

October 2, 2007

EXECUTIVE COMMITTEE:

City Council on September 26 and 27, 2007, referred the following Motion to the Executive Committee:

M132 **To support the City of Hamilton in advocating the Province of Ontario to make changes to the Labour Relations Act, 1995**
Moved by Councillor Stintz, seconded by Councillor Ootes

SUMMARY:

At its August 30, 2007 meeting, Hamilton City Council received a report detailing the financial benefits of amending the Labour Relations Act, 1995 through the following resolution:

“That the City Manager and General Manager of Finance and Corporate Services continue to seek changes by the Province of Ontario to the Labour Relations Act, 1995, for the City of Hamilton to be designated as a non-construction employer for the purposes of sections 126.1 to 168 thereof”

This slight amendment to the Act would ensure municipalities are not considered construction employers. This amendment would promote a fair, open and competitive procurement process for Hamilton and similar municipalities. The Province need only change the definition of “non-construction employer” in section 126 of the Act, by deeming municipalities to be non-construction employers.

As the City of Toronto may recognize similar financial benefits, it is prudent that Toronto City Council support The City of Hamilton in its efforts to advocate the Province to make this change to the Labour Relations Act, 1995.

RECOMMENDATION:

1. That the City Manager write to the Province of Ontario in support of the City of Hamilton advocating the Province to make the necessary changes to the Labour Relations Act, 1995, section 126, by defining municipalities as non-construction employers.

Council also considered a Financial Impact Statement (September 27, 2007) from the Deputy City Manager and Chief Financial Officer.

for City Clerk

M. Toft/cd

Attach.