



**City of Hamilton**  
**PUBLIC WORKS COMMITTEE**

**Meeting #:** 18-002  
**Date:** February 5, 2018  
**Time:** 9:30 a.m.  
**Location:** Council Chambers, Hamilton City Hall  
71 Main Street West

Lauri Leduc, Legislative Coordinator (905) 546-2424 ext. 4102

---

	<b>Pages</b>
<b>1. APPROVAL OF AGENDA</b>	
(Added Items, if applicable, will be noted with *)	
<b>2. DECLARATIONS OF INTEREST</b>	
<b>3. APPROVAL OF MINUTES OF PREVIOUS MEETING</b>	
3.1 January 15, 2017	4
<b>4. DELEGATION REQUESTS</b>	
4.1 Arthur Gallant respecting Concerns with the HSR (for a future meeting)	13
<b>5. CONSENT ITEMS</b>	
5.1 Biosolids Management Project - Novation of Financial Agreement (PW18015) (City Wide)	14
5.2 Minutes 17-003 of the Accessible Transit Services Review Sub-Committee - November 2, 2017	17
<b>6. PUBLIC HEARINGS / DELEGATIONS</b>	
6.1 Proposed Permanent Closure and Sale of a Portion of a Public Unassumed Alley Abutting 121 Vansitmart Avenue, 414 Cope Street and 407 Tragina Avenue North, Hamilton (PW18011) (Ward 4)	21

6.2	Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 195 Emerald Street South, Hamilton (PW18012) (Ward 2)	28
6.3	Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 13 Clyde Street, Hamilton (PW18013) (Ward 3)	29
6.4	Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 323 Catharine Street North and 308-310 John Street North, Hamilton (PW18014) (Ward 2)	35
<b>7.</b>	<b>STAFF PRESENTATIONS</b>	
<b>8.</b>	<b>DISCUSSION ITEMS</b>	
8.1	Transit Passenger Shelter Advertising Agreement (PW15071(b)) (City Wide)	41
8.2	PRESTO Third Party Retail Vendor (PW17033(b)) (tabled at the January 15, 2018 Public Works Committee meeting)	51
<b>9.</b>	<b>MOTIONS</b>	
9.1	Mandatory Drive Thru Garbage Containers	62
9.2	284 Melvin Avenue (former St. Helen's School); 121 Parkside Avenue North (Parkdale School) and Leaside Park, Hamilton	63
<b>10.</b>	<b>NOTICES OF MOTION</b>	
<b>11.</b>	<b>GENERAL INFORMATION / OTHER BUSINESS</b>	
11.1	Changes to the Outstanding Business List	
11.1.a	Item requiring a revised due date:	
11.1.a.a	Two-way Cycling and Multi-Use Trail Facility on the Claremont Access Current Date: February 5, 2018 Revised Date: April 30, 2018	
11.2	Item considered complete and to be removed:	
11.2.a	Affordable Housing Units for Seniors as Part of the Riverdale Recreation Expansion Project (this item was dealt with at GIC on November 1, 2017 (Item 5))	

12. PRIVATE AND CONFIDENTIAL

13. ADJOURNMENT



## **PUBLIC WORKS COMMITTEE**

### **MINUTES 18-001**

**9:30 a.m.**

**Monday, January 15, 2018**

**Council Chambers**

**Hamilton City Hall**

**71 Main Street West**

---

**Present:** Councillor L. Ferguson (Chair)  
Councillor T. Jackson (Vice Chair)  
Councillors S. Merulla, C. Collins, T. Whitehead,  
D. Conley and A. VanderBeek

**Absent with Regrets:** Councillor R. Pasuta – Personal

**Also Present:** Councillor M. Pearson

---

#### **THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:**

**1. King Street West (Dundas) Bridge 248 Municipal Class Environmental Assessment (PW18002) (Ward 13 (Item 5.2))**

**(VanderBeek/Whitehead)**

- (a) That the General Manager, Public Works, be authorized and directed to file the King Street West (Dundas) Bridge 248 Class Environmental Assessment Project File Report with the Municipal Clerk for a minimum thirty (30) day public review period;
- (b) That upon completion of the thirty day review period, the General Manager, Public Works, be authorized and directed to proceed with the detailed design and implementation of the preferred alternative identified in the Municipal Class Environmental Assessment (MCEA) process.

**CARRIED**

**2. Hamilton Harbour Remedial Action Plan Recommendation Findings (PW18006) (Item 5.3)****(Whitehead/Merulla)**

That Report PW178006 respecting the Hamilton Harbour Remedial Action Plan Recommendation Findings, be received.

**CARRIED****3. Pedestrian Crossover Program (PW18007) (City Wide) (Item 5.4)****(Jackson/Whitehead)**

That Report PW178007 respecting the Pedestrian Crossover Program, be received.

**CARRIED****4. Biosolids Management Project – Technical Advisory Services (PW18003) (City Wide) (Item 5.5)****(Whitehead/Collins)**

That Purchase Order #76429 be increased in the amount of \$152,851.00 pursuant to Procurement Policy #11 - Non-competitive Procurements, to Deloitte LLP, for contract C11-58-14, Transaction Advisor Services for the Biosolids Management Project from account 5160966910 WWTP - Biosolids MP Implementation, and that the General Manager, Public Works Department be authorized to negotiate and amend the existing Contract with Deloitte LLP including any ancillary documents required to give effect thereto, in a form satisfactory to the City Solicitor.

**CARRIED****5. 2018 Volunteer Committee Budget Submission – Hamilton Cycling Committee (PW18004) (City Wide) (Item 7.1)****(Whitehead/Collins)**

- (a) That the Hamilton Cycling Committee (HCyC) 2018 base budget submission, in the amount of ten thousand dollars (\$10,000), as described in Appendix "A" to report PW18004, be approved and referred to the 2018 budget process for consideration;
- (b) That, in addition to the base funding, a one-time budget allocation for 2018 of two thousand five hundred dollars (\$2,500), funded by the Hamilton Cycling Committee (HCyC) reserve, be approved and referred to the 2018 budget process for consideration.

**CARRIED**

**6. Proactive Enforcement at Albion Falls (PED17207) (City Wide) (Item 8.1)****(Jackson/Merulla)**

- (a) That the hiring of four Municipal Law Enforcement (MLE) Officers (Students) equivalent to 1.32 FTE to proactively enforce the City of Hamilton Parks By-law No. 01-219 at targeted City-owned waterfalls and parks in the amount of \$80,080 be referred to the 2018 budget process;
- (b) That the one-time capital cost for the purchase of two vehicles to proactively enforce the City of Hamilton Parks By-law No. 01-219 at targeted City-owned waterfalls and parks in the amount of \$52,802 be referred to the 2018 budget process.

**CARRIED****7. Dundas Wastewater Treatment Plant and Cootes Paradise (PW18009) (Ward 1 and 13) (Item 8.2)****(VanderBeek/Jackson)**

- (a) That the initiative to upgrade the Dundas Wastewater Treatment Plant (Dundas WWTP), as outlined in report PW18009, to meet the new Hamilton Harbour Remedial Action plan (HHRAP) effluent targets, be endorsed;
- (b) That the General Manager of Public Works be authorized and directed to seek funding opportunities, or other forms of financial assistance in support of the Dundas WWTP Upgrade Project in order to offset the identified budget shortfall of \$20.0 million;
- (c) That staff be directed to report back to Public Works Committee by December 2018 to provide a financing plan to support the Dundas WWTP upgrade project.

**CARRIED****8. Lincoln Alexander Parkway and Red Hill Valley Parkway Transportation and Safety Update (PW18008) (City Wide) (Item 8.3)****(Merulla/Collins)**

- (a) That staff be directed to continue to implement the short and medium term collision counter measures as noted in Appendix A, as previously approved by City Council in report PW15016;
- (b) That staff undertake an annual detailed collision analysis of both the Lincoln Alexander Parkway (LINC) and the Red Hill Valley Parkway (RHVP), and report to Public Works Committee as part of the Hamilton Strategic Road Safety Program Annual Report;

- (c) That Hamilton Police Services be requested to continue to undertake regular speed and aggressive driving enforcement on both the Lincoln Alexander Parkway (LINC) and the Red Hill Valley Parkway (RHVP), and that the results be reported annually to the Public Works Committee as part of the Hamilton Strategic Road Safety Program Annual Report;
- (d) That staff undertake an annual traffic count program on the Lincoln Alexander Parkway (LINC) and the Red Hill Valley Parkway (RHVP) and report back to Public Works Committee annually with the data as part of the Hamilton Strategic Road Safety Program Annual Report;
- (e) That median barriers be installed on the Lincoln Alexander Parkway (LINC) and the Red Hill Valley Parkway (RHVP) in co-ordination with any future widening of the facilities.
- (f) That Public Works report back to the Public Works Committee in ~~2020~~ **2019**, to provide an update of overall operating conditions on the Lincoln Alexander Parkway (LINC) and the Red Hill Valley Parkway (RHVP), with a focus on Ministry of Transportation Ontario (MTO) activity on Highways 403 and Queen Elizabeth Way (QEW) widening; truck activity; safety and information on the need for widening.

**Main Motion as Amended CARRIED**

**9. Waste Audits and Recycling in City of Hamilton Public Locations (Item 9.1)**

**(Collins/Merulla)**

- (a) That staff be directed to conduct waste audits in 2018 to review the materials collected and the contamination rates in the City's public space recycling containers located in select City parks, BIAs, and other City-owned public areas; and,
- (b) That the results of the audit be utilized to develop an enhanced public recycling plan to increase the number of recycling containers in staffed parks and other City-owned public areas with the goal of increasing the City's waste diversion and recycling rates in consideration of the requirements addressed in the provincial Waste-Free Ontario Act; and,
- (c) That the plan, and associated cost of implementation, be presented to the Public Works Committee for consideration.

**CARRIED**

**10. Ward 4 Playgrounds (Item 9.2)**

**(Merulla/Collins)**

WHEREAS, since approximately 1998, the City of Hamilton has inspected and maintained a playground structure on property owned by the Hamilton Wentworth District School Board (HWDSB) at 100 Wexford Avenue, Hamilton (A.M. Cunningham Elementary School), which is used by both elementary school students and members of the public;

WHEREAS, the structure has now become worn-out and the HWDSB has requested City assistance in disposing of the present structure and constructing a replacement structure;

WHEREAS, a new sun shelter structure will be provided and maintained by the City of Hamilton;

WHEREAS, a formal agreement for the operation and maintenance of the proposed structures will be required for the public amenity on non-City owned lands; and,

WHEREAS, \$300,000 has been allocated for the design, disposal and construction of the replacement of the play structure and sun shelter, with the funding coming from the Ward 4 Area Reserve,

THEREFORE BE IT RESOLVED:

- (a) That the disposal of the existing play structure, and the design and installation of a new playground and sun shelter, at 100 Wexford Avenue, Hamilton (A.M. Cunningham Elementary School), at an approximate cost of \$300,000 to be funded from the Ward 4 Area Rating Reserve Account #108054, be approved; and,
- (b) That the General Manager of Public Works be authorized and directed to approve and execute any and all required agreements and ancillary documents, between the City of Hamilton and the Hamilton Wentworth District School Board, for the disposal of the existing play structure, and the design and construction of new play structure and sun shelter at 100 Wexford Avenue Hamilton (A.M. Cunningham School), in a form satisfactory to the City Solicitor.

**CARRIED**



**FOR INFORMATION:**

**(a) CEREMONIAL ACTIVITY (Item A)**

Chair Ferguson called on Dan McKinnon, General Manager of the Public Works Department, to introduce a video that was recently produced by CUPE 5167. A video highlighting the services provided by CUPE 5167 members to the citizens of Hamilton was shown.

**(b) APPROVAL OF THE AGENDA (Item 1)**

The Committee Clerk advised that there were no changes to the agenda.

**(VanderBeek/Conley)**

That the Agenda for the January 15, 2018 meeting of the Public Works Committee be approved, as presented.

**CARRIED**

**(c) DECLARATIONS OF INTEREST (Item 2)**

There were no declarations of interest.

**(d) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)**

**(i) December 4, 2017 (Item 3.1)**

**(VanderBeek/Whitehead)**

That the Minutes of the December 4, 2017 Public Works Committee meeting be approved, as presented.

**CARRIED**

**(e) CONSENT ITEMS (Item 5)**

**(i) Minutes of the Waste Management Advisory Committee dated September 27, 2017 (Item 5.1)**

**(Merulla/Conley)**

That the Minutes of the Waste Management Advisory Committee dated September 27, 2017, be received.

**CARRIED**

**(ii) Minutes of the Hamilton Cycling Committee dated June 7, 2017 (Item 5.6)**

**(VanderBeek/Collins)**

That the Minutes of the Hamilton Cycling Committee dated June 7, 2017, be received.

**CARRIED**

**(f) PUBLIC HEARINGS / DELEGATIONS (Item 6)**

- (i) Lino Tavares respecting Speeding on Market Street South, Dundas (Item 6.1)**

Mr. Lino Tavares was not in attendance.

**(g) PRESENTATIONS (Item 7)**

- (i) 2018 Volunteer Committee Budget Submission – Hamilton Cycling Committee (PW18004) (City Wide) and Annual Presentation from the Hamilton Cycling Committee (Item 7.1)**

Ms. Sharon Gibbons, Chair of the Hamilton Cycling Committee and Mr. Jeff Axisa a Member of the Hamilton Cycling Committee, made their annual presentation to the Committee. A copy of their PowerPoint presentation has been retained for the official record and is available at [www.hamilton.ca](http://www.hamilton.ca).

**(VanderBeek/Conley)**

That the presentation from the Hamilton Cycling Committee, be received.

**CARRIED**

For disposition of this matter, refer to Item 5.

- (i) Nancy Purser, Manager, Transit Support Services respecting PRESTO Operating Agreement (PW17033(a)) and PRESTO Third Party Retail Vendor (PW17033(b)) (City Wide) (Item 7.2)**

Ms. Nancy Purser, Manager, Transit Support Services addressed the Committee respecting reports about the PRESTO Operating Agreement and the PRESTO Third Party Retail Vendor with the aid of a PowerPoint presentation. A copy of the presentation has been retained for the official record and is available at [www.hamilton.ca](http://www.hamilton.ca).

Ms. Purser provided an overview of Reports PW 17033(a) and 17033(b) and answered questions from the Committee.

**(Whitehead/VanderBeek)**

That the presentation respecting PW Report 17033(a) regarding the PRESTO Operating Agreement and PW Report 17033(b) regarding the PRESTO Third Party Retail Vendor, be received.

**CARRIED**

**(Merulla/Whitehead)**

- (a) That PW Report PW17033(a) respecting the PRESTO Operating Agreement and PW Report PW17033(b) respecting the PRESTO Third Party Retail Vendor, be TABLED so that staff can evaluate the feasibility of maintaining the current HSR ticket and pass services along with the renewed PRESTO development with a report back to the Public Works Committee; and,
- (b) That staff provide Council with a copy of the PRESTO Card Agreement.

**CARRIED****(h) DISCUSSION ITEMS (Item 8)**

- (i) **Proactive Enforcement at Albion Falls (PED17207) (City Wide) (Tabled at the December 4, 2017 meeting) (Item 8.1)**

**(Conley/Jackson)**

That Report PED17207 respecting Proactive Enforcement at Albion Falls, be LIFTED from the table.

**CARRIED**

For further disposition of this matter, refer to Item 6.

