



City of Hamilton
PUBLIC WORKS COMMITTEE

Meeting #: 18-009
Date: June 18, 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

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1. APPROVAL OF AGENDA	
(Added Items, if applicable, will be noted with *)	
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3. APPROVAL OF MINUTES OF PREVIOUS MEETING	
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4. DELEGATION REQUESTS	
5. CONSENT ITEMS	
5.1 Hamilton Water Financial Plan (PW18051) (City Wide) (to be distributed)	
6. PUBLIC HEARINGS / DELEGATIONS	
6.1 Suzanne Mammel, Hamilton-Halton Homebuilders' Association respecting Water Main Approval Issues and Recommendations for Master-water/wastewater Servicing Studies (approved at the June 4, 2018 meeting) (no copy)	
6.2 Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 102 Francis Street, Hamilton (PW18049) (Ward 3)	18
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8. DISCUSSION ITEMS

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| 8.2 | Cannon Street Bi-Directional Cycle Track Pilot Project (PED18136) (Wards 2 and 3) | 37 |
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9. MOTIONS

- 9.1 Bus Shelter at McMaster University (to be distributed)

10. NOTICES OF MOTION

11. GENERAL INFORMATION / OTHER BUSINESS

- 11.1 Item requiring a revised due date:
- 11.1.a Glen Carey Delegation (respecting a berm on his property)
Current Date: June 18, 2018
Revised Date: September 6, 2018

12. PRIVATE AND CONFIDENTIAL

13. ADJOURNMENT



PUBLIC WORKS COMMITTEE

MINUTES 18-008

9:30 a.m.

Monday, June 4, 2018

Council Chambers

Hamilton City Hall

71 Main Street West

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

Also Present: Councillor J. Farr

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

1. Intersection Control List (PW18001(d)) (Wards) (Item 5.1)

(VanderBeek/Conley)

That the appropriate by-law be presented to Council to provide traffic control as follows:

Intersection		Stop Control Direction		Class	Comments / Petition	Ward
Street 1	Street 2	Existing	Requested			
Section "B" Dundas						
(a)	Chegwin Street/McMurray Street	Hope Street	WB	All	A	Operational Review – Clr. Approved 13
(b)	Hope Street	Chegwin Street/McMurray Street	WB	All	A	Operational Review – Clr. Approved 13
Section "E" Hamilton						
(c)	James Street	Strachan Street	EB/WB	All	B	Operational Review, Clr Approved 2

Intersection		Stop Control Direction		Class	Comments / Petition	Ward	
Street 1	Street 2	Existing	Requested				
(d)	Elgin Street	Robert Street	EB	All	A	Operational Review, Clr Approved	2
(e)	Dunsmure Road	Fairholt Road	NB/SB	All	A	Operational Review, Clr Approved	3
(f)	Catharine Street	Robert Street	EB/WB	All	A	Operational Review, Clr Approved	3

LegendNo Control Existing (New Subdivision) - **NC**Intersection Class: **A** - Local/Local **B** - Local/Collector **C** - Collector/Collector**CARRIED****2. Two-Way Conversion of Birch Avenue (PW18044) (Ward 3) (Item 5.2)****(Merulla/VanderBeek)**

That Birch Avenue be converted from one-way to two-way traffic from Wilson Street to Barton Street East in 2019 and from Barton Street East to Burlington Street East between 2020 and 2022.

CARRIED**3. Amendments to Encroachments on City Property – Policy and Procedure (PW11024(a)) (City Wide) (Item 5.3)****(Pasuta/Conley)**

That Report PW11024(a) respecting Amendments to Encroachments on City Property – Policy and Procedure, be received.

