee, Ms. Sarah Thompson, Ms. Tracy Marshall and Mrs. Erica Smith. She had expressed to them some changes that the Mayor had communicated in terms of the flyer. They also discussed the Calendar of Events that had been presented and the only event that had to be put forward to the Finance Committee for financing was the event scheduled for July, the annual resident "picnic/gathering". The event scheduled during the Christmas activities, i.e. the decorating of the Christmas tree on the corner of Court and Dundonald Streets can be incorporated in the Events Department's Christmas budget. With regards to the residential mural art project, there have been some changes to the CoH's current art package and that project could be included.

The Mayor commented on some of the changes that he had recommended. The Event Project Manager reiterated to the Members that they have the ability to progress but progression must be done through the proper protocols, etc.

The Mayor then recognized and welcomed Mayor Quinell Francis of the Corporation of St. George who joined the meeting at 12:35pm.

9. Committees and Recommendations for Review:

a. Residents Advisory Committee - 2 March 2017

Recommendation Update: That the Board approve the Calendar of Events as presented by the Residents Advisory Committee and a budget to be processed for these events. **(Recommendation was deferred at the last Council meeting)** The Recommendation will now be brought forward at the next Finance Committee meeting scheduled for 13 April 2017.

b. Infrastructure Committee - 8 March 2017

RESOLUTION: That the Board approve to endorse the proposal from the HI Group of Companies as presented.

Proposed: Infrastructure Committee

Unanimous

RECOMMENDATION Update: That the Board approve that Councillor George Scott and the Treasurer, Tanya Iris, to act as signatories on the Bermuda Boat Parade Charity Committee and represent the Corporation of Hamilton on that Committee. That the Board also approve for Councillor John Harvey to act as a reserve signatory and sit on that Committee as deemed necessary. **(Approved in Corporation Board meeting dated 1 March 2017 and approved by the Minister)**

The Secretary advised that to avoid any confusion going forward, there will be Resolution or Recommendation updates. This Recommendation was approved at the last Council meeting and at that point did not know if it would be approved by the Minister. The Mayor requested that Resolution and Recommendation updates be listed as a separate agenda item so all the updates will have their own section.

RECOMMENDATION Update: That the Board approve Edible Creations as the food concession for Victoria Park.

The Mayor said that in reading the Minutes, this proposal fits within the policy already set for food concessions. This is just bringing the matter for the Committee's attention and does not require Board approval. The Secretary had explained to the Committee that previously it was required to bring these proposals to the Council. Going forward they will just be a "Take Note" for the Council. As long as the proposals are within policy, the management team can deal with them accordingly.

RECOMMENDATION Update: That the Board accept the bid in the amount of \$30.00 per hour from Granite Enforcement Team (GET) for City Hall Security. This proposal also falls within policy, a "Take Note" for the Council.

RESOLUTION: That the Board approve the restriction of tractor trailers on Victoria Street between Cedar Avenue and Parliament Street.

Councillor Harvey said that previously the CoH was supposed to write to the companies and give them a directive to have their drivers cease and desist from this dangerous practice. He restated that the CoH should send a letter. The Mayor said he would like to discuss this matter further in the Restricted Session and if Mayor Francis would be able to stay for that part of meeting as this matter will have some ramifications on both Corporations.

Proposed: Infrastructure Committee

Unanimous

c. Finance Committee - 9 March 2017

RESOLUTION Update: That the Board approve to amend the Resolution of 2 December 2015 as presented. **Resolution:** That the Board approve that any projects estimated to be over \$500,000.00 or over multi-years, to be sent to the auditors before contracts are signed to ensure that Financial Instructions and policies are upheld.

The Secretary commented that the Recommendation was for the Committee to approve the Resolution amendment to the 2 December 2015 Resolution. The Resolution listed on the agenda is the original Resolution of 2015 and the amendment version should say after the \$500,000.00: "**over the life of the contract**", to be sent to the auditors...remove "or" and "multi-years".

The Secretary further commented that one of the challenges with the original Resolution was that the CoH had a lot of multi-year contracts which would be time consuming and costly for the auditors to do each contract. The purpose of the Resolution was to provide oversight for the larger contracts. This was a recommendation from the Ombudsman.

Councillor Tucker said at the end of the day the auditors should clearly state that they have reviewed the proposal and that the proposal either sits within the Financial Instructions or not.

Councillor Swan said that this process should be a function of their annual audit. This is an onerous and unnecessary expense to the CoH. He expressed his non-support in this regard. There was continued dialogue.

The City Engineer said this change to the Resolution makes it less onerous for the CoH. As it currently stands, it is very onerous. If the Council does not approve the amendment to the Resolution, the CoH will be doing 15-20 contracts rather than 2-3.

Proposed: Finance Committee
Unanimous

RESOLUTION Update: That the Board accept the bid from Argus Insurance in the amount of \$296,304.00 for a three-year contract for Property Insurance for the Corporation of Hamilton. **(Approved in Corporation Board meeting dated 1 March 2017 and approved by the Minister)**

RESOLUTION: That the Board approve to add Councillor Larry Scott to the Finance Committee.

Councillor Tucker commented that Councillor L. Scott has always attended the Finance Committee meetings and he is the Chair of the Staff, Legislative & Governance Committee.

Proposed: Finance Committee
Unanimous

d. Staff, Legislative & Governance Committee - 14 March 2017

Recommendation Update: That the Board approve the Acceptable Use Policy and Procedures with the amendments. **(Approved in Corporation Board meeting dated 1 March 2017 and approved by the Minister)**

Recommendation Update: That the Board approve the Hamilton Traffic and Parking Ordinance 2017 with the amendments as highlighted. **(Recommendation deferred to Special Council meeting dated 16 March 2017 and was approved in that meeting)**

10. Any Other Business:

RESOLUTION: That the Board accept the bid from Gorham's Management & Design Ltd. (GM&D) in the amount of \$150,236.00 for the Terex Crane Platform Extension at the cargo dock.