- (ii) **Lincoln Alexander Parkway and Red Hill Valley Parkway Transportation and Safety Update (PW18008) (City Wide) (Item 8.3)**

**(Jackson/Whitehead)**

That sub-section (f) of Report PW18008 respecting the Lincoln Alexander Parkway and Red Hill Valley Parkway Transportation and Safety Upgrade be amended by deleting the year 2020 and inserting the year 2019 to read as follows:

- (f) That Public Works report back to the Public Works Committee in ~~2020~~ **2019**, to provide an update of overall operating conditions on the LINC and RHVP, with a focus on Ministry of Transportation Ontario (MTO) activity on Highways 403 and Queen Elizabeth Way (QEW) widening; truck activity; safety and information on the need for widening.

***Amendment CARRIED***

For disposition of this matter, refer to Item 8.

**(i) GENERAL INFORMATION/OTHER BUSINESS (Item 11)**

**(i) Changes to the Outstanding Business List (Item 11.1)**

**(Merulla/Collins)**

11.1 Changes to the Outstanding Business List:

(a) Items requiring a revised due date:

Everyone Rides Pilot Project  
Current Date: December 4, 2017  
Revised Date: February 5, 2018

(b) Items considered complete and to be removed:

Hamilton Harbour Remedial Action Plan  
Recommendation Findings (Item 5.3 of today's agenda)  
Proactive Enforcement at Albion Falls (Item 8.1 of today's agenda)

Dundas Wastewater Treatment Plant and Cootes  
Paradise (Item 8.2 of today's agenda)

Lincoln Alexander Parkway and Red Hill Valley Parkway  
Transportation and Safety Update (Item 8.3 of today's agenda)

**CARRIED**

**(j) ADJOURNMENT (Item 13)**

**(Whitehead/Merulla)**

That there being no further business, the Public Works Committee be adjourned at 1:32 p.m.

**CARRIED**

Respectfully submitted,

Councillor L. Ferguson, Chair  
Public Works Committee

Lauri Leduc  
Legislative Coordinator  
Office of the City Clerk

**Form: Request to Speak to Committee of Council**  
Submitted on Monday, January 22, 2018 - 10:49 am

**==Committee Requested==**

**Committee:** Public Works

**==Requestor Information==**

**Name of Individual:** Arthur Gallant

**Name of Organization:**

**Contact Number:**

**Email Address:** \_\_\_\_\_

**Mailing Address:**

**Reason(s) for delegation request:** I want to speak to the Committee about how dysfunctional the HSR is. I've had an issue for 23 months that I've been contacting them about. I've received mixed message about my issue. It should not take 23 months to rectify an issue.

**Will you be requesting funds from the City?** No

**Will you be submitting a formal presentation?** Yes



**CITY OF HAMILTON**  
**PUBLIC WORKS DEPARTMENT**  
**Hamilton Water Division**

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	February 5, 2018
<b>SUBJECT/REPORT NO:</b>	Biosolids Management Project - Novation of Financial Agreement (PW18015) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Dan Chauvin (905) 546-2424, Extension 5988
<b>SUBMITTED BY:</b>	Andrew Grice Director, Hamilton Water Public Works
<b>SIGNATURE:</b>	

### RECOMMENDATION

- (a) That the General Manager of Public Works be authorized and directed to negotiate the terms of the Novation Agreement with PPP Canada Incorporated (PPP Canada) and Infrastructure Canada (IC), including any ancillary documents required to give effect thereto, in a form satisfactory to the City Solicitor;
- (b) That the Mayor and City Clerk be authorized and directed to execute the Novation Agreement, including any ancillary documents required to give effect thereto, in a form satisfactory to the General Manager of Public Works and City Solicitor.

### EXECUTIVE SUMMARY

The City of Hamilton (City) achieved Commercial Close of contract C11-03-16 Biosolids Management Project on March 28, 2017 for the Design, Construction and long term Operation and Maintenance of a new biosolids facility through a private-public partnership with Harbour City Solutions. This contract is partially funded by the PPP Canada Fund as administered by PPP Canada Inc. As authorized in Council Report PW11098e/FCS11112e Biosolids Management Project - PPP Canada Funding, a formal Financial Agreement was then executed with the City and PPP Canada outlining the terms of the funding commitment.

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Biosolids Management Project - Novation of Financial Agreement  
(PW18015) (City Wide) - Page 2 of 3**

---

On November 3, 2017, the Honourable Amarjeet Sohi, Minister of Infrastructure and Communities, announced the Government of Canada's intention to dissolve PPP Canada. As a result, City staff has been recently advised by PPP Canada that effective March 31, 2018, PPP Canada will be dissolved, and that Infrastructure Canada will be assuming their obligations relating to the Funding Agreement. Therefore, a Novation Agreement is required to be executed between the City, PPP Canada and Infrastructure Canada prior to April 1, 2018 that will transfer all PPP Canada obligations of the Financial Agreement to Infrastructure Canada.

***Alternatives for Consideration – See Page 3***

**FINANCIAL - STAFFING - LEGAL IMPLICATIONS**

Financial: The proposed recommendations will not have a financial impact as the funding commitment will continue under Infrastructure Canada.

Staffing: There are no staffing implications associated with the proposed recommendations.

Legal: The proposed recommendations will not have a material legal impact as the rights and obligations under the Financial Agreement are not altered by the Novation Agreement. With the Novation Agreement in place, the City will now look to Infrastructure Canada (as opposed to PPP Canada) for funding under the Financial Agreement.

**HISTORICAL BACKGROUND**

In January 2017 Council provided the authority to negotiate and execute the Financial Agreement with PPP Canada, by way of report PW11098(e), together with the awarding the private-public partnership contract for the Biosolids facility. The Financing Agreement is considered confidential by PPP Canada; however in general terms, the funding support is approximately \$14,265,000 (25% of eligible costs).

City staff worked diligently with PPP Canada representatives in the development of the Financial Agreement and remains of the position that the City's best interests are maintained, and no amendments are required. The City has also worked with Infrastructure Canada in other sponsorship funds, including past projects under the Green Infrastructure Fund, and found such experiences to be equally successful. City staff therefore has no concerns from an administration perspective on moving forward with Infrastructure Canada in the administration of the Financing Agreement.

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Biosolids Management Project - Novation of Financial Agreement  
(PW18015) (City Wide) - Page 3 of 3**

---

**POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

None

**RELEVANT CONSULTATION**

In developing this report, the following internal consultation was undertaken;

- Legal Services, Corporate Services Department, was consulted regarding the appropriateness of the Novation Agreement and the recommendations; and,
- Capital Budgets Section, Financial Planning and Policy Division, Corporate Services Department, regarding administration and timeframes concerns.

**ANALYSIS AND RATIONALE FOR RECOMMENDATION**

The Government of Canada has ceased the operations of PPP Canada with the expectation that PPP Canada be dissolved by March 31, 2018. In planning on how best to move forward, PPP Canada and Infrastructure Canada have jointly approached Hamilton with a Novation Agreement that will have Infrastructure Canada continue the Government of Canada's funding obligations under the Financial Agreement.

Staff has discussed and agreed that the Novation Agreement is a reasonable means to move forward. City staff's past experience with Infrastructure Canada has been positive. The proposed recommendations will have no impact on the delivery of the biosolids project while maintaining the funding support provided by the Government of Canada.

**ALTERNATIVES FOR CONSIDERATION**

There are no viable alternatives where PPP Canada will continue to administer the Financing Agreement.

**ALIGNMENT TO THE 2016 - 2025 STRATEGIC PLAN**

**Built Environment and Infrastructure**

*Hamilton is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.*

**APPENDICES AND SCHEDULES ATTACHED**

N/A





Hamilton

**ACCESSIBLE TRANSIT SERVICES REVIEW SUB-COMMITTEE  
MINUTES 17-003**

**Thursday, November 2, 2017**

**1:30 p.m.**

**Room 264**

**Hamilton City Hall**

---

Present: Councillors S. Merulla (Chair), J. Farr, C. Collins, D. Conley

Absent  
with Regrets: Councillor T. Whitehead - Personal

---

**FOR THE INFORMATION OF COMMITTEE:**

**(a) CHANGES TO THE AGENDA (Item 1)**

The Clerk advised there was one change to the agenda.

**1. DELEGATION REQUESTS (Item 4)**

- 4.6 Delegation Request from Linda Hussey, Parkview Nursing Centre, respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents (for today's meeting).

**(Conley/Collins)**

That the agenda for the November 2, 2017 meeting of the Accessible Transit Services Review Sub-Committee be approved, as amended.

**CARRIED**

**(b) DECLARATIONS OF INTEREST (Item 2)**

There were no declarations of interest.

**(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)****(i) July 26, 2017 (Item 3.1)****(Collins/Conley)**

That the Minutes of the July 26, 2017 Accessible Transit Services Review Committee meeting be approved, as presented.

**CARRIED****(d) DELEGATION REQUESTS (Item 4)****(i) Tracy Smoke, Victoria Gardens Long Term Care, respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents (for today's meeting) (Item 4.1)****(Collins/Conley)**

That the Delegation Request from Tracy Smoke, Victoria Gardens Long Term Care respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents, be approved for the November 2, 2017 meeting.

**CARRIED****(ii) Jody Clarke, Grace Villa Long Term Care, respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents (for today's meeting) (Item 4.2)****(Collins/Conley)**

That the Delegation Request from Jody Clarke, Grace Villa Long Term Care respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents, be approved for the November 2, 2017 meeting.

**CARRIED****(iii) Heather Webster, The Meadows Long Term Care, respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents (for today's meeting) (Item 4.3)****(Collins/Conley)**

That the Delegation Request from Heather Webster, The Meadows Long Term Care respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents, be approved for the November 2, 2017 meeting.

**CARRIED**

- (iv) **Melissa Gordon, The Meadows Long Term Care, respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents (for today's meeting) (Item 4.4)**

**(Collins/Conley)**

That the Delegation Request from Melissa Gordon, The Meadows Long Term Care respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents, be approved for the November 2, 2017 meeting.

**CARRIED**

- (v) **Caitlin DiCecca, Alexander Place Long Term Care, respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents (for today's meeting) (Item 4.5)**

**(Collins/Conley)**

That the Delegation Request from Caitlin DiCecca, Alexander Place Long Term Care respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents, be approved for the November 2, 2017 meeting.

**CARRIED**

- (vi) **Linda Hussey, Parkview Nursing Centre, respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents (for today's meeting) (Added Item 4.6)**

**(Collins/Conley)**

That the Delegation Request from Linda Hussey, Parkview Nursing Centre respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents, be approved for the November 2, 2017 meeting.

**CARRIED**

**(e) DELEGATIONS (Item 6)**

- (i) **DARTS respecting Operational and Financial Performance During Previous Quarter (Item 6.1)**

Mark Mindorff, Executive Director of DARTS, addressed the Committee respecting the DARTS Operational and Financial Performance During Previous Quarter. A copy of the presentation has been retained for the official record.

**(Conley/Collins)**

That the Delegation from Mark Mindorff, respecting DARTS Operational and Financial Performance During Previous Quarter, be received.

**CARRIED**

**(ii) Delegations respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents (Items 6.2 to 6.7)**

The six delegations addressed the Committee as a group to present their request. Two hand-outs, from Tracy Smoke and Caitlin DiCecca, were presented to the Committee and a copy has been retained for the official record.

**(Collins/Conley)**

That the Delegations respecting a Request for the Retention of Larger DARTS Buses for Group Trips by Long Term Care Residents from the following individuals, be received:

- Tracy Smoke, Victoria Gardens Long Term Care
- Kirsten Mandozzi (representing Jody Clarke who was unable to attend), Grace Villa Long Term Care
- Heather Webster, The Meadows Long Term Care
- Melissa Gordon, The Meadows Long Term Care
- Caitlin DiCecca, Alexander Place Long Term Care
- Linda Hussey, Parkview Nursing Centre

**CARRIED**

**(Collins/Conley)**

That City Staff be directed to work with DARTS staff to respond in writing to the Delegates to address the concerns outlined in the two hand-outs presented to the Committee, with a copy to be sent to the Accessible Transit Services Review Sub-committee.

**CARRIED**

**(f) ADJOURNMENT (Item 12)**

**(Collins/Conley)**

That there being no further business, the Accessible Transit Services Review Sub-Committee be adjourned at 2:15 p.m.

**CARRIED**

Respectfully submitted,

Councillor S. Merulla, Chair  
Accessible Transit Services  
Review Committee

Lisa Chamberlain  
Legislative Coordinator  
Office of the City Clerk



**CITY OF HAMILTON**  
**PUBLIC WORKS DEPARTMENT**  
**Engineering Services Division**

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	February 5, 2018
<b>SUBJECT/REPORT NO:</b>	Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton (PW18011) (Ward 3)
<b>WARD(S) AFFECTED:</b>	Ward 3
<b>PREPARED BY:</b>	Rob Merritt (905) 546-2424, Extension 4969
<b>SUBMITTED BY:</b>	Gord McGuire Manager, Geomatics and Corridor Management Public Works
<b>SIGNATURE:</b>	

**RECOMMENDATION**

That the applications of the owners of 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton, to permanently close and purchase a portion of the unassumed alleyway abutting the North side of 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton, ("Subject Lands"), as shown on Appendix "A", attached to Report PW18011, be approved, subject to the following conditions:

- (a) That the applicant makes an application to the Ontario Superior Court of Justice, under Section 88 of the Registry Act, for an order to permanently close the Subject Lands, if required by the City, subject to:
  - (i) The General Manager of Public Works, or designate, signing the appropriate documentation to obtain any required court order; and
  - (ii) The documentation regarding any required application to the Ontario Superior Court of Justice being prepared by the applicant, to the satisfaction of the City Solicitor;
- (b) That the applicants be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor, to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section;

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton (PW18011) (Ward 4) - Page 2 of 5**

---

- (c) That, subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved:
- (i) The City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the alleyway, for enactment by Council;
  - (ii) The Real Estate Section of the Planning and Economic Development Department be authorized and directed to sell a portion of the closed alleyway to the owners of 121 Vansitmart Avenue, Hamilton, shown as Parcel B in Appendix A, as described in Report PW18011, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204, at fair market value;
  - (iii) The Real Estate Section of the Planning and Economic Development Department be authorized and directed to sell a portion of the closed alleyway to the owners of 414 Cope St and 407 Tragina Avenue North, Hamilton, shown as Parcels A and C, Appendix A, as described in Report PW18011, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204, at a nominal fee;
  - (iv) The City Solicitor be authorized and directed to register a certified copy of the by-laws permanently closing and selling the alleyway in the proper land registry office;
  - (v) The Public Works Department provide any required notice of the City's intention to pass the by-laws and/or permanently sell the closed alleyway pursuant to City of Hamilton Sale of Land Policy By-law 14-204;
- (d) That the applicant enters into agreements with the City of Hamilton and any Public Utility requiring easement protection.

### **EXECUTIVE SUMMARY**

The owners of 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton, have applied to permanently close and purchase a portion of the public unassumed alleyway running East/West at the side of the properties between Cope Street and Tragina Avenue North in Hamilton. Each owner has applied to purchase that portion of the Subject Lands that abut their properties respectively. There were no objections received from any City Departments or Divisions or Public Utilities. As such, staff support the permanent closure and sale to the owners of 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton respectively.

### ***Alternatives for Consideration – See Page 4***

### **FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

Financial: The applicant of 121 Vansitmart Avenue, Hamilton has paid the Council approved user fee of \$4,454.00. The Subject Lands that abut 121 Vansitmart Avenue, Hamilton will be sold to the owners of 121 Vansitmart Avenue,

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton (PW18011) (Ward 4) - Page 3 of 5**

---

Hamilton, at fair market value, as determined by the Real Estate Section of the Planning and Economic Development Department and the Subject Lands that abut 414 Cope Street and 407 Tragina Avenue North, Hamilton, be sold to the owners of 414 Cope Street and 407 Tragina Avenue North, Hamilton, for a nominal fee, all in accordance with the City of Hamilton Sale of Land Policy By-law 14-204.