CARRIED**4. Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton (PW18047) (Ward 2) (Item 6.1)****(Merulla/Collins)**

That the application of the owner of 49 Walnut Street South, Hamilton, to permanently close and purchase a portion of the unassumed alleyway abutting the North side of 49 Walnut Street South, Hamilton, ("Subject Lands"), as shown on Appendix "A", attached to Report PW18047, 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;
 - (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 49 Walnut Street South, Hamilton, as described in Report PW18047, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
 - (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 all costs associated with the relocation of the hydro pole be paid for by the developer and that the relocation in no way negatively affect the neighbouring businesses.***

Main Motion as Amended CARRIED

5. Ancaster Tennis Bubble (PW17089(a)) (Ward 12) (Item 8.1)**(Ferguson/VanderBeek)**

- (a) That Report PW17089(a), be received;**
- (b) That approval be given for the City's Capital Cost of \$60,000 be funded from the unallocated Capital Reserve;**
- (c) That staff be directed to negotiate a change to the licensing agreement between the Ancaster Tennis Club (ATC) and the City to reflect a City loan to the ATC of \$290,000; and**
- (d) That the ATC pay the \$190,000 in annual operating costs.**

Main Motion as Amended CARRIED**6. Mountain Climber Pilot Results and Expansion (PW17026(a)) (City Wide) (Item 8.2)****(Jackson/Conley)**

- (a) That the Mountain Climber Pilot on James Mountain Road be considered complete as a pilot, and continue on a permanent basis;
- (b) That the Transit Division implement two new Mountain Climber pilot locations: Beckett Drive and Kenilworth Access with a total one-time capital cost of \$2100 to be funded through the existing budgets in account and Dept ID 53070-530270. Included in this cost is the installation of signage and all related communications (internal and external);
- (c) That staff be directed to monitor both new pilot locations for a total of one year, and report results to Public Works Committee in 2019.

CARRIED**7. Fay Park Redevelopment (Ward 6) (Item 9.1)****(Jackson/Conley)**

WHEREAS, the play structure and safety surfacing at Fay Park located at 95 Broker Drive, Hamilton has reached its end of life cycle and has become worn-out;

WHEREAS, Fay Park would benefit from the addition of asphalt pathways to provide accessibility and help to better serve the community;

THEREFORE BE IT RESOLVED:

That play structure improvements at Fay Park, at an upwards cost of \$90,000, which includes the addition of a new play structure (demolition, design, construction and safety surfacing) as well as pathway additions, be funded as follows:

- (i) \$40,000 from the remaining funding available from the completed Macassa Irrigation System (#4241609603)
- (ii) \$50,000 funded through the Ward 6 Area Reserve, with any unspent funds to be returned to the Ward 6 Area Reserve.

CARRIED

8. Special Capital Re-Investment Reserve Funding Projects (Ward 11) (Item 9.2)

(Whitehead/Pasuta)

WHEREAS, modern winters appear to have accelerated the deterioration of roads throughout Ward 11 as a result of increased frequency of freeze/thaw cycles and more extreme variability of temperatures, and;

WHEREAS, the City of Hamilton current has competitively bid projects and prices available as a base for comparison and negotiation that can be used to ensure value for money on the award of the proposed works, and;

WHEREAS, given the current resources along with the time needed to complete a tender and award process, road improvements cannot be addressed within the normal process manner during the 2018 construction process;

THEREFORE BE IT RESOLVED:

- (a) That Airport Road, from Homestead Drive to the Hamilton International Airport and Homestead Drive, Strathearne Drive., north to Upper James., at an estimated cost of \$900,000, be rehabilitated using asset preservation practices, with the work to include the rehabilitation of the existing asphalt with repaving;
- (b) That the Ward 11 allocation, in the amount of \$900,000 (Project ID 4031811811) previously approved from the Investment Stabilization Reserve Account (112300) be utilized to fund the asset preservation of Airport Road, from Homestead Drive to the Hamilton International Airport and Homestead Drive, Strathearne Drive., north to Upper James;
- (c) That upon project completion, should any surplus funding be generated, that the same be transferred to the Ward 11 road maintenance being project no. 4031611611;

- (d) That the General Manager of Public Works be authorized to procure all or some of the proposed works identified through Procurement Policy #11 Non-Competitive Procurements, where deemed appropriate, to expedite the works for this construction season.

