

Authority: Item 5, Public Works Committee
Report 08-007 (PW08045)
CM: April 23, 2008

Bill No. 085

CITY OF HAMILTON

BY-LAW NO. 08-085

To Authorize the Receipt of Funding from the Province of Ontario for municipal capital expenditures for transit vehicles and infrastructure in the City of Hamilton, to support:

- BLine improvements, King - Main Corridor; and**
- ALine improvements, James – Upper James Corridor.**

WHEREAS in its 2007 Ontario Economic Outlook and Fiscal Review (Fall Economic Statement), the Province of Ontario committed to one-time funding to expand public transit across Ontario;

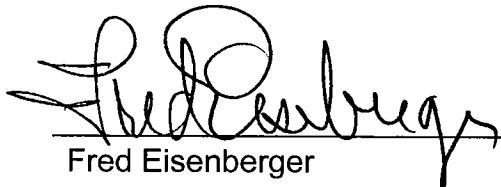
AND WHEREAS in a letter dated March 31, 2008, attached to this By-law as Schedule A, the Minister of Transportation informed the City of Hamilton that it is a recipient of such funding, subject to an authorizing by-law being received no later than April 30, 2008;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. The City of Hamilton is authorized to receive a payment of \$29,800,000 from the Province of Ontario as committed in the 2007 Ontario Economic Outlook and Fiscal Review and 2008 Ontario Budget for municipal capital expenditures for transit vehicles and infrastructure.
2. The payment of \$29,800,000 shall be

- (a) used for municipal capital expenditures for transit vehicles and infrastructure to support Bline improvements, King – Main Corridor and Aline improvements, James – Upper James Corridor
 - (b) be subject to a final summary report to the Ministry detailing expenditures, use of provincial funding, and outcomes achieved, for which the Ministry may request an independent audit of the project; and
 - (c) deducted, in full or in part, from future provincial transit funding allocations, if the City of Hamilton is found not to be in compliance with the terms outlined by the Ministry in the letter attached as Schedule A.
3. This By-law shall come into force on the day it is passed and enacted.

PASSED and ENACTED this 23rd day of April, 2008.



Fred Eisenberger
Mayor



Kevin C. Christenson
City Clerk

Ministry of
Transportation

Office of the Minister

Ferguson Block, 3rd Floor
77 Wellesley St. West
Toronto, Ontario
M7A 1Z8
416 327-9200
www.mto.gov.on.ca

Ministère des
Transports

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APR 01 2008



MAR 31 2008

His Worship Fred Eisenberger
Mayor of Hamilton
Hamilton City Centre
77 James Street North
Hamilton, Ontario
L8R 2K3

Dear Mayor Eisenberger:

Re: City of Hamilton Transit Investments

The government is committed to MoveOntario 2020, its action plan for rapid transit in the Greater Toronto Area and Hamilton, and to the MoveOntario 2020 Quick Win projects recommended by Metrolinx. As announced in the 2007 Ontario Economic Outlook and Fiscal Review and the 2008 Ontario Budget, I am pleased to advise you that the City of Hamilton has been authorized to receive funding of \$29,800,000 to be used for municipal capital expenditures for transit vehicles and infrastructure to support:

- o B-Line Improvements, King – Main Corridor
- o A-Line Improvements, James – Upper James Corridor

The approved funds will be transferred to you by June 30, 2008, at which time the province will also provide details on reporting requirements and other accountability related requirements. These requirements will include as a minimum a description of the types of eligible expenditures for which the funding is intended, and requirement for a final report on how the funds were used. In addition, the province reserves audit rights to ensure that funds were used for the purpose intended and to recover funds if it is determined that they were not used, or will not be used for the intended purpose.

The province also requests the following additional information:

- > An authorizing bylaw/council resolution from the City of Hamilton which should be dated no later than April 30, 2008. The bylaw/council resolution should reference:
 - That the \$29,800,000 allocated to the City of Hamilton by the province will be used for the specified transit projects in this letter;
 - That a final summary report detailing expenditures, use of provincial funding, and outcomes achieved shall be submitted to the ministry, and that the ministry may request an independent audit of the project; and
 - That any funds intended for the project that are not used in accordance with the terms outlined above will be returned to the ministry.

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Please acknowledge your receipt of this letter by signing and returning the enclosed duplicate copy of this letter to Steve Naylor, Director, Finance Branch, 6th Floor, 301 St. Paul Street, St. Catharines, ON L2R 7R4, Fax (905) 704-2515 by April 30th to initiate payment processing. If you anticipate any issues or concerns with meeting any of the above-noted dates, please advise as soon as possible.

We wish the City of Hamilton much success in its endeavours. If you have any questions regarding this matter, please contact Greg Tokarz, Manager, Transit Infrastructure Policy at (416) 235-5468.

Yours sincerely,



Jim Bradley
Minister

- c: Bruce McCuaig, Deputy Minister, Ministry of Transportation
Sophia Aggelonitis, MPP, Hamilton Mountain
Andrea Horwath, MPP, Hamilton Centre
The Honourable Ted McMeekin, MPP, Ancaster-Dundas-Flamborough-Westdale
Paul Miller, MPP, Hamilton East-Stoney Creek

Acknowledged by:

Signature & Title

Date