**Staffing:** An agreement to purchase the Subject Lands will be negotiated by the Real Estate Section of the Planning and Economic Development Department.

**Legal:** Subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved, the City Solicitor will prepare all necessary by-laws to permanently close and sell the Subject Lands and will register such by-laws in the Land Registry Office once Council has approved the by-law. The by-law does not take effect until the certified copy of the by-law is registered in the proper land registry office. The City Solicitor will complete the transfers of the Subject Lands to the owners of 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton, pursuant to agreements negotiated by the Real Estate Section of the Planning and Economic Development Department.

## **HISTORICAL BACKGROUND**

The properties of 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton all abut a portion of the public unassumed alley on the North side of their properties, created by Registered Plan 500 and Registered Plan 737. The owners of 121 Vansitmart Avenue first made application to close and purchase the Subject Lands on May 17, 2017 in order to accommodate future development of their property. After initial circulation, the owners of 414 Cope Street and 407 Tragina Avenue North expressed interest in purchasing their respective portions of the Subject Lands and submitted corresponding applications on November 20, 2017 and September 27, 2017, respectively. The owners of 407 Tragina Avenue North indicated on their application that they have currently used their abutting portion of the Subject Lands as a driveway for the past 36 years.

## **POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

The closure of the Subject Lands will be subject to any application required by the City. In addition, a by-law must be passed to permanently close the Subject Lands in accordance with the *Municipal Act, 2001*.

## **RELEVANT CONSULTATION**

The following public utilities, City departments and divisions were provided with a copy of the application and were invited to provide comments:

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton (PW18011) (Ward 4) - Page 4 of 5**

---

- Planning and Economic Development Department: Development Engineering, Building, Economic Development, Real Estate, and Planning
- Public Works Department: Engineering Services, Hamilton Water, Operations, Environmental Services, and Transportation
- Hamilton Emergency Services
- Corporate Services Department: Budgets and Finance
- Mayor and Ward Councillor
- Bell, Horizon Utilities/Alectra Utilities, Hydro One, and Union Gas

There were no objections received from any public utilities, City departments and divisions.

Union Gas and the City of Hamilton have advised that they will require easement protection.

Notice of the proposal was sent to all abutting property owners of the Subject Lands, as shown on Appendix “B”, for comment. In this instance, there were 9 notices mailed, and the results are as follows:

In favour: 0

Opposed: 1

No comment: 0

The opposed comment was originally received by the owner of 414 Cope Street upon initial circulation of 121 Vansitmart Avenue application, which is what stimulated the owner of 414 Cope Street to submit their own application for the portion of the Subject Lands that abuts their property.

### **ANALYSIS AND RATIONALE FOR RECOMMENDATION**

As there were no objections received from any municipal departments or divisions, public utilities and only one objection from an abutting owner that submitted their own application to rectify their concern, staff support the permanent closure and sale of the Subject Lands to the owners of 121 Vansitmart Avenue, 414 Cope Street, and 407 Tragina Avenue North, Hamilton, respectively.

### **ALTERNATIVES FOR CONSIDERATION**

The City could deny the applications and the alleyway would remain public unassumed.

### **ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN**

#### **Built Environment and Infrastructure**

*Hamilton* is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*



**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public  
Unassumed Alley Abutting 121 Vansitmart Avenue, 414 Cope Street,  
and 407 Tragina Avenue North, Hamilton  
(PW18011) (Ward 4) - Page 5 of 5**

---

**APPENDICES AND SCHEDULES ATTACHED**

Appendix A: Aerial Drawing

Appendix B: Location Plan

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*



Hamilton

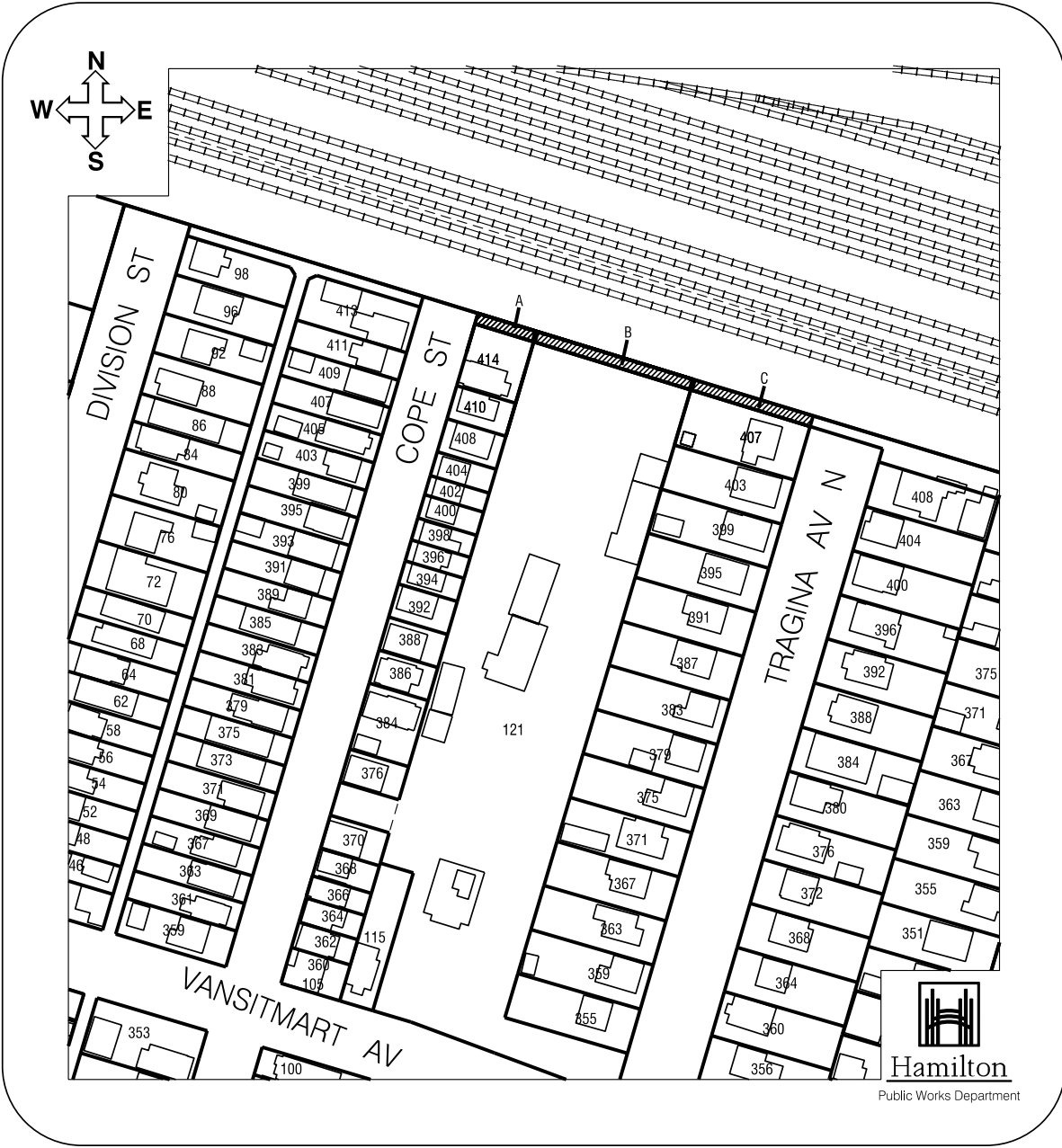
PROPOSED CLOSURE OF UNASSUMED ALLEYS AT  
414 COPE STREET (A), 121 VANSITMART STREET (B), 407 TRAGINA AVE NORTH (C)

Geomatics & Corridor Management Section  
Public Works Department

**LEGEND**

 **Lands to be Closed**

NTS  
09/01/2018  
Sketch By: KM



**LOCATION PLAN**

PROPOSED CLOSURE OF  
 UNASSUMED ALLEYS AT

**414 COPE STREET (A)  
 121 VANSITMART STREET (B)  
 407 TRAGINA AVE NORTH (C)**

CITY OF HAMILTON  
 PUBLIC WORKS DEPARTMENT

**LEGEND**

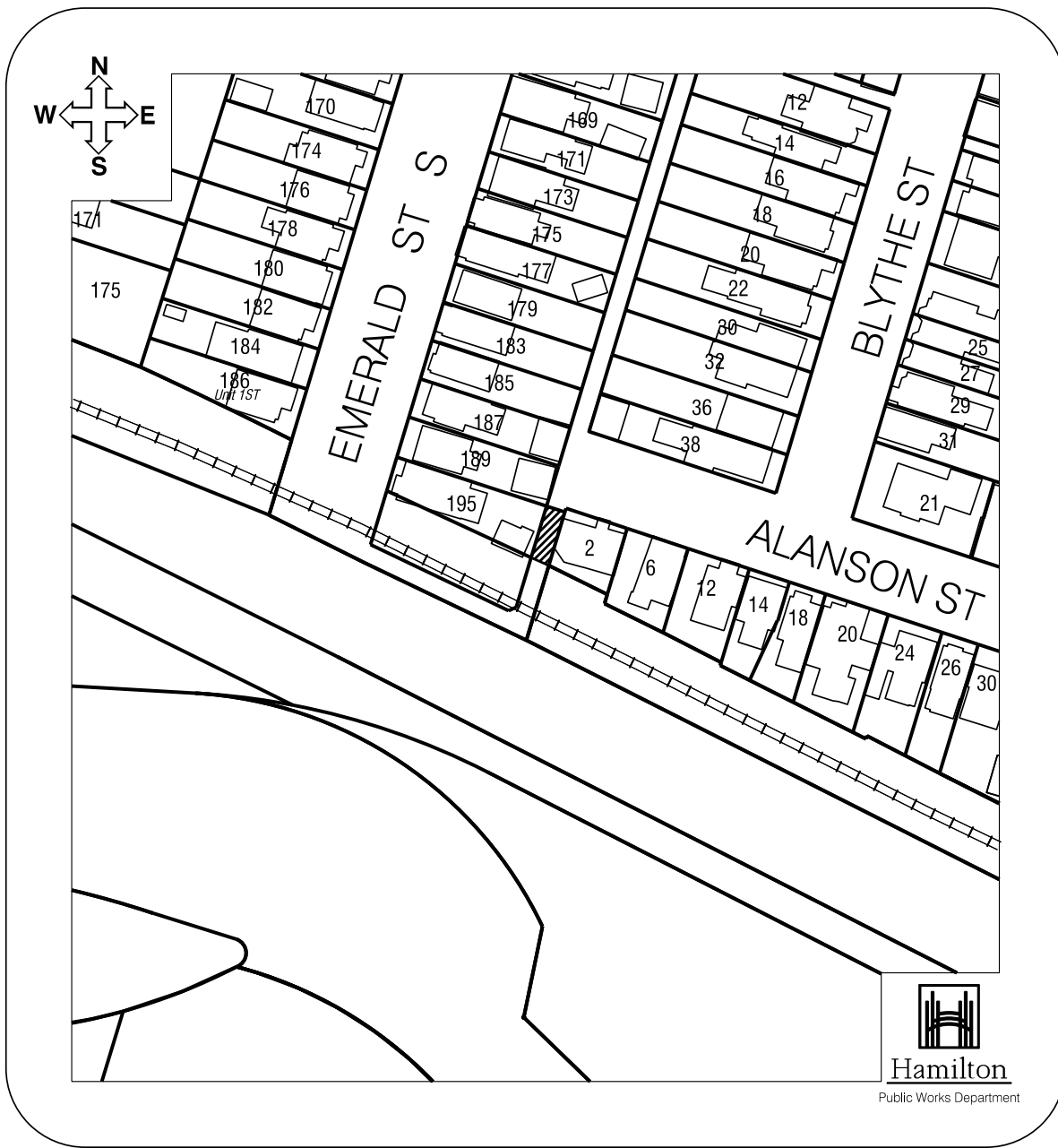


**SUBJECT LANDS**

DATE: January 9, 2017

Not to Scale

REFERENCE FILE NO : PW18\_



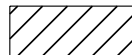
**LOCATION PLAN**

PROPOSED CLOSURE OF PORTION  
 OF UNASSUMED ALLEY AT

**195 EMERALD ST SOUTH**

CITY OF HAMILTON  
 PUBLIC WORKS DEPARTMENT

**LEGEND**



**SUBJECT LANDS**

DATE: June 29, 2017

Not to Scale

REFERENCE FILE NO : PW17\_



**CITY OF HAMILTON**  
**PUBLIC WORKS DEPARTMENT**  
**Engineering Services Division**

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	February 5, 2018
<b>SUBJECT/REPORT NO:</b>	Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 13 Clyde Street, Hamilton (PW18013) (Ward 3)
<b>WARD(S) AFFECTED:</b>	Ward 3
<b>PREPARED BY:</b>	Rob Merritt (905) 546-2424, Extension 4969
<b>SUBMITTED BY:</b>	Gord McGuire Manager, Geomatics and Corridor Management Public Works
<b>SIGNATURE:</b>	

### RECOMMENDATION

That the application of the owner of 13 Clyde Street, Hamilton, to permanently close and purchase a portion of the unassumed alleyway abutting the south side of 13 Clyde Street, Hamilton, ("Subject Lands"), as shown on Appendix "A", attached to Report PW18013, be approved, subject to the following conditions:

- (a) That the applicant makes an application to the Ontario Superior Court of Justice, under Section 88 of the Registry Act, for an order to permanently close the Subject Lands, if required by the City, subject to:
  - (i) The General Manager of Public Works, or designate, signing the appropriate documentation to obtain any required court order; and
  - (ii) The documentation regarding any required application to the Ontario Superior Court of Justice being prepared by the applicant, to the satisfaction of the City Solicitor;
- (b) That the applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor, to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section;
- (c) That, subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved:
  - (i) The City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the alleyway, for enactment by Council;

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public  
Unassumed Alley Abutting 13 Clyde Street, Hamilton  
(PW18013) (Ward 7) - Page 2 of 4**

---

- (ii) The Real Estate Section of the Planning and Economic Development Department be authorized and directed to sell the closed alleyway to the owners of 13 Clyde Street, Hamilton, as described in Report PW18013, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204, for a nominal fee;
- (iii) The City Solicitor be authorized and directed to register a certified copy of the by-laws permanently closing and selling the alleyway in the proper land registry office;
- (iv) The Public Works Department provide any required notice of the City's intention to pass the by-laws and/or permanently sell the closed alleyway pursuant to City of Hamilton Sale of Land Policy By-law 14-204.

**EXECUTIVE SUMMARY**

The owner of 13 Clyde Street in Hamilton has applied to permanently close and purchase a portion of the public unassumed alleyway running east/west at the south side of his property. As the property owner claims to have been taking care of the alley for 23 years and this would extend the limits of his property. There were no objections received from any City departments and Divisions or Public Utilities. There was one objection received from the owner of a property abutting the north/south leg of the adjoining alley, with concerns related to service vehicles backing up and turning around. Staff have reviewed this, and determine that this owner has sufficient parking at the rear of the property, and full access to the travelable north/south leg of the adjoining alley. As such, staff support the permanent closure and sale to the owner of 13 Clyde Street, Hamilton.

***Alternatives for Consideration – See Page 4***

**FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

**Financial:** The applicant has paid the Council approved user fee of \$4,454.00. The Subject Lands will be sold to the owners of 13 Clyde Street, Hamilton for a nominal fee, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204.