CARRIED

9. Parkland Acquisition Strategy (Added Item 10.1)

(Whitehead/Conley)

WHEREAS, the City of Hamilton has Official Plans and Secondary Plans to guide the development of existing and future parkland across the city;

WHEREAS, there are many neighbourhoods across the city that have neighbourhood parkland deficiencies based on the supply criteria of 0.7 ha/1000 people;

WHEREAS, there are areas in the city experiencing growth and intensification, increasing the parkland deficiencies in these areas resulting in increasing pressures on existing parkland, and increasing the parkland deficiencies;

WHEREAS, land acquisition costs are increasing across the city, putting financial pressure on the city's limited funding for parkland purchase;

WHEREAS, there is an obligation to understand and evaluate parkland purchase opportunities against other city priorities, resources, and policies;

WHEREAS, the creation of a framework by which to evaluate the opportunities to purchase parkland as they arise would assist with the responsible expenditure of city funds and ensure consistent application of policies city-wide;

THEREFORE BE IT RESOLVED:

That staff from Public Works, and Planning and Economic Development departments complete a city-wide parkland acquisition strategy, and report back with recommendations to General Issues Committee.

CARRIED

10. Freelton Water Tower (Added Item 10.2)

(Pasuta/VanderBeek)

WHEREAS, the existing Freelton Water Tower does not have lettering displayed on the tower;

WHEREAS, the Community has requested an identity be included on the tower and, as such, it is proposed to display the name "Freelton" with the City of Hamilton logo on the side of the tower facing Freelton Road;

WHEREAS, efficiencies can be maximized by utilizing the current Contractor for the upgrades to the Freelton Water Tower (Contract C13-04-18) to complete the lettering and logo work at no additional cost, with an anticipated completion by the end of 2018;

WHEREAS, there are no existing City policy for naming water towers;

THEREFORE BE IT RESOLVED:

That the Freelton Water Tower display the name "Freelton" with the City of Hamilton logo on the side facing Freelton Road.

CARRIED

11. Stinson Neighbourhood Association's Snail Mural (Ward 2) (Added Item 10.3)

(Merulla/Whitehead)

WHEREAS; the City of Hamilton's Neighbourhood Action Strategy (NAS) encourages engagement of residents and brings confidence that City divisions will unify to assist residents in achieving positive action strategies for the benefit of their communities; and,

WHEREAS; the Stinson Neighbourhood Association (SNA) was the first community identified in the NAS; and,

WHEREAS; soon after the NAS designation, the SNA up with their own action to encourage drivers to be mindful of the many children and families that cross Victoria Street at Stinson street; and,

WHEREAS; the action was a mural of a "slow down snail" and the mural is complete with only installation needed; and,

WHEREAS, Public Works staff "generally do not have an issue with this *one* piece of art but we are concerned that it would be seen as precedent setting for additional requests."; and,

WHEREAS, there is a "possibility of driver distraction"; and,

WHEREAS, the current installation of a giant puppy dog near the sidewalk on Main Street West may be considered a greater driver distraction than an 8 x 12 mural of snail at a stop sign in a pedestrian area that encourages drivers to slow down; and,

WHEREAS, staff have an expectation that the Snail Mural would be vandalized regularly, yet a much larger mural on the adjacent wall was put in place two years ago and no vandalism has occurred; and,

WHEREAS, the SNA representative has vowed to address concerns if there is any vandalism in the future and pay for the clean-up; and,

WHEREAS, staff from the Culture Division have agreed to assist the SNA to erect, as a priority, the Snail Mural in a safe and secure manner and will address the need for the murals removal to facilitate the Ontario Structure Inspection Manual inspection once every 2 years and then reinstall the mural; and,

WHEREAS, staff from the Culture Division are currently in the process of developing policies on community art next year that will make this easier for similar neighbourhood initiated actions in the name of safety and beautification;

THEREFORE BE IT RESOLVED:

That the location of the Snail Mural on the east wall of the Clairmont Access at street level and the intersection of Victoria Avenue South and Stinson Street be approved and erected.