The City Engineer said that CoH has been in discussion with Stevedoring Services Limited (SSL) and there is an issue with the concrete platform that the Terex Crane runs on. It does not line up correctly with where the vessel is moored. To unload the boat, the Terex Crane needs to move back and forth. It just does not sit in one spot, it moves so it is right opposite the bays from which it is unloading. This means that the concrete pad that is currently there has to move off the concrete and on to the asphalt. The asphalt is not a good surface for the crane to run on because it chews it up over time and it gets expensive to continually patch up. The wish is to extend the concrete pad to cover the area that this crane tracks back and forth on. There is a budget for this project. SSL has signed off on this, has agreed and has laid out the area with the CoH. There is supporting documentation to that effect.

Proposed: Councillor J. Harvey
Unanimous

Seconded: Councillor L. Scott

Councillor Johnson joined the meeting at 12:55pm.

RESOLUTION: That the Board accept the bid from Gorham's Management & Design Ltd. (GM&D) in the amount of \$65,935.00 for Fort Hamilton - Public Bathroom Renovation.

This project was sent out to tender and Gorham's Management & Design Ltd. (GM&D) was the lowest bid received for the project. There are three (3) major projects going on this year at Fort Hamilton: (i) Replacing the bridge decking; (ii) already completed the safety railing around the perimeter of the Fort; and (iii) the refurbishing of the bathrooms. Funds are going to be moved from another Capital renewals project to supplement this project. The completion date is the middle of May 2017. This project is part of a whole regeneration, i.e. a possible concession because the train run by BUEI will be going up to the Fort. There is a large fund raising event with the Super yachts during the America's Cup, all the owners of the Super yachts will be doing the event during June 2017. Fort Hamilton is an extremely popular venue for weddings and the bathrooms have not been up to standard for weddings. There was continued dialogue.

Proposed: Councillor D. Tucker
Abstained: Councillor C. Johnson
Motion passed.

Seconded: Councillor L. Scott

Sheltering Our Way Fundraising Event: This event did not have to necessarily come before the Council but it was thought to do so because of the sensitivity of the event. This will possibly involve civil servants or the general public experiencing vagrancy where they will be homeless for 12 hours in the City. They will have a sponsor sheet and will sleep on the streets of the City for those 12 hours. The Event Project Manager said because of the sensitivity of the issue with vagrancy/homelessness within the City at the moment, is why this information is being tabled.

Councillor Harvey said that he read that some Municipalities offered the homeless items, e.g. an RV for them to leave town. He commented on an article in The Economist dated 25 March 2017 titled "Masses Huddled". New York has lots of homeless people but few sleeping rough.

ACTION: The Recording Secretary to forward a copy of the article from The Economist to all Council Members.

Councillor Harvey said that it is clear globally that communities cannot wash their hands of this issue anymore. People are taking drastic action at significant cost to address this matter and until there is a collective effort, this issue will not go away.

The Mayor asked if anyone had seen Dale Butler's documentary about the homeless. It was originally shown back in 2009/2010. It is going to be shown at the Leopard's Club and persons can see Councillor G. Scott for tickets, priced at \$10.00. When a survey was done on the homeless in Bermuda, a high percentage of persons were found to be challenged in some ways, either mentally or through addictions. The difference from when that documentary was done up to today, persons that are homeless due to financial reasons may have increased but those facts are not currently available. Those persons that are challenged are not receiving the proper support, i.e. through the Department of Health through MAWI, etc. The CoH is trying to encourage Government to take a leadership role in this regard. The Mayor said that he would like to offer Dale Butler the Earl Cameron Theatre for a larger participation of people. He suggested that Councillor G. Scott mention that offer to Mr. Butler with the view of assisting to push that on through. Homelessness and vagrancy is ultimately affecting the City and the people of the City. Dialogue continued.

There is an optional \$350.00 fee to participate in Sheltering Our Way and those who participate will be invited to share their experience with the general public

RESOLUTION: That the Board accepts KPMG's draft Engagement Letter and the powers of the Treasurer, Miss Tanya Iris and the Secretary, Mr. Ed Benevides to sign off on behalf of the Corporation of Hamilton.

This Engagement Letter is in reference to the cost of reviewing the contracts over \$500K. The Secretary said this Letter would require a change in a few contracts and it will require a change in the CoH's timing.

Councillor Tucker recommended that this be left up to the management team to execute. The auditors will only be reporting whether the CoH is compliant with the Financial Instructions.

Proposed: Mayor, Charles Gosling
Unanimous

Seconded: Councillor D. Tucker

The Mayor noticed that on the agenda the Minutes of 16 March was not recognised.

11. Minutes of Special Board Meeting dated 16 March 2017

Proposed: Mayor, Charles Gosling

Seconded: Councillor L. Scott

12. Any Other Business:

(i) **Sign - Rosebank Theatre:** The Secretary advised that the CoH has been the recipient of the sign, gratis as part of Hamilton's heritage if the City is minded in doing something with it. Councillor L. Scott suggested passing it on to either BSoA or BNG. The Mayor commented that the Bermuda National Museum is opening at WEDCo. This is a committee matter and it was suggested to pass on to the Infrastructure Committee for further discussion.

13. Motion to Move to Restricted Session.

Proposed: Councillor L. Scott

Seconded: Councillor J. Harvey

The Public Session closed at 1.15pm.

Date

Mayor

Secretary