**Staffing:** An agreement to purchase the Subject Lands will be negotiated by the Real Estate Section of the Planning and Economic Development Department.

**Legal:** Subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved, the City Solicitor will prepare all necessary by-laws to permanently close and sell the Subject Lands and will register such by-laws in the Land Registry Office once Council has approved the by-law. The by-law does not take effect until the certified copy of the by-law is registered in the proper land registry office. The City Solicitor will complete the transfer of the Subject Lands to the owners of 13

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public  
Unassumed Alley Abutting 13 Clyde Street, Hamilton  
(PW18013) (Ward 7) - Page 3 of 4**

---

Clyde Street, Hamilton, pursuant to an agreement negotiated by the Real Estate Section of the Planning and Economic Development Department.

**HISTORICAL BACKGROUND**

The property located at 13 Clyde Street, Hamilton abuts a portion of public unassumed alley at the south side of the property, created by Registered Plan 237, in the City of Hamilton. The property owner would like to acquire the portion of alley to extend the limits of the property, and to continue to maintain and clean the alley as he has been doing for 23 years. He also feels that the alley has been somewhat of a dumping ground over the years, and private ownership would lead to a better maintained property. Therefore, the applicant has submitted an application to permanently close and purchase the abutting portion of alley.

**POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

The closure of the Subject Lands will be subject to any application required by the City. In addition, a by-law must be passed to permanently close the Subject Lands in accordance with the *Municipal Act, 2001*.

**RELEVANT CONSULTATION**

The following public utilities, City departments and divisions were provided with a copy of the application and were invited to provide comments:

- Planning and Economic Development Department: Development Engineering, Building, Economic Development, Real Estate, and Planning
- Public Works Department: Engineering Services, Hamilton Water, Operations, Environmental Services, and Transportation
- Hamilton Emergency Services
- Corporate Services Department: Budgets and Finance
- Mayor and Ward Councillor
- Bell, Horizon Utilities/Alectra Utilities, Hydro One, and Union Gas

There were no objections received from any public utilities, City departments and divisions.

Notice of the proposal was sent to all abutting property owners of the Subject Lands, as shown on Appendix "B", for comment. In this instance, there were 18 notices mailed, and the results are as follows:

In favour: 2

Opposed: 1

No comment: 0

The 1 property owner opposed submitted a comment related to needing the Subject Lands in order for service vehicles to back up or turn around. Staff have reviewed the

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public  
Unassumed Alley Abutting 13 Clyde Street, Hamilton  
(PW18013) (Ward 7) - Page 4 of 4**

---

area, and this owner has sufficient parking at the rear of their property with full access of the travellable north/south leg of the alley to facilitate backing up or turning around.

**ANALYSIS AND RATIONALE FOR RECOMMENDATION**

As there were no objections received from any municipal departments or divisions, public utilities and only one objection from an abutting owner, staff support the permanent closure and sale of the portion of the alley to the owner of 13 Clyde Street, Hamilton.

**ALTERNATIVES FOR CONSIDERATION**

The City could deny the application and the alleyway would remain public unassumed.

**ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN**

**Built Environment and Infrastructure**

*Hamilton is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.*

**APPENDICES AND SCHEDULES ATTACHED**

Appendix A: Aerial Drawing

Appendix B: Location Plan

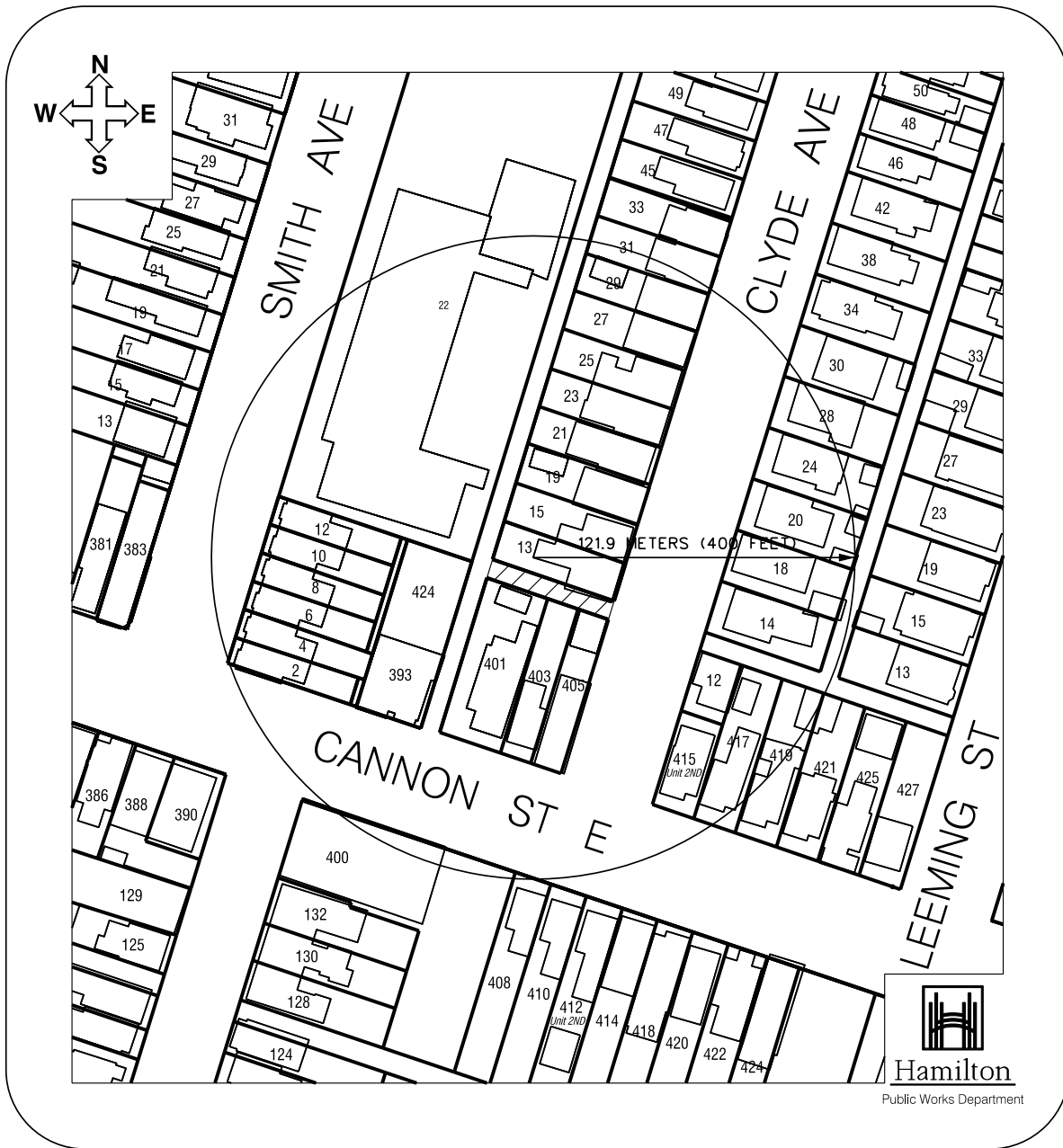
---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*





**LOCATION PLAN**

PROPOSED CLOSURE OF  
 UNASSUMED ALLEY AT  
**13 CLYDE STREET  
 HAMILTON ON**

CITY OF HAMILTON  
 PUBLIC WORKS DEPARTMENT

**LEGEND**



**SUBJECT LANDS**

DATE: MAY 26, 2017

Not to Scale

REFERENCE FILE NO : PW17\_



PROPOSED CLOSURE OF PORTION OF UNASSUMED ALLEY  
AT 13 CLYDE STREET, HAMILTON

Geomatics & Corridor Management Section  
Public Works Department

**LEGEND**

 **Lands to be Closed**

NTS  
26/05/2017  
Sketch By: KM



**CITY OF HAMILTON**  
**PUBLIC WORKS DEPARTMENT**  
**Engineering Services Division**

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	February 5, 2018
<b>SUBJECT/REPORT NO:</b>	Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 323 Catharine Street North and 308-310 John Street North, Hamilton (PW18014) (Ward 2)
<b>WARD(S) AFFECTED:</b>	Ward 2
<b>PREPARED BY:</b>	Rob Merritt (905) 546-2424, Extension 4969
<b>SUBMITTED BY:</b>	Gord McGuire Manager, Geomatics and Corridor Management Public Works
<b>SIGNATURE:</b>	

**RECOMMENDATION**

That the application Buzz Street Properties Inc., to permanently close and purchase a portion of the unassumed alleyway abutting the South side of 323 Catharine Street North and the Rear of 308-310 John Street South, Hamilton, ("Subject Lands"), as shown on Appendix "A", attached to Report PW18014, be approved, subject to the following conditions:

- (a) That the applicant makes an application to the Ontario Superior Court of Justice, under Section 88 of the Registry Act, for an order to permanently close the Subject Lands, if required by the City, subject to:
  - (i) The General Manager of Public Works, or designate, signing the appropriate documentation to obtain any required court order; and
  - (ii) The documentation regarding any required application to the Ontario Superior Court of Justice being prepared by the applicant, to the satisfaction of the City Solicitor;
- (b) That the applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor, to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section;
- (c) That, subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved:

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public  
Unassumed Alley Abutting 323 Catharine Street North and 308-310  
John Street North (PW18014) (Ward 2) - Page 2 of 4**

---

- (i) The City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the alleyway, for enactment by Council;
- (ii) The Real Estate Section of the Planning and Economic Development Department be authorized and directed to sell the closed alleyway to Buzz Street Properties Inc., as described in Report PW18014, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204, at an nominal fee;
- (iii) The City Solicitor be authorized and directed to register a certified copy of the by-laws permanently closing and selling the alleyway in the proper land registry office;
- (iv) The Public Works Department provide any required notice of the City's intention to pass the by-laws and/or permanently sell the closed alleyway pursuant to City of Hamilton Sale of Land Policy By-law 14-204;
- (d) That the applicant enters into agreements with any Public Utility requiring easement protection;
- (e) That the applicant enter into private agreements with those property owners abutting the east/west and north/south portion of the Subject Lands, to allow those property owners unobstructed access to their properties over the east/west and north/south portion of the Subject Lands.

### **EXECUTIVE SUMMARY**

Buzz Street Properties Inc. has applied to permanently close and purchase a portion of the public unassumed alleyway running north/south and east/west at the side of 323 Catharine Street and rear of 308-310 John Street South, between Catharine Street South and Murray Street in Hamilton. The purpose of the application is for land consolidation and future development. There were no objections from any public utilities, City departments or divisions. There were 6 opposed responses received, of which 5 were abutting owners with access concerns and 1 was a non-abutting owner. One in favour response was received from a non-abutting owner. As the applicant has expressed intentions of granting right of way access for all abutting owners, and no objections were received from any City department, divisions, or public utilities, staff support the closure and sale of the Subject Lands to Buzz Street Properties Inc.

***Alternatives for Consideration – See Page 4***

### **FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

**Financial:** The applicant has paid the Council approved user fee of \$4,454.00. The Subject Lands will be sold to Buzz Street Properties Inc., at an nominal fee, as determined by the Real Estate Section of the Planning and Economic Development Department.

**Staffing:** An agreement to purchase the Subject Lands will be negotiated by the Real Estate Section of the Planning and Economic Development Department.

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public  
Unassumed Alley Abutting 323 Catharine Street North and 308-310  
John Street North (PW18014) (Ward 2) - Page 3 of 4**

---

Legal: Subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved, the City Solicitor will prepare all necessary by-laws to permanently close and sell the Subject Lands and will register such by-laws in the Land Registry Office once Council has approved the by-law. The by-law does not take effect until the certified copy of the by-law is registered in the proper land registry office. The City Solicitor will complete the transfer of the Subject Lands to Buzz Street Properties Inc., pursuant to an agreement negotiated by the Real Estate Section of the Planning and Economic Development Department.

### **HISTORICAL BACKGROUND**

The public unassumed alleyway abutting the south side of 323 Catharine Street North and the rear of 308-310 John Street North was created by Registered Plan 271. Buzz Street Properties Inc. currently has options to purchase both 323 Catharine Street North and 308-310 John Street North. As such, Buzz Street Properties Inc. has made application on November 17, 2016 to close and purchase the Subject Lands for the purpose of joining these two properties together, paving and maintaining the existing alley, discouraging loitering and unwanted activity, and future development. Providing legal right of way access to abutting land owners was also indicated on the application.

### **POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

The closure of the Subject Lands will be subject to any application required by the City. In addition, a by-law must be passed to permanently close the Subject Lands in accordance with the *Municipal Act, 2001*.

### **RELEVANT CONSULTATION**

The following public utilities, City departments and divisions were provided with a copy of the application and were invited to provide comments:

- Planning and Economic Development Department: Development Engineering, Building, Economic Development, Real Estate, and Planning
- Public Works Department: Engineering Services, Hamilton Water, Operations, Environmental Services, and Transportation
- Hamilton Emergency Services
- Corporate Services Department: Budgets and Finance
- Mayor and Ward Councillor
- Bell, Horizon Utilities/Alectra Utilities, Hydro One, and Union Gas

There were no objections received from any public utilities, City departments and divisions.

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public  
Unassumed Alley Abutting 323 Catharine Street North and 308-310  
John Street North (PW18014) (Ward 2) - Page 4 of 4**

---

Community Planning submitted the following comments:

“Secondary Plan Policy A.6.3.3.2.9 states the following:

‘Existing alleys will be maintained and, where feasible, extended to serve residential and commercial development. The City may approve alley closures only where development adjacent to the alley can be serviced from a public street without compromising the urban design objectives of this plan, particularly as they relate to streets and heritage buildings.’

Community Planning staff have no objection if access is maintained, providing opportunity for parking at the rear of the properties in accordance with the above noted Secondary Plan policy. The properties adjacent to the alleyway are able to be serviced from the public street.”

Notice of the proposal was sent to all abutting property owners of the Subject Lands, as shown on Appendix “B”, for comment. In this instance, there were 92 notices mailed, and the results are as follows:

In favour: 1                      Opposed: 6                      No comment: 0

Of the 6 abutting owners opposed, 5 did not provide reason for opposition. 1 opposed owner provided comments concerning access to the rear of his property.

#### **ANALYSIS AND RATIONALE FOR RECOMMENDATION**

Since the applicant is willing to accommodate right of way agreements with all abutting land owners, and staff have included this within our recommendation, and as there were no objections received from any public utilities, City departments, or divisions, staff are supportive of the closure and sale of the Subject Lands to Buzz Street Properties Inc.

#### **ALTERNATIVES FOR CONSIDERATION**

The City could deny the application and the alleyway would remain public unassumed.

#### **ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN**

##### **Built Environment and Infrastructure**

*Hamilton* is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.