CARRIED

FOR INFORMATION:

(a) APPROVAL OF THE AGENDA (Item 1)

The Committee Clerk advised of the following changes to the agenda:

1. ADDED DELEGATION REQUESTS (Item 4)

- 4.3 Sergio Manchia, UrbanSolutions, respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton (Item 6.1 of today's agenda)
- 4.4 Kalipso Terpoy, Lo Presti's at Maxwells Find Dining Restaurant, respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton (Item 6.1 of today's agenda)

2. PUBLIC HEARINGS/DELEGATIONS (Item 6)

- 6.1 Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton (PW18047) (Ward 2)

There is a revision to page 4 of the report in order to correct a typographical error.

3. ADDED NOTICES OF MOTION (Item 10)

- 10.1 Parkland Acquisition Strategy
- 10.2 Freelton Water Tower
- 10.3 Stinson Neighbourhood Association's Snail Mural (Ward 2)

4. GENERAL INFORMATION/OTHER BUSINESS (Item 11)

- 11.1 Changes to the Outstanding Business List
11.1(b) Item requiring a revised due date:

Clean and Green Hamilton Strategy – Year End Update

Current Date: August 2018
Revised Date: September 6, 2018

(VanderBeek/Conley)

That the Agenda for the June 4, 2018 meeting of the Public Works 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) May 14, 2018 (Item 3.1)****(Conley/VanderBeek)**

That the Minutes of the May 14, 2018 Public Works Committee meeting be approved, as presented.

CARRIED

(d) DELEGATION REQUESTS (Item 4)

- (i) Mathieu Koevoets, P. Eng., Ancaster Tennis Club, Proposal to Install a Dome/Bubble over the Tennis Courts in Village Green Park (Item 4.1)**

(Jackson/VanderBeek)

That the delegation request from Mathieu Koevoets, P. Eng., Ancaster Tennis Club, respecting the Installation of a Dome/Bubble over the Tennis Courts in Village Green Park, be approved for today's meeting.

CARRIED

- (ii) Suzanne Mammel, Hamilton-Halton Home Builders' Association respecting Water Main Approval Issues and Recommendations for Master-water/wastewater Servicing Studies (Item 4.2)**

(Merulla/VanderBeek)

That the delegation request from Suzanne Mammel, Hamilton-Halton Home Builders' Association, respecting Water Main Approval Issues and Recommendations for Master-water/wastewater Servicing Studies, be approved for a future meeting.

CARRIED

- (iii) Sergio Manchia, UrbanSolutions, respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton (Added Item 4.3)**

(Pasuta/Jackson)

That the delegation request from Sergio Manchia, Urban Solutions, respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton, be approved for today's meeting.

CARRIED

- (iv) Kalipso Terpoy, Lo Presti's at Maxwells Fine Dining Restaurant, respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton (Added Item 4.4)**

(Conley/VanderBeek)

That the delegation request from Kalipso Terpoy, Lo Presti's at Maxwells Fine Dining Restaurant, respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton, be approved for today's meeting.

CARRIED

(e) PUBLIC HEARINGS / DELEGATIONS (Item 6)**(i) Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton (PW18047) (Ward 2) (Item 6.1)**

Chair Ferguson advised that notice of the proposed permanent closure and sale of a Portion of a Public Alley Abutting 49 Walnut Street South in Hamilton was given as required under the City's By-law #14-204 – the Sale of Land Policy By-law.

The Committee Clerk advised that two individuals registered to speak to the matter.

Registered Speaker**1. Sergio Manchia, UrbanSolutions, respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton**

Mr. Sergio Manchia, with UrbanSolutions, representing the Applicant, addressed the Committee with the aid of a PowerPoint presentation. A copy of the presentation has been retained for the official record and is available for viewing at www.hamilton.ca.

