

**EXECUTIVE COMMITTEE OF COUNCIL**

*HIS WORSHIP, THE MAYOR  
AND COUNCILLORS*

**SUBJECT: UBCM RESOLUTION: COMPREHENSIVE ECONOMIC AND TRADE  
AGREEMENT (CETA)**

**RECOMMENDATIONS:**

1. THAT Council support the CETA Resolution regarding local government procurement, as contained in the attached report.
2. THAT Council forward the resolution to the 2012 UBCM Convention.
3. THAT Council forward a copy of the resolution to the FCM Board of Directors.

**REPORT**

The Executive Committee of Council, at its meeting held on 2012 May 17, received and adopted the *attached* report providing a UBCM Resolution regarding municipal procurement and CETA.

Respectfully submitted,

Councillor P. Calendino  
Chair

Councillor P. McDonell  
Vice Chair

Councillor D. Johnston  
Member

Copied to:	City Manager Director Planning & Building Director Finance
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**TO:** CHAIR AND MEMBERS  
EXECUTIVE COMMITTEE OF COUNCIL

**DATE:** 2012 May 15

**FROM:** DIRECTOR FINANCE

**FILE:** 7400 - 01

**SUBJECT: UBCM RESOLUTIONS: COMPREHENSIVE ECONOMIC AND TRADE AGREEMENT (CETA)**

**PURPOSE:** To provide wording for a UBCM Resolution regarding municipal procurement and CETA.

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**RECOMMENDATION:**

1. **THAT** the Executive Committee of Council recommend Council adopt a CETA Resolution regarding local government procurement and that the resolution be forwarded to the 2012 UBCM Convention.

**REPORT**

The Executive Committee, at its Open meeting held on 2012 April 19, requested that the Director Finance providing wording for a second UBCM resolution regarding municipal procurement and the Comprehensive Economic and Trade Agreement (CETA).

Attached for your consideration are two draft resolutions pertaining to CETA and local government procurement. It is recommended that the Committee select one of the two resolutions for submission to the UBCM in June 2012.

**Resolution 1** focuses on a recommendation that the Federal Government provide provincial enabling legislation that will allow provincial governments to enact policy legislation to provide exclusions from the CETA clauses regarding local government procurement. **Resolution 2** requests that the Federal Government provide a permanent exemption from CETA for local government procurement.

Denise Jorgenson  
DIRECTOR FINANCE

DJ/ml

Copied to: City Manager  
Director, Planning and Building

**DRAFT CETA RESOLUTION 1**

**Federal Government Policy Procurement Legislation**

The City of Burnaby has developed social and economic sustainability strategies to provide a framework in which to help achieve balanced decisions that give weighted importance to social, environmental, and economic objectives as defined by Burnaby citizens.

Used effectively, buying power can support positive economic, social and environmental change at the local government level. It is important to all Canadians, that international free trade agreements do not prohibit the ability of local governments to achieve their objectives.

Local government procurement is the legislative responsibility of the provinces in Canada. To continue to enable local governments to effectively utilize buying power to support the objectives of their citizens, it is essential that the Federal Government, through policy and law, empower the provinces and territories with the legislative authority to carry out this mandate.

The City of Burnaby’s current procurement procedures ensure fair and equitable access and consideration for all interested parties. The City reviews and awards purchasing contracts through an open and transparent process, based on Council policy and Provincial legislation.

The following resolution reflects Council’s consistent position that local government procurement policies and procedures are an important tool to help ensure procurement decisions support the social, economic, and environmental goals and objectives of Council, within Provincial and Federal legislation, and it proposes changes in Federal policy to support sub-governments in carrying out the mandates of their citizens.

**FEDERAL GOVERNMENT PROCUREMENT LEGISLATION- CETA**

**WHEREAS** the Canadian government is conducting negotiations with the European Union (EU) on a Comprehensive Economic and Trade Agreement (CETA), that includes full access to municipal procurement, which could significantly reduce the freedom of municipal and local governments to hire or source locally, or to use procurement policies as a tool for social and economic development, environmental protection and support for local farmers and small businesses;

**AND WHEREAS** the provincial and territorial governments are responsible for the provision of procurement legislation for municipalities, school boards, universities, hospitals and other provincial agencies;

**THEREFORE BE IT RESOLVED** that the federal government enact strong domestic policy to preserve the right of the provinces and territories to provide municipalities, school boards, universities, hospitals and other provincial agencies with the power to use public procurement, services and investment as tools to create jobs, protect the environment, stimulate local development, and support the social, economic, and environmental goals and objectives of local governments, school boards, universities, hospitals and other provincial agencies.

**DRAFT CETA RESOLUTION 2**

**Local Government Exclusion from CETA**

The City of Burnaby has developed social and economic sustainability strategies to provide a framework in which to help achieve balanced decisions that give weighted importance to social, environmental, and economic objectives as defined by Burnaby citizens.

Used effectively, buying power can support positive economic, social and environmental change at the local government level. It is important for all Canadians that international free trade agreements do not prohibit or severely restrict the ability of local governments to achieve their objectives.

The City of Burnaby's current procurement procedures ensure fair and equitable access and consideration for all interested parties. The City reviews and awards purchasing contracts through an open and transparent process, based on Council policy and Provincial legislation.

The following resolution reflects Council's consistent position that local government procurement policies and procedures are an important tool to help ensure procurement decisions support the social, economic, and environmental goals and objectives of Council, within Provincial and Federal legislation, and that a clear, permanent exemption be provided for local governments.

**LOCAL GOVERNMENT EXCLUSION FROM CETA**

**WHEREAS** the Canadian government is conducting negotiations with the European Union (EU) on a Comprehensive Economic and Trade Agreement (CETA), that includes full access to municipal procurement which could significantly reduce the freedom of municipal and local governments to hire or source locally, or to use procurement policies as a tool for social and economic development, environmental protection and support for local farmers and small businesses;

**AND WHEREAS** Canadian local governments have expressed serious concerns with the inclusion of sub-national governments including local governments, school boards, universities, hospitals and other provincial agencies which could significantly reduce or eliminate the right to specify local government priorities;

**THEREFORE BE IT RESOLVED** that the Union of BC municipalities call upon the Federal Government, through the Federation of Canadian Municipalities, the provinces and territories and other avenues, to provide a clear, permanent exemption for local governments from CETA.