#### **APPENDICES AND SCHEDULES ATTACHED**

Appendix A: Aerial Drawing

Appendix B: Location Plan

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*



Hamilton

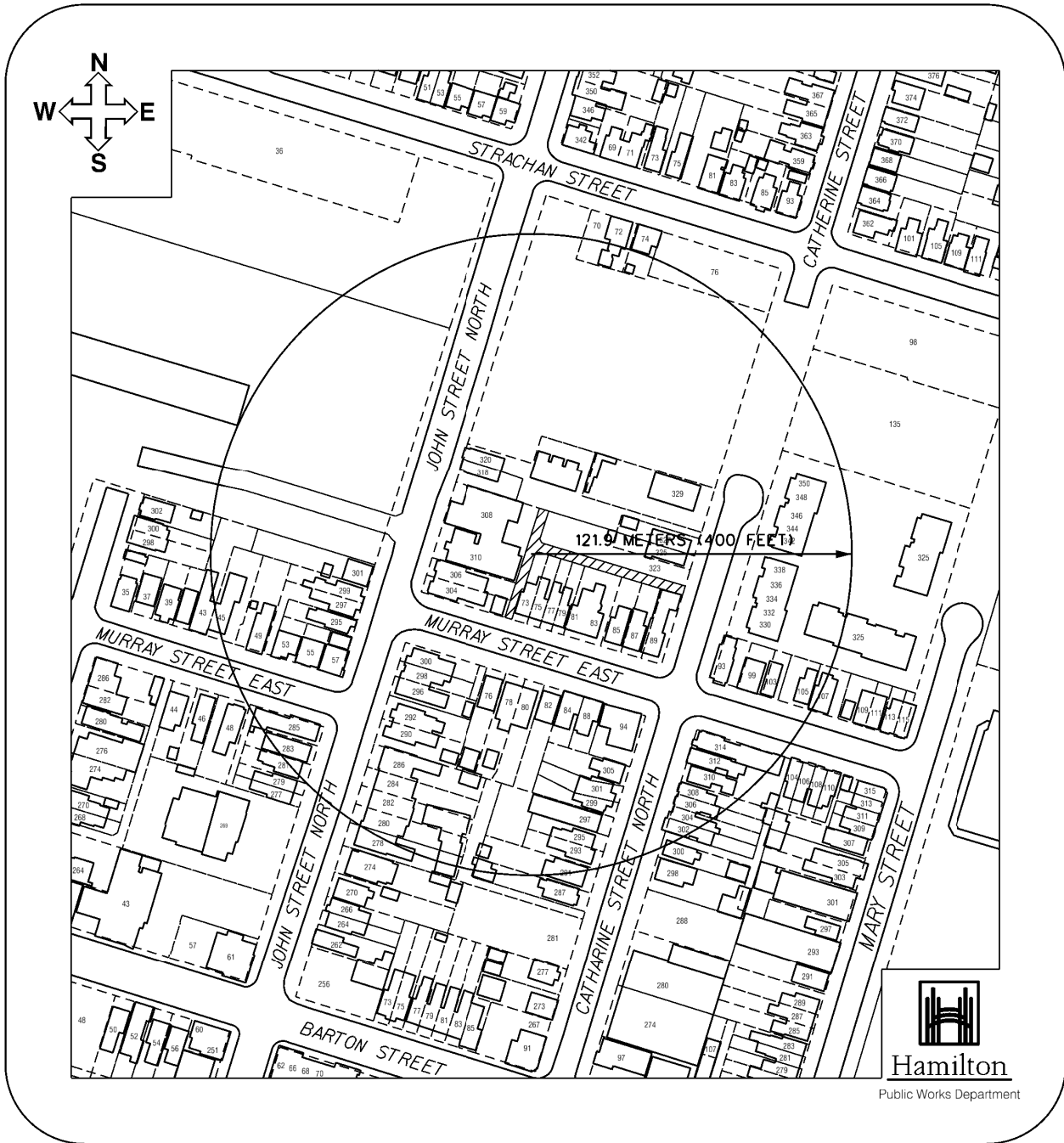
PROPOSED CLOSURE OF PORTION  
OF UNASSUMED ALLEY BETWEEN:  
MURRAY STREET EAST AND CATHARINE STREET NORTH

Geomatics & Corridor Management Section  
Public Works Department

LEGEND

 Lands to be Closed

NTS  
11-28-2016  
Sketch By: AT



**LOCATION PLAN**

PROPOSED CLOSURE OF  
 UNASSUMED ALLEY AT

**MURRAY STREET EAST AND  
 CATHARINE STREET NORTH**

CITY OF HAMILTON  
 PUBLIC WORKS DEPARTMENT

**LEGEND**



**SUBJECT LANDS**

DATE: January 4, 2017

Not to Scale

REFERENCE FILE NO : PW16\_\_





**CITY OF HAMILTON**  
**PUBLIC WORKS DEPARTMENT**  
 Transit Division

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	February 5, 2018
<b>SUBJECT/REPORT NO:</b>	Transit Passenger Shelter Advertising Agreement (PW15071b) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Tanya Detmar Senior Project Manager, Transit Planning and Infrastructure (905) 546-2424, Extension 1855
<b>SUBMITTED BY:</b>	Debbie Dalle Vedove Director, Transit Public Works Department
<b>SIGNATURE:</b>	

### RECOMMENDATION

- (a) That the General Manager of Public Works be authorized and directed to enter into negotiations with a single source, Outfront Media, for a contract extension for two additional years of the existing Hamilton Street Railway (HSR) Transit Passenger Shelter Agreement, to expire on December 31, 2019;
- (b) That the General Manager of Public Works, or designate, be authorized and directed to execute all necessary documents to implement subsection (a), in a form satisfactory to the City Solicitor.

### EXECUTIVE SUMMARY

The purpose of this report is to obtain Council approval to negotiate with a single source, Outfront Media, for a contract extension for advertising rights on transit shelters including the provision of cleaning and maintenance services.

As a result of Report PW15071(a) considered by General Issues Committee (GIC) on September 8, 2016, staff began preparing a Request for Proposals (RFP) for Transit Shelter Advertising for a 2017 fall release.

The RFP was released to the industry on September 15, 2017 and closed October 17, 2017. Four companies picked up the RFP document, including the current vendor, however no proposals were submitted.

HSR and Procurement staff contacted each company to get an understanding why formal proposals were not submitted.

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Transit Passenger Shelter Advertising Agreement (PW15071b) (City Wide) - Page 2 of 5**

---

Feedback from vendors has led staff to re-draft the RFP. Given the existing contract expired on December 31, 2017, it was determined an extension of the existing contract represented the best option for the City. A contract extension will ensure that revenue generation, cleaning, and maintenance services will be maintained.

***Alternatives for Consideration – See Page 5***

**FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

Financial: The 2010 Transit Shelter Passenger Shelter Amending Agreement, which expired on December 31, 2015 and extended on a month to month basis in 2016 and 2017, provided 25% of net revenue to be paid monthly. The revenue this generated for the City during the term(s) of this contract is as follows:

2011	\$183,359
2012	\$186,726
2013	\$159,633
2014	\$186,116
2015	\$171,993
2016	\$176,268
2017	\$166,653 (as of October 31)

Staffing: n/a

Legal: HSR will consult with Legal Services to generate a suitable licence agreement extension document.

**HISTORICAL BACKGROUND**

In 2001, Committee of the Whole authorized the General Manager of Transportation, Operations and Environment to negotiate and amend the existing Transit Shelter Advertising contract with Mediacom (renamed Viacom Outdoor Canada Inc.). The amended Agreement was executed on February 2, 2002 for a 14-year term expiring on December 31, 2015. The Agreement granted Mediacom the exclusive rights to sell advertising space in transit shelters across the City. In exchange, the City would receive a portion of net revenue as well as cleaning and maintenance services for all shelters.

In October 2010, the Agreement was further amended to address concerns from the proponent regarding revenue generation. Although the 2002 Agreement was beneficial to the City, CBS Outdoor Advertising (previously Viacom and Mediacom, currently Outfront Media) had stated they were experiencing successive years of losses due to declining sales and rising maintenance costs. They agreed to a negotiated amended five-year Agreement as an alternative to outright cancellation. The amended Agreement

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Transit Passenger Shelter Advertising Agreement (PW15071b) (City Wide) - Page 3 of 5**

---

reduced the City's annual revenue and transferred costs for specific glass pane vandalism to the City. Cleaning and maintenance would continue to be the responsibility of the proponent.

In October 2015, Council approved report PW15071 to extend the Transit Passenger Shelter Agreement with Outfront Media, on a month to month basis to December 2016. The extension gave staff the time to evaluate the shelter inventory, investigate industry best practices and prepare an RFP.

Due to significant staff vacancies in 2016, a proper RFP could not be prepared in advance of the December 31st deadline. Therefore, in October 2016, Council approved, via report PW15071a, an extension to the Transit Passenger Shelter Agreement with Outfront Media, on a month to month basis to expire on December 31, 2017.

In June 2017, staff began preparing the RFP for Transit Shelter Advertising for a fall release. The RFP was structured in three parts:

- Part (a) specified the rights and obligations for shelter advertising and capital ad-shelter replacement program.
- Part (b) specified the requirement for a cleaning and maintenance program.
- Part (c) specified the capital replacement of non-advertising shelters.

The term of the contract was structured for an initial six-year term with two provisional six-year terms at the City's option, depending on vendor performance.

The RFP was released to the industry on September 15, 2017 and closed October 17, 2017. Four companies picked up the RFP document, including the current vendor, however no proposals were submitted.

HSR and Procurement staff contacted each company to get an understanding why formal proposals were not submitted. In this regard, it was determined, that one company picked up in error and the second company expressed non-interest as the form of advertising was not their genre. Companies three and four, who are main players in the shelter advertising business, offered the following reasons:

1. Term: the initial term of six years was not long enough to justify the capital replacement of advertising shelters. It was suggested that 10 years for an initial term would be the minimum requirement with a preference for 20 years.

City Response: the RFP was structured to expire on December 31, 2023. This date represents the last year prior to the opening of the LRT. As advertising rights within the LRT corridor, including transit shelters, are not yet known, the City cannot offer these shelter assets within an RFP and may be subject to breach of contract should these rights be awarded to another entity. In this regard, an initial 10 year term is not feasible.

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Transit Passenger Shelter Advertising Agreement (PW15071b) (City Wide) - Page 4 of 5**

---

2. Cleaning and Maintenance: the shelter advertising business has changed over the last number of years and advertising vendors are becoming unwilling to undertake this responsibility. It is their preference the City engages a third party for cleaning and maintenance and removes this obligation from future shelter advertising RFP solicitations. Additionally, the City of Hamilton experiences a high rate of shelter vandalism (glass damage) that is discouraging to vendors.

City Response: This represents a very different operating model than the City has historically undertaken. At this time, the City does not have an operating budget for cleaning and maintenance and requires time to secure budget and prepare tenders.

Given the information provided by vendors requires a re-draft of the RFP and given the existing contract expired on December 31, 2017, it was determined an extension of the existing contract represented the best option for the City. A contract extension will ensure that revenue generation and cleaning and maintenance services will be maintained until a new RFP and tenders can be prepared.

**POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

Procurement Policy – Section 4.11 – 1(c) where a City Contract has expired or will shortly expire and unforeseeable circumstances have caused a delay in issuing a new RFP or RFT so that a contract extension is required.

Procurement Policy – Section 4.11 -1 (b) when a single source for the supply of a particular Good and/or Service is being recommended because it is more cost effective or beneficial for the City (single source).

**RELEVANT CONSULTATION**

The following City Departments/Divisions have been consulted on the Transit Passenger Shelter Agreement extension:

- Corporate Services Department: Procurement
- Corporate Services Department: Revenue Generation

The final form of the Transit Passenger Shelter Agreement extension is required to be acceptable to the City Solicitor and must incorporate the provisions contained within the revised City of Hamilton Commercial Advertising and Sponsorship Policy (Report PW08060) approved by City Council on June 11, 2008.

Outfront Media have been contacted regarding this proposed extension and are agreeable.

**ANALYSIS AND RATIONALE FOR RECOMMENDATION**

Outfront Media has conducted business with the City in a mutually co-operative and professional manner since 2002. They have honoured their contractual obligations in terms of providing the City with annual revenue and maintenance and cleaning of transit shelters.

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: Transit Passenger Shelter Advertising Agreement (PW15071b) (City Wide) - Page 5 of 5**

---

A two-year extension to the existing Transit Passenger Shelter Advertising Agreement expiring on December 31, 2019 will allow time for the advertising rights within the LRT corridor to be formalized. This will provide the City a better understanding of what shelter assets can be offered in a Shelter Advertising RFP so a long term advertising contract can be solicited. During this time, the City can also explore cleaning and maintenance options that will ensure the most cost-effective delivery of these services.

**ALTERNATIVES FOR CONSIDERATION**

The alternative to the recommendation in this report is to allow the Transit Passenger Shelter Amending Agreement to terminate on December 31, 2017 and assume ownership and day to day operational responsibilities related to all 670 shelters.

This would result in a revenue loss from the termination date of the existing contract until the effective date of a new licence agreement can be procured and awarded.

It would also result in the new costs to the City for maintenance (i.e. – broken glass) and the bi-weekly cleaning of existing shelters as the responsibility for maintenance and cleaning are currently covered in the existing Agreement.

**ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN****Community Engagement & Participation**

*Hamilton has an open, transparent and accessible approach to City government that engages with and empowers all citizens to be involved in their community.*

**Economic Prosperity and Growth**

*Hamilton has a prosperous and diverse local economy where people have opportunities to grow and develop.*

**Built Environment and Infrastructure**

*Hamilton is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.*

**APPENDICES AND SCHEDULES ATTACHED**

None

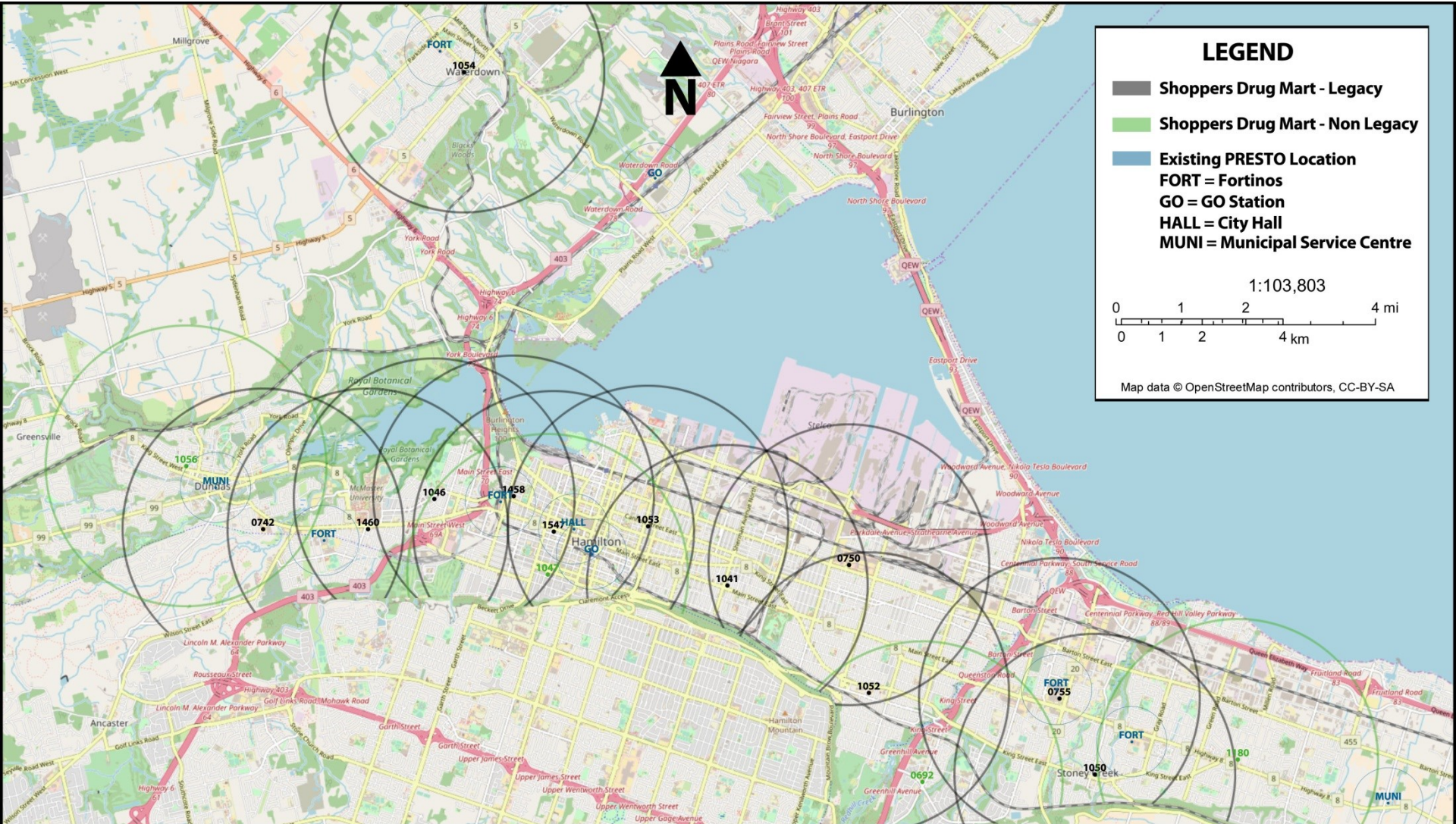
---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