Mr. Manchia provided an overview of the Applicant's proposed development and showed a map of the area. He stated that the existing width restricts the functionality of the alleyway and that it is contaminated. The new development will provide public parking opportunities.

Mr. Manchia indicated that the Applicant is willing to cover the costs of relocating the utility pole in order to address the concerns of neighbouring property owners.

(Conley/VanderBeek)

That the delegation from Sergio Manchia, UrbanSolutions, respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton, be received.

CARRIED

2. Kalipso Terpoy, with Lo Presti's at Maxwells Fine Dining Restaurant, respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton

Ms. Kalipso Terpoy, with Lo Presti's at Maxwells Fine Dining Restaurant, addressed the Committee with the aid of speaking notes. A copy of the notes has been retained for the official record and are available for viewing at www.hamilton.ca.

Ms. Terpoy and her husband own and operate Lo Presti's at Maxwell's Fine Dining Restaurant. Mr. and Ms. Terpoy, along with their adjoining neighbours, have been using the alley to access the back parking and delivery areas for their businesses. Ms. Terpoy is concerned that the relocation of the hydro pole will negatively impact her business.

She reported that during a brief discussion with the developer before today's meeting, she was assured that the hydro and telephone utilities are going to be relocated underground at the expense of the developer.

Ms. Terpoy was satisfied with the plan to temporarily reposition the hydro pole, at the expense of the developer, until the permanent underground placement is completed.

(Jackson/Conley)

That the delegation from Kalipso Terpoy, with Lo Presti's at Maxwells Fine Dining Restaurant, respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton, be received.

CARRIED

The Chair asked if there were any members of the public in attendance who wished to come forward to speak to the matter. No individuals came forward.

(Merulla/Farr)

That Report PW18047 respecting the Proposed Permanent Closure and Sale of a Portion of a Public Alley Abutting 49 Walnut Street South, Hamilton be amended by adding the following sub-section:

- (e) *That all costs associated with the relocation of the hydro pole be paid for by the developer and that the relocation in no way negatively affect the neighbouring businesses.***

Amendment CARRIED

For disposition of this matter refer to Item 4.

(ii) Mathieu Koevoets, P. Eng., Ancaster Tennis Club, Proposal to Install a Dome/Bubble over the Tennis Courts in Village Green Park (Item 6.2)

Mr. Mathieu Koevoets with the Ancaster Tennis Club addressed the Committee respecting the installation of a dome/bubble over the tennis courts in Village Green Park with the aid of speaking notes. A copy of the notes have been retained for the official record and are available at www.hamilton.ca.

Mr. Koevoets provided an overview about the Ancaster Tennis Club and expressed the need to have a dome/bubble installed over the courts.

(Jackson/VanderBeek)

That the delegation from Mathieu Koevoets with the Ancaster Tennis Club respecting the installation of a dome/bubble over the tennis courts in Village Green Park, be received.

CARRIED

For disposition of this matter refer to Items (f)(i) and 5.

(f) DISCUSSION ITEMS (Item 8)**(i) Ancaster Tennis Bubble (PW17089(a)) (Ward 12) (Item 8.1)**

Chair Ferguson relinquished the Chair to Councillor VanderBeek in order to introduce the following amendment.

(Ferguson/VanderBeek)

(a) *That Report PW17089(a), be received;*

(b) *That approval be given for the City's Capital Cost of \$60,000 be funded from the unallocated Capital Reserve;*

(c) *That staff be directed to negotiate a change to the licensing agreement between the Ancaster Tennis Club (ATC) and the City to reflect a City loan to the ATC of \$290,000; and*

(d) *That the ATC pay the \$190,000 in annual operating costs.*

Amendment CARRIED

For disposition of this matter refer to Items (e)(ii) and 5.

Chair Ferguson assumed the Chair.