# Exclusivity Map Lower City of Hamilton



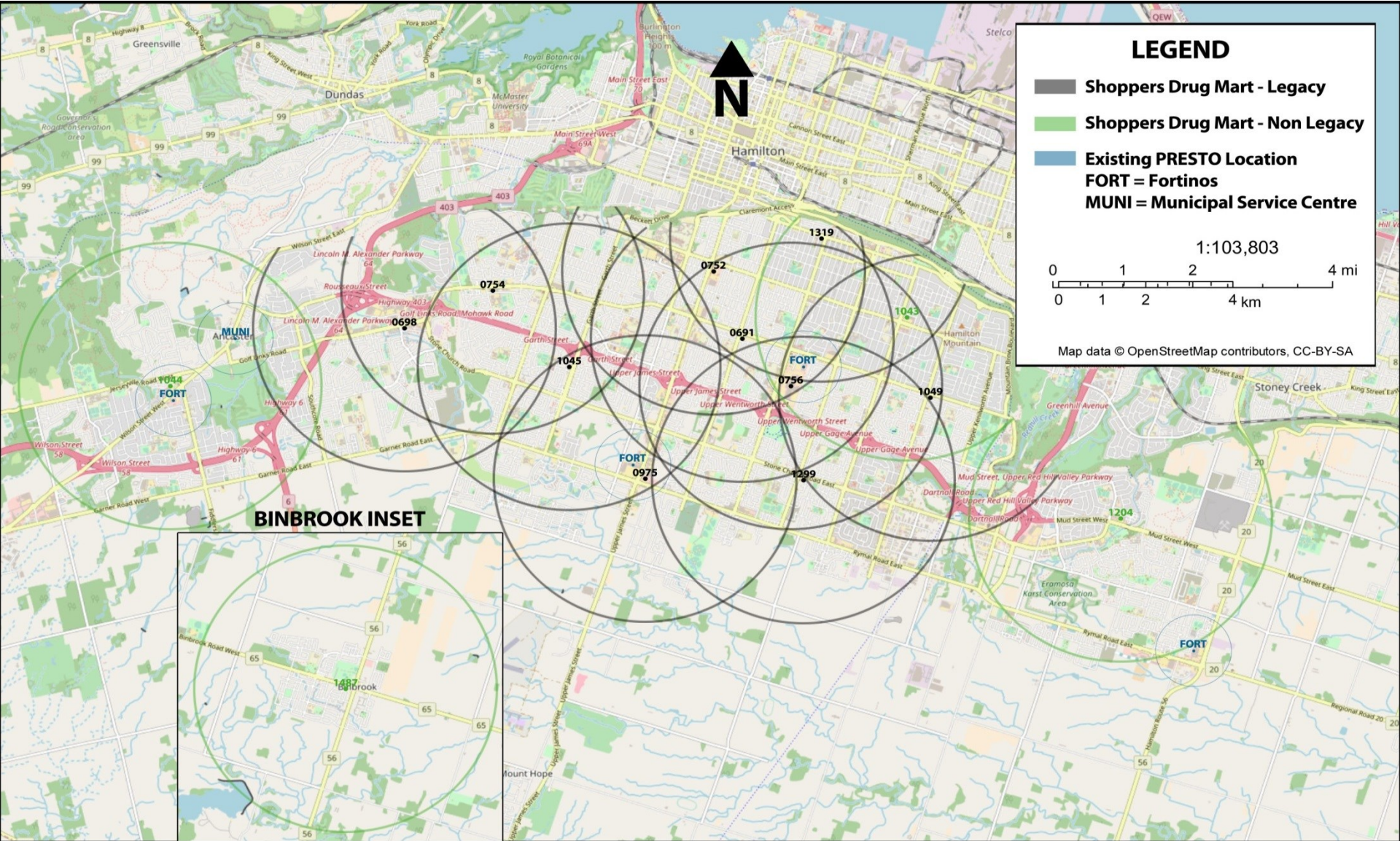
### LEGEND

- Shoppers Drug Mart - Legacy**
- Shoppers Drug Mart - Non Legacy**
- Existing PRESTO Location**  
FORT = Fortinos  
GO = GO Station  
HALL = City Hall  
MUNI = Municipal Service Centre

1:103,803

0 1 2 4 mi  
0 1 2 4 km

Map data © OpenStreetMap contributors, CC-BY-SA



## Existing PRESTO Locations

Transit Agen	Location name/address	Street #	Address	City	P.Code	NOTES
HSR	HSR Customer Service Centre	36	Hunter Street East	Hamilton	L8N 3W8	
HSR	City Hall	71	Main Street West	Hamilton	L8P 4Y5	
HSR	Municipal Service Centre	60	Main Street East	Dundas	L9H 2E8	
HSR	Municipal Service Centre	300	Wilson Street East	Ancaster		
HSR	Municipal Service Centre	777	Highway #8 East	Stoney Creek		
HSR	Fortinos Eastgate	75	Centennial Parkway North	Hamilton	L8E 2P2	
HSR	Fortinos Mall Rd	65	Mall Road	Hamilton	L8V 5B8	
HSR	Fortinos Upper James	1550	Upper James Street	Hamilton	L9B 2L6	
HSR	Fortinos Ancaster	54	Wilson Street West	Ancaster	L9G 3T8	
HSR	Fortinos Dundurn	50	Dundurn Street	Hamilton	L8P 4W3	
HSR	Fortinos Main St	1579	Main Street West	Hamilton	L8S 1E6	
HSR	Fortinos Waterdown	115	Hamilton Street North	Waterdown	L0R 2H5	
HSR	Fortinos Upper Centennial Pky	21	Upper Centennial Parkway South	Stoney Creek	L8J 3W2	
HSR	Fortinos Fiesta Mall	102	Highway 8	Stoney Creek	L8K 1G2	

## Shoppers Drug Mart Locations

WARD	Store	Name	Street #	Address	City	P.Code	Op.Hrs.	Legacy
1	1046	WESTDALE	991	KING ST W	HAMILTON, ON	L8S 1K9		Y
1	1458	KING STREET	620	KING STREET WEST	HAMILTON, ON	L8P 1C2	24	Y
1	1460	MAIN & EMERSON	1341	MAIN STREET WEST	HAMILTON, ON	L8S 1C6	MID	Y
2	1047	MCAULEY	113	HERKIMER ST	HAMILTON, ON	L8P 2G8		
2	1547	HESS TOWER	181	MAIN STREET W	HAMILTON, ON	L8P 4S1		Y
3	1041	PARKE & PARKE	753	MAIN ST E	HAMILTON, ON	L8M 1L2	MID	Y
3	1053	CANNON & WELLINGTON	232	CANNON STREET EAST	HAMILTON, ON	L8L 0A9		Y
4	0750	THE CENTRE MALL	1183	BARTON ST E	HAMILTON, ON	L8H 2V4	MID	Y
4	1052	RUSSELL	1900	KING ST E	HAMILTON, ON	L8K 1W1		Y
5	0692	MOUNT ALBION PLAZA	399	GREENHILL AVE	HAMILTON, ON	L8K 6N5		
5	0755	EASTGATE SQUARE	75	CENTENNIAL PARKWAY N	HAMILTON, ON	L8E 2P2	MID	Y
6	1043	FENNELL SQUARE	963	FENNELL AVE. E.	HAMILTON, ON	L8T 1R1		
6	1049	UPPER OTTAWA & MOHAWK	902	MOHAWK RD E	HAMILTON, ON	L8T 2R8	MID	Y
7	0691	UPPER WELLINGTON & MOHAWK	210	MOHAWK ROAD EAST UNIT.#1, UNIT 1	HAMILTON, ON	L9A 2H6	MID	Y
7	0752	HAMILTON MOUNTAIN PLAZA	661	UPPER JAMES ST.	HAMILTON, ON	L9C 5R8	MID	Y
7	0756	LIMERIDGE MALL	999	UPPER WENTWORTH ST., UNIT 0131	HAMILTON, ON	L9A 4X5		Y
7	0975	UPPER JAMES & RYMAL, HAMILTON	1599	UPPER JAMES ROAD	HAMILTON, ON	L9B 0H7		Y
7	1299	UPPER SHERMAN & STONE CHURCH	1411	UPPER SHERMAN AVENUE	HAMILTON, ON	L8W 1C4	MID	Y
7	1319	CONCESSION & UPPER WENTWORTH	510	CONCESSION STREET	HAMILTON, ON	L9A 1C4	24	Y
8	0754	HARVARD SQUARE PLAZA	801	MOHAWK ROAD W.	HAMILTON, ON	L9C 6C2		Y
8	1045	GARTH	1300	GARTH ST.	HAMILTON, ON	L9C 4L7	MID	Y
9	1050	STONEY CREEK	1	KING ST E	STONEY CREEK, ON	L8G 1J7		Y
9	1204	MUD & PARAMOUNT	270	MUD STREET W, UNIT 1	STONEY CREEK, ON	L8J 3Z6	24	
10	1180	WORSLEY & HWY 8	369	377 HIGHWAY #8	STONEY CREEK, ON	L8G 1E7	MID	
11	1487	RR#56 & BINBROOK RD	3027	BINBROOK ROAD WEST, BLDG B	BINBROOK, ON	L0R 1C0		
12	0698	MEADOWLANDS	1000	GOLF LINKS RD	ANCASTER, ON	L9G 3K9		Y
12	1044	GLAESER	47	WILSON ST W	ANCASTER, ON	L9G 1N1		
13	0742	UNIVERSITY PLAZA	101	OSLER DRIVE, UNIT #102	DUNDAS, ON	L9H 4H4	MID	Y
13	1056	RALPH	133	KING ST W	DUNDAS, ON	L9H 1V3		
15	1054	WATERDOWN	25	HAMILTON STREET NORTH	WATERDOWN, ON	L0R 2H0		Y



APPENDIX C  
Report PW17033b  
Page 1 of 1

## Shoppers Drug Mart Locations

WARD	Store	Name	Street #	Address	City	Current Vendor
1	1046	WESTDALE	991	KING ST W	HAMILTON, ON	Y
1	1458	KING STREET	620	KING STREET WEST	HAMILTON, ON	Y
1	1460	MAIN & EMERSON	1341	MAIN STREET WEST	HAMILTON, ON	Y
2	1047	MCAULEY	113	HERKIMER ST	HAMILTON, ON	
2	1547	HESS TOWER	181	MAIN STREET W	HAMILTON, ON	Y
3	1041	PARKE & PARKE	753	MAIN ST E	HAMILTON, ON	Y
3	1053	CANNON & WELLINGTON	232	CANNON STREET EAST	HAMILTON, ON	Y
4	0750	THE CENTRE MALL	1183	BARTON ST E	HAMILTON, ON	Y
4	1052	RUSSELL	1900	KING ST E	HAMILTON, ON	Y
5	0692	MOUNT ALBION PLAZA	399	GREENHILL AVE	HAMILTON, ON	
5	0755	EASTGATE SQUARE	75	CENTENNIAL PARKWAY N	HAMILTON, ON	Y
6	1043	FENNELL SQUARE	963	FENNELL AVE. E.	HAMILTON, ON	
6	1049	UPPER OTTAWA & MOHAWK	902	MOHAWK RD E	HAMILTON, ON	Y
7	0691	UPPER WELLINGTON & MOHAWK	210	MOHAWK ROAD EAST UNIT.#1, UNIT 1	HAMILTON, ON	Y
7	0752	HAMILTON MOUNTAIN PLAZA	661	UPPER JAMES ST.	HAMILTON, ON	Y
7	0756	LIMERIDGE MALL	999	UPPER WENTWORTH ST., UNIT 0131	HAMILTON, ON	Y
7	0975	UPPER JAMES & RYMAL, HAMILTON	1599	UPPER JAMES ROAD	HAMILTON, ON	Y
7	1299	UPPER SHERMAN & STONE CHURCH	1411	UPPER SHERMAN AVENUE	HAMILTON, ON	Y
7	1319	CONCESSION & UPPER WENTWORTH	510	CONCESSION STREET	HAMILTON, ON	Y
8	0754	HARVARD SQUARE PLAZA	801	MOHAWK ROAD W.	HAMILTON, ON	Y
8	1045	GARTH	1300	GARTH ST.	HAMILTON, ON	Y
9	1050	STONEY CREEK	1	KING ST E	STONEY CREEK, ON	Y
9	1204	MUD & PARAMOUNT	270	MUD STREET W, UNIT 1	STONEY CREEK, ON	
10	1180	WORSLEY & HWY 8	369	377 HIGHWAY #8	STONEY CREEK, ON	
11	1487	RR#56 & BINBROOK RD	3027	BINBROOK ROAD WEST, BLDG B	BINBROOK, ON	
12	0698	MEADOWLANDS	1000	GOLF LINKS RD	ANCASTER, ON	Y
12	1044	GLAESER	47	WILSON ST W	ANCASTER, ON	
13	0742	UNIVERSITY PLAZA	101	OSLER DRIVE, UNIT #102	DUNDAS, ON	Y
13	1056	RALPH	133	KING ST W	DUNDAS, ON	
15	1054	WATERDOWN	25	HAMILTON STREET NORTH	WATERDOWN, ON	Y

## **Loblaws Brands**

Loblaw GreatFood / Loblaws CityMarket

Atlantic Superstore

Dominion

No Frills

Extra Foods

Real Canadian Superstore

Fortinos

Your Independent Grocer / Independent CityMarket

Valu-mart

Zehrs Markets

Maxi / Maxi & Cie

Provigo

Bloorstreet Market

SaveEasy

Joe Fresh

Wholesale Club / Club Entrepôt

Axep

Freshmart

Shop Easy Foods

SuperValu

L'Intermarché

Atlantic Cash & Carry

Les Entrepôts Presto

Lucky Dollar Foods

NG Cash & Carry

T & T Supermarket

Shoppers Drug Mart / Pharmaprix



**CITY OF HAMILTON**  
**PUBLIC WORKS DEPARTMENT**  
*Transit Division*

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	January 15, 2018
<b>SUBJECT/REPORT NO:</b>	PRESTO Third Party Retail Vendor (PW17033b)(City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Nancy Purser (905) 546-2424, Extension 1876
<b>SUBMITTED BY:</b>	Debbie Dalle Vedove Director, Transit Public Works Department
<b>SIGNATURE:</b>	

### RECOMMENDATION

That Council authorize the General Manager of Public Works, or his/her delegate, to execute on behalf of the City all documents necessary to effect an agreement with Metrolinx for the retail distribution of the PRESTO card in a form that is acceptable to the City Solicitor.

### EXECUTIVE SUMMARY

Once approved, as part of its new operating agreement with Metrolinx, the City will be required to achieve an 80% PRESTO adoption rate by 2021. For this to occur it is necessary to remove legacy fare media (paper tickets and passes) from circulation.

One of the outstanding deliverables from the original PRESTO operating agreement (2006) is a requirement for PRESTO to develop a Third Party Network. On April 11, 2017, Metrolinx entered into an agreement with Loblaw's Inc. ("Loblaw") to be the primary distributor for PRESTO Media through its affiliate Shoppers Drug Mart. The Retail Distribution Agreement (RDA) forms part of the overall agreement between Metrolinx and Loblaw. Before Loblaw will distribute and load PRESTO media in Hamilton, the RDA requires the City of Hamilton to accept exclusivity terms for an initial period of seven (7) years with two (2) successive five (5) year renewal periods.

The City of Hamilton will incur no additional costs in regards to entering into this RDA. The City's requirement is solely to agree to the exclusivity rights of Loblaw and its brands (Appendix D). Under the RDA, Loblaw, and its brands will be the only entity with the right to distribute and load PRESTO media. This means that the City cannot enter into an agreement with a competing retail location that is within 3.5 km of a Shoppers Drug Mart location (see exclusivity maps in Appendices A and B). There are a sufficient number of Shoppers Drug Mart locations to cover the entire city. The City can,

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: PRESTO Third Party Retail Vendor (PW17033b)(City Wide)- Page 2 of 6**

however, distribute and load PRESTO cards from any transit property or municipal property without restriction.

There are currently nine (9) Fortino stores that distribute and load PRESTO cards. Loblaw has indicated that it wants its Fortinos locations to be covered by the RDA and is working with Metrolinx to determine next steps. The City will work with Loblaw to plan the transition to avoid any service disruption to customers. The equipment currently used at Fortinos locations is owned by the City and will be redeployed to other City locations once the transition is complete.

***Alternatives for Consideration – See Page 4*****FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

Financial: N/A

Staffing: N/A

Legal: N/A

**HISTORICAL BACKGROUND**

The PRESTO fare card was developed with the intent of replacing legacy paper tickets and paper monthly pass. In September 2014, Council entering into an agreement with Loblaw (Fortinos) to provide PRESTO card distribution and load services. This partnership has proven successful and PRESTO adoption has increased from 14% in 2015 to a current rate of 25%.

In August 2015, Metrolinx issued a request for proposal for a retail partnership. The following guiding principles informed Metrolinx's decision for the retail partnership:

- ensure PRESTO customers in all areas are well served and through a channel of their preference (to the extent possible);
- create a network that optimized resource allocation based on customer channel preferences and predicted channel usage; and
- create a network that is adaptable to new circumstances, such as introduction of new payment feature or technology

The Loblaw Agreement was signed on April 11, 2017 and announced by Minister of Transportation, Steven Del Duca on May 8, 2017. Metrolinx commenced a pilot rollout in Toronto in May 2017 at 10 locations, and as of Fall 2017, 93 Shoppers Drug Mart locations in Toronto now offer PRESTO.

**POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

N/A

**RELEVANT CONSULTATION**

Legal has reviewed the Agreement for PRESTO Retail Distribution.

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: PRESTO Third Party Retail Vendor (PW17033b)(City Wide)- Page 3 of 6****ANALYSIS AND RATIONALE FOR RECOMMENDATION**

The addition of the nine (9) Fortinos locations in 2014, improved our adoption rate from 14% in 2015 to the current level of 25%. The GTHA statistics show that most customers prefer and continue to load their PRESTO card in person.

Once approved, as part of its new operating agreement with Metrolinx, the City will be required to achieve an 80% PRESTO adoption rate by 2021. The only way to achieve the adoption rate is to remove the legacy paper tickets and passes from circulation. GO Transit, Brampton Transit, and Oakville Transit have removed their legacy fare media (save and except special purpose tickets for social agencies) and have achieved the 80% adoption rate. Entering into the RDA with Metrolinx will provide the much needed locations for HSR customers to purchase and load PRESTO cards making this the most cost effective solution for the City.

There are no additional costs associated with the RDA as it is included as part of the new PRESTO operating agreement commission structure (4% in 2018 to the maximum of 9% beginning in 2021). The City will only be responsible for abiding by the terms of exclusivity. The chart below depicts the responsibilities of each party under the Metrolinx agreement.

Metrolinx Responsibilities	Loblaws Responsibilities	City Responsibilities
<ul style="list-style-type: none"> <li>• Provide 2 devices per store</li> <li>• Installation of devices in stores</li> <li>• Maintenance and services of devices</li> <li>• Training of Shoppers Drug Mart staff</li> <li>• Overall program management and support</li> <li>• Marketing and communication</li> <li>• Management of card inventory</li> <li>• Centralized distribution of PRESTO cards to Shoppers Drug Mart</li> <li>• Manage call centre and customer support</li> <li>• Manage central system support e.g. Application Management &amp; Help Desk</li> </ul>	<ul style="list-style-type: none"> <li>• Transaction risk (fraud etc.)</li> <li>• PCI requirements</li> <li>• In store staffing costs</li> <li>• Real Estate</li> <li>• Store-level card distribution</li> <li>• Marketing and communication including in-store signage, flyer, etc.</li> <li>• Lost or stolen card inventory</li> <li>• Acquirer Relationship</li> </ul>	<ul style="list-style-type: none"> <li>• Abide by required exclusivity terms</li> </ul>

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: PRESTO Third Party Retail Vendor (PW17033b)(City Wide)- Page 4 of 6**

<ul style="list-style-type: none"> <li>• Payment of commission fee to Shoppers Drug Mart</li> <li>• Payment to transit agencies for products purchased at Shoppers Drug Mart</li> </ul>		
---	--	--

There are 30 franchised Shoppers Drug Mart locations throughout Hamilton (Appendix C) of which 22 currently sell legacy fare media (paper tickets and passes). Loblaw cannot compel any one of these stores to operationalize the agreement entered into with Metrolinx but are prepared to enter individual discussions with each Franchisee as they successfully did with the Toronto rollout. It is anticipated the same success will occur in Hamilton.

Should Council approve the City's participation in the RDA, rollout of PRESTO to the Shoppers Drug Mart locations would commence in the 2<sup>nd</sup> quarter of 2018, with expected date of completion by early 4<sup>th</sup> quarter of 2018.

During the rollout staff will develop a strategy and timeline to begin the gradual removal of all legacy fare media (paper tickets and passes) from the market. Concurrently staff will also develop a marketing strategy and communication plan to support our customers through this change, along with an approach to respond to the needs of the City's social agencies. Considering the significant change and impact to our customers the gradual removal of legacy fare media will not begin before 2019. Once all plans are finalized; staff will provide an information update to Council regarding the details of both the strategy for removing legacy fare media and the marketing and communication campaign to support it.

### **ALTERNATIVES FOR CONSIDERATION**

Council could direct staff to not enter into the RDA and create a network specific to Hamilton only. Staff strongly recommends that this option is avoided as the following costs would be incurred: Capital and marketing outlay of \$634,000, with annual operating costs of \$303,600 in addition to the graduated commission starting at 4% in 2018 to the maximum of 9% beginning in 2021 the City is required to pay for PRESTO services under the new operating agreement.

Details of the network setup are as follows. Staff would not be offering a PRESTO solution in any of the Shoppers Drug Mart locations; however we would look at our current vendors to offer the PRESTO solution which may be cost prohibitive to them. Assuming we are able to maintain the same number of locations, (approximately 100), there would a capital requirement of \$384,000 for equipment, (unknown future costs for upgrades or device refresh) as well as one time marketing cost of \$250,000. The on-going annual operating costs of \$93,600 (data charges), staffing to provide on-going training of \$125,000 (staff turnover at vendor locations), and other program management functions \$85,000 (vendor set up/ card management) for a total of \$303,600.

---

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: PRESTO Third Party Retail Vendor (PW17033b)(City Wide)- Page 5 of 6**

The chart below provides the responsibilities of each party should Hamilton pursue its own third party network.

Metrolinx Responsibilities	Vendor Responsibilities	Transit Agency Responsibilities
<ul style="list-style-type: none"> <li>• Manage call centre and customer support</li> <li>• Manage central system support e.g. Application Management &amp; Help Desk</li> <li>• Payment of commission fee to Shoppers Drug Mart</li> <li>• Payment to transit agencies for products purchased at Shoppers Drug Mart</li> </ul>	<ul style="list-style-type: none"> <li>• Transaction risk (fraud etc.)</li> <li>• PCI requirements</li> <li>• In store staffing costs</li> <li>• Real Estate</li> <li>• Store-level card distribution</li> <li>• Marketing and communication including in-store signage, flyer, etc.</li> <li>• Lost or stolen card inventory</li> <li>• Acquirer Relationship</li> </ul>	<ul style="list-style-type: none"> <li>• Provide 1 or 2 devices per store depending on the location</li> <li>• Installation of devices in stores</li> <li>• Maintenance and services of devices</li> <li>• Training of Third Party Network staff</li> <li>• Overall program management and support</li> <li>• Marketing and communication</li> <li>• Management of card inventory</li> <li>• Centralized distribution of PRESTO cards to Third Party Network</li> </ul> <p style="text-align: right;"><u>Cost</u></p> <p>Capital      \$384,000 Marketing    \$250,000 Operating    \$303,600 annually</p> <p>4% in 2018 – 9% in 2021 commission on PRESTO paid fares</p>

**ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN****Economic Prosperity and Growth**

*Hamilton has a prosperous and diverse local economy where people have opportunities to grow and develop.*

**Built Environment and Infrastructure**

*Hamilton is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.*

*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*

**SUBJECT: PRESTO Third Party Retail Vendor (PW17033b)(City Wide)- Page 6 of 6**

**APPENDICES AND SCHEDULES ATTACHED**

Appendix A – Exclusivity map lower City of Hamilton

Appendix B – Exclusivity map upper City of Hamilton

Appendix C – Listing of Shoppers Drug Mart Locations

Appendix D – Listing of Loblaw Brands

---

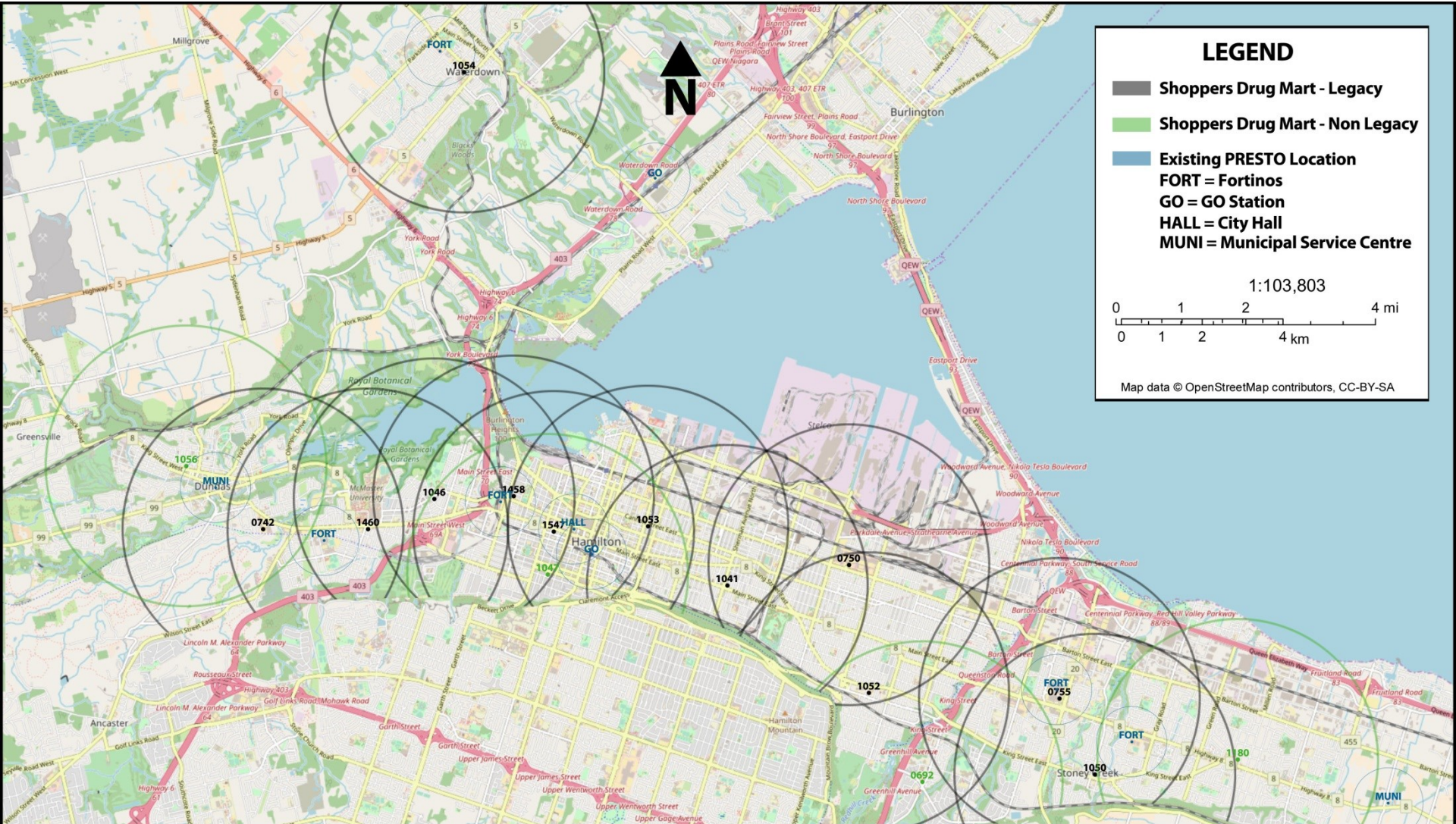
*OUR Vision: To be the best place to raise a child and age successfully.*

*OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.*

*OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.*



# Exclusivity Map Lower City of Hamilton



### LEGEND

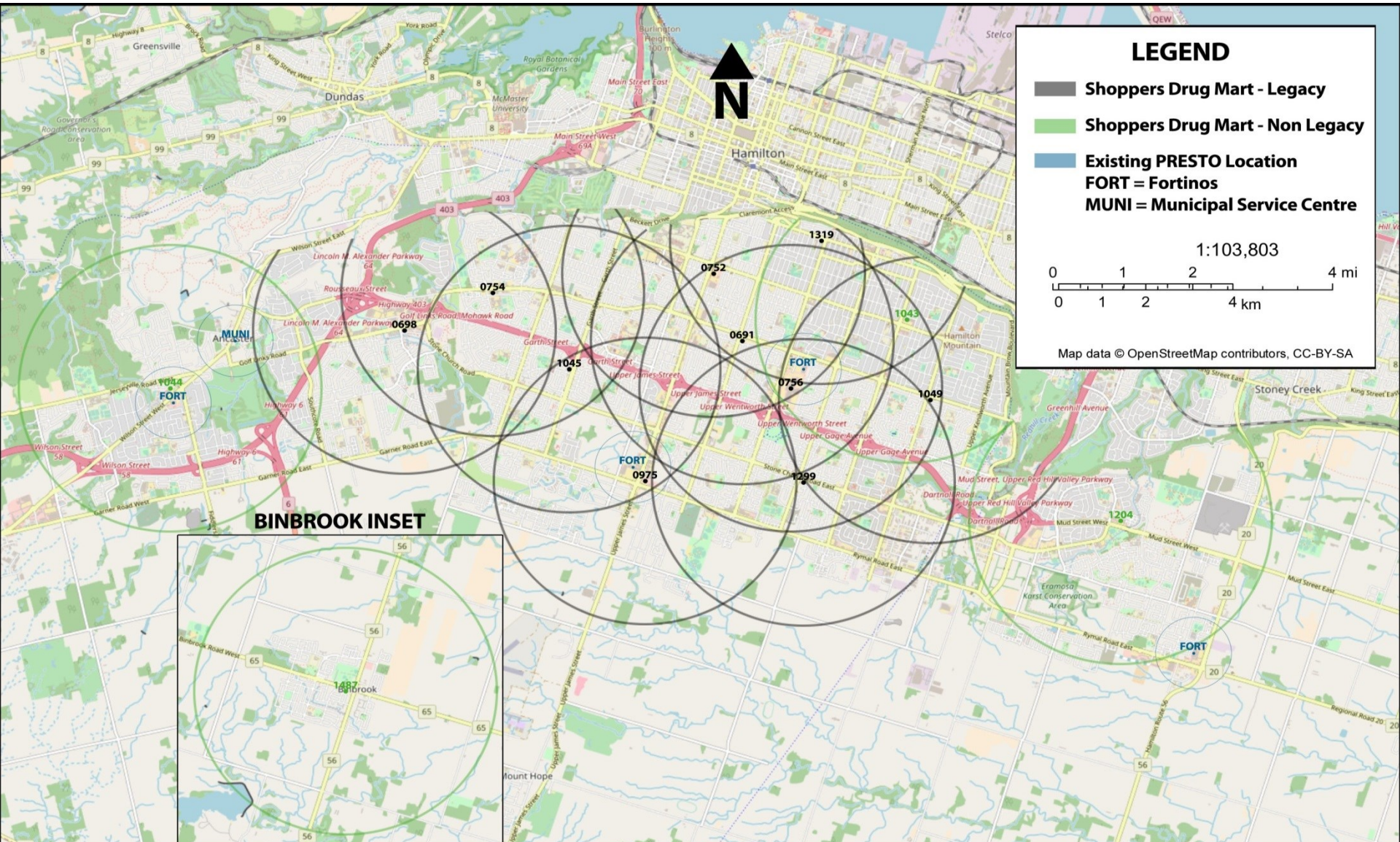
- Shoppers Drug Mart - Legacy
- Shoppers Drug Mart - Non Legacy
- Existing PRESTO Location
- FORT = Fortinos**
- GO = GO Station**
- HALL = City Hall**
- MUNI = Municipal Service Centre**

1:103,803

0 1 2 4 mi  
0 1 2 4 km

Map data © OpenStreetMap contributors, CC-BY-SA

Exclusivity Map Upper City of Hamilton



## Existing PRESTO Locations

Transit Agen	Location name/address	Street #	Address	City	P.Code	NOTES
HSR	HSR Customer Service Centre	36	Hunter Street East	Hamilton	L8N 3W8	
HSR	City Hall	71	Main Street West	Hamilton	L8P 4Y5	
HSR	Municipal Service Centre	60	Main Street East	Dundas	L9H 2E8	
HSR	Municipal Service Centre	300	Wilson Street East	Ancaster		
HSR	Municipal Service Centre	777	Highway #8 East	Stoney Creek		
HSR	Fortinos Eastgate	75	Centennial Parkway North	Hamilton	L8E 2P2	
HSR	Fortinos Mall Rd	65	Mall Road	Hamilton	L8V 5B8	
HSR	Fortinos Upper James	1550	Upper James Street	Hamilton	L9B 2L6	
HSR	Fortinos Ancaster	54	Wilson Street West	Ancaster	L9G 3T8	
HSR	Fortinos Dundurn	50	Dundurn Street	Hamilton	L8P 4W3	
HSR	Fortinos Main St	1579	Main Street West	Hamilton	L8S 1E6	
HSR	Fortinos Waterdown	115	Hamilton Street North	Waterdown	L0R 2H5	
HSR	Fortinos Upper Centennial Pky	21	Upper Centennial Parkway South	Stoney Creek	L8J 3W2	
HSR	Fortinos Fiesta Mall	102	Highway 8	Stoney Creek	L8K 1G2	

## Shoppers Drug Mart Locations

WARD	Store	Name	Street #	Address	City	P.Code	Op.Hrs.	Legacy
1	1046	WESTDALE	991	KING ST W	HAMILTON, ON	L8S 1K9		Y
1	1458	KING STREET	620	KING STREET WEST	HAMILTON, ON	L8P 1C2	24	Y
1	1460	MAIN & EMERSON	1341	MAIN STREET WEST	HAMILTON, ON	L8S 1C6	MID	Y
2	1047	MCAULEY	113	HERKIMER ST	HAMILTON, ON	L8P 2G8		
2	1547	HESS TOWER	181	MAIN STREET W	HAMILTON, ON	L8P 4S1		Y
3	1041	PARKE & PARKE	753	MAIN ST E	HAMILTON, ON	L8M 1L2	MID	Y
3	1053	CANNON & WELLINGTON	232	CANNON STREET EAST	HAMILTON, ON	L8L 0A9		Y
4	0750	THE CENTRE MALL	1183	BARTON ST E	HAMILTON, ON	L8H 2V4	MID	Y
4	1052	RUSSELL	1900	KING ST E	HAMILTON, ON	L8K 1W1		Y
5	0692	MOUNT ALBION PLAZA	399	GREENHILL AVE	HAMILTON, ON	L8K 6N5		
5	0755	EASTGATE SQUARE	75	CENTENNIAL PARKWAY N	HAMILTON, ON	L8E 2P2	MID	Y
6	1043	FENNELL SQUARE	963	FENNELL AVE. E.	HAMILTON, ON	L8T 1R1		
6	1049	UPPER OTTAWA & MOHAWK	902	MOHAWK RD E	HAMILTON, ON	L8T 2R8	MID	Y
7	0691	UPPER WELLINGTON & MOHAWK	210	MOHAWK ROAD EAST UNIT.#1, UNIT 1	HAMILTON, ON	L9A 2H6	MID	Y
7	0752	HAMILTON MOUNTAIN PLAZA	661	UPPER JAMES ST.	HAMILTON, ON	L9C 5R8	MID	Y
7	0756	LIMERIDGE MALL	999	UPPER WENTWORTH ST., UNIT 0131	HAMILTON, ON	L9A 4X5		Y
7	0975	UPPER JAMES & RYMAL, HAMILTON	1599	UPPER JAMES ROAD	HAMILTON, ON	L9B 0H7		Y
7	1299	UPPER SHERMAN & STONE CHURCH	1411	UPPER SHERMAN AVENUE	HAMILTON, ON	L8W 1C4	MID	Y
7	1319	CONCESSION & UPPER WENTWORTH	510	CONCESSION STREET	HAMILTON, ON	L9A 1C4	24	Y
8	0754	HARVARD SQUARE PLAZA	801	MOHAWK ROAD W.	HAMILTON, ON	L9C 6C2		Y
8	1045	GARTH	1300	GARTH ST.	HAMILTON, ON	L9C 4L7	MID	Y
9	1050	STONEY CREEK	1	KING ST E	STONEY CREEK, ON	L8G 1J7		Y
9	1204	MUD & PARAMOUNT	270	MUD STREET W, UNIT 1	STONEY CREEK, ON	L8J 3Z6	24	
10	1180	WORSLEY & HWY 8	369	377 HIGHWAY #8	STONEY CREEK, ON	L8G 1E7	MID	
11	1487	RR#56 & BINBROOK RD	3027	BINBROOK ROAD WEST, BLDG B	BINBROOK, ON	L0R 1C0		
12	0698	MEADOWLANDS	1000	GOLF LINKS RD	ANCASTER, ON	L9G 3K9		Y
12	1044	GLAESER	47	WILSON ST W	ANCASTER, ON	L9G 1N1		
13	0742	UNIVERSITY PLAZA	101	OSLER DRIVE, UNIT #102	DUNDAS, ON	L9H 4H4	MID	Y
13	1056	RALPH	133	KING ST W	DUNDAS, ON	L9H 1V3		
15	1054	WATERDOWN	25	HAMILTON STREET NORTH	WATERDOWN, ON	L0R 2H0		Y

APPENDIX C  
Report PW17033b  
Page 1 of 1

## Shoppers Drug Mart Locations

WARD	Store	Name	Street #	Address	City	Current Vendor
1	1046	WESTDALE	991	KING ST W	HAMILTON, ON	Y
1	1458	KING STREET	620	KING STREET WEST	HAMILTON, ON	Y
1	1460	MAIN & EMERSON	1341	MAIN STREET WEST	HAMILTON, ON	Y
2	1047	MCAULEY	113	HERKIMER ST	HAMILTON, ON	
2	1547	HESS TOWER	181	MAIN STREET W	HAMILTON, ON	Y
3	1041	PARKE & PARKE	753	MAIN ST E	HAMILTON, ON	Y
3	1053	CANNON & WELLINGTON	232	CANNON STREET EAST	HAMILTON, ON	Y
4	0750	THE CENTRE MALL	1183	BARTON ST E	HAMILTON, ON	Y
4	1052	RUSSELL	1900	KING ST E	HAMILTON, ON	Y
5	0692	MOUNT ALBION PLAZA	399	GREENHILL AVE	HAMILTON, ON	
5	0755	EASTGATE SQUARE	75	CENTENNIAL PARKWAY N	HAMILTON, ON	Y
6	1043	FENNELL SQUARE	963	FENNELL AVE. E.	HAMILTON, ON	
6	1049	UPPER OTTAWA & MOHAWK	902	MOHAWK RD E	HAMILTON, ON	Y
7	0691	UPPER WELLINGTON & MOHAWK	210	MOHAWK ROAD EAST UNIT.#1, UNIT 1	HAMILTON, ON	Y
7	0752	HAMILTON MOUNTAIN PLAZA	661	UPPER JAMES ST.	HAMILTON, ON	Y
7	0756	LIMERIDGE MALL	999	UPPER WENTWORTH ST., UNIT 0131	HAMILTON, ON	Y
7	0975	UPPER JAMES & RYMAL, HAMILTON	1599	UPPER JAMES ROAD	HAMILTON, ON	Y
7	1299	UPPER SHERMAN & STONE CHURCH	1411	UPPER SHERMAN AVENUE	HAMILTON, ON	Y
7	1319	CONCESSION & UPPER WENTWORTH	510	CONCESSION STREET	HAMILTON, ON	Y
8	0754	HARVARD SQUARE PLAZA	801	MOHAWK ROAD W.	HAMILTON, ON	Y
8	1045	GARTH	1300	GARTH ST.	HAMILTON, ON	Y
9	1050	STONEY CREEK	1	KING ST E	STONEY CREEK, ON	Y
9	1204	MUD & PARAMOUNT	270	MUD STREET W, UNIT 1	STONEY CREEK, ON	
10	1180	WORSLEY & HWY 8	369	377 HIGHWAY #8	STONEY CREEK, ON	
11	1487	RR#56 & BINBROOK RD	3027	BINBROOK ROAD WEST, BLDG B	BINBROOK, ON	
12	0698	MEADOWLANDS	1000	GOLF LINKS RD	ANCASTER, ON	Y
12	1044	GLAESER	47	WILSON ST W	ANCASTER, ON	
13	0742	UNIVERSITY PLAZA	101	OSLER DRIVE, UNIT #102	DUNDAS, ON	Y
13	1056	RALPH	133	KING ST W	DUNDAS, ON	
15	1054	WATERDOWN	25	HAMILTON STREET NORTH	WATERDOWN, ON	Y

## **Loblaws Brands**

Loblaw GreatFood / Loblaws CityMarket

Atlantic Superstore

Dominion

No Frills

Extra Foods

Real Canadian Superstore

Fortinos

Your Independent Grocer / Independent CityMarket

Valu-mart

Zehrs Markets

Maxi / Maxi & Cie

Provigo

Bloorstreet Market

SaveEasy

Joe Fresh

Wholesale Club / Club Entrepôt

Axep

Freshmart

Shop Easy Foods

SuperValu

L'Intermarché

Atlantic Cash & Carry

Les Entrepôts Presto

Lucky Dollar Foods

NG Cash & Carry

T & T Supermarket

Shoppers Drug Mart / Pharmaprix

# 9.1

## CITY OF HAMILTON MOTION

Public Works Committee: February 5, 2018

**MOVED BY COUNCILLOR S. MERULLA.....**

**SECONDED BY COUNCILLOR.....**

### **Mandatory Drive Thru Garbage Containers**

WHEREAS, Tim Hortons locations in the City of Hamilton have recently discontinued providing waste disposal containers in drive thru restaurants; and,

WHEREAS, the amount of litter has increased significantly in neighbourhoods with Tim Horton drive thru restaurants; and,

WHEREAS, it is incumbent of good corporate citizens to contain litter related to their products,

**THEREFORE BE IT RESOLVED:**

That staff from the appropriate department/division be directed to study the feasibility of enacting a bylaw obligating all drive thru restaurants to have the proper number of waste disposal containers available to drive thru customers and report back to the appropriate Standing Committee.

9.2

**CITY OF HAMILTON  
MOTION**

**Public Works Committee: February 5, 2018**

**MOVED BY COUNCILLOR S. MERULLA.....**

**SECONDED BY COUNCILLOR.....**

**Ward 4 Playgrounds: 284 Melvin Avenue (former St. Helen’s School); 121 Parkdale Avenue North (Parkdale School) and Leaside Park, Hamilton**

WHEREAS, since approximately 1994, the City of Hamilton has inspected and maintained a playground structure on property owned by the Hamilton Wentworth Catholic District School Board (HWCDSB) at 384 Melvin Avenue, Hamilton (formerly St. Helen’s School;

WHEREAS, since approximately 1994, the City of Hamilton has inspected and maintained a playground structure on property owned by the Hamilton Wentworth District School Board (HWDSB) at 121 Parkdale Ave. North (Parkdale School), Hamilton;

WHEREAS, the playground structures at 384 Melvin Avenue, Hamilton (formerly St. Helen’s School); and, 121 Parkdale Ave. North (Parkdale School, both of which are used by the school communities and members of the public, have now become worn-out;

WHEREAS, a formal agreement for the operation and maintenance of the proposed structures will be required for the public amenity on non-City owned lands; and,

WHEREAS, \$350,000 (\$175,000 per structure) has been allocated for the design, disposal and construction of the replacement of the play structures and safety surface, with the funding coming from the Ward 4 Area Reserve;

THEREFORE BE IT RESOLVED:

- (a) That the disposal of the existing play structure, and the design and installation of a new playground, at 384 Melvin Avenue, Hamilton (formerly St. Helen’s Elementary School), at an approximate cost of \$175,000 to be funded from the Ward 4 Area Rating Reserve Account #108054, be approved;
- (b) That the disposal of the existing play structure, and the design and installation of a new playground, at 121 Parkdale Avenue North (Parkdale School), Hamilton, at an approximate cost of \$175,000 to be funded from the Ward 4 Area Rating Reserve Account #108054, be approved;

## 9.2

- (b) That the General Manager of Public Works be authorized and directed to approve and execute any and all required agreements and ancillary documents, between the City of Hamilton and the Hamilton Wentworth Catholic District School Board, for the disposal of the existing play structure, and the design and construction of new play structure at 384 Melvin Avenue Hamilton (formerly St. Helen's School), in a form satisfactory to the City Solicitor;
- (c) That the General Manager of Public Works be authorized and directed to approve and execute any and all required agreements and ancillary documents, between the City of Hamilton and the Hamilton Wentworth District School Board, for the disposal of the existing play structure, and the design and construction of new play structure at 121 Parkdale Avenue Melvin Avenue Hamilton (Parkdale School), in a form satisfactory to the City Solicitor; and,
- (d) That play structure improvements at Leaside Park, at an approximate cost of 50,000, be funded through the Ward 4 Area Reserve, with any unspent funds to be returned to the reserve.