(g) NOTICES OF MOTION (Item 10)**(i) Parkland Acquisition Strategy (Added Item 10.1)**

Councillor Whitehead introduced a notice of motion respecting the Parkland Acquisition Strategy.

(Whitehead/Conley)

That the Rules of Order be waived to allow for the introduction of a motion respecting the Parkland Acquisition Strategy.

CARRIED

For disposition of this matter refer to Item 9.

(ii) Freelton Water Tower (Added Item 10.2)

Councillor Pasuta introduced a notice of motion respecting the Freelton Water Tower.

(Pasuta/VanderBeek)

That the Rules of Order be waived to allow for the introduction of a motion respecting the Freelton Water Tower.

CARRIED

For disposition of this matter refer to Item 10.

(iii) Stinson Neighbourhood Association's Snail Mural (Ward 2) (Added Item 10.3)

Councillor Merulla introduced a notice of motion respecting the Stinson Neighbourhood Association's Snail Mural.

(Merulla/Whitehead)

That the Rules of Order be waived to allow for the introduction of a motion respecting the Stinson Neighbourhood Association's Snail Mural.

CARRIED

For disposition of this matter refer to Item 11.

(h) GENERAL INFORMATION/OTHER BUSINESS (Item 11)**(i) Changes to the Outstanding Business List (Item 11.1)**

(a) Item requiring a revised due date:

Emergency Shoreline Protection Works

Current due date: June 18, 2018

Revised due date: July 12, 2018

(b) Item requiring a revised due date:

Clean and Green Hamilton Strategy – Year End Update

Current due date: August 2018

Revised due date: September 6, 2018

CARRIED

(ii) Update from the General Manager of Public Works (Added Item 11.2)

Andrew Grice, Acting General Manager of the Public Works Department, provided an update to the Committee about the following matters:

- The annual Hamilton Children’s Water Festival took place last week. Over the course of three days approximately 3,000 grade 4 students from across Hamilton learned about water, water conservation and preservation of natural resources. A special thank you to sponsors and volunteers.
- Paul Greenaway, a City employee for over 15 years, won 2nd place at the first ever Ontario Public Works Week Rodeo in the Refuse Category.
- A special thank you to Horticulture staff for creating the beautiful floral display in front of City Hall of “Ralph the Dog”. It is very popular with residents and unique.

(i) ADJOURNMENT (Item 13)

(Conley/Pasuta)

That there being no further business, the Public Works Committee be adjourned at 10:57 a.m.

CARRIED

Respectfully submitted,

Councillor L. Ferguson, Chair
Public Works Committee

Lauri Leduc
Legislative Coordinator
Office of the City Clerk



CITY OF HAMILTON
PUBLIC WORKS DEPARTMENT
Engineering Services Division

TO:	Chair and Members Public Works Committee
COMMITTEE DATE:	June 18, 2018
SUBJECT/REPORT NO:	Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 102 Francis Street, Hamilton (PW18049) (Ward 3)
WARD(S) AFFECTED:	Ward 3
PREPARED BY:	Gary Kirchknopf Corridor Management (905) 546-2424, Extension 7217 Cetina Farruggia Corridor Management (905) 546-2424, Extension 5803
SUBMITTED BY:	Gord McGuire Geomatics & Corridor Management Public Works
SIGNATURE:	

RECOMMENDATION

That the application of the owner of 102 Francis Street, Hamilton, to permanently close and purchase a portion of the unassumed alleyway abutting the West side of 102 Francis Street, Hamilton, ("Subject Lands"), as shown on Appendix "A", attached to Report PW18049, 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;

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 102 Francis Street, Hamilton
(PW18049) (Ward 3) Page 2 of 4**

- (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 the closed alleyway to the owners of 102 Francis Street, Hamilton, as described in Report PW18049, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
 - (iii) The City Solicitor be authorized to complete the transfer of the Subject Lands to the owners of 102 Francis Street, Hamilton pursuant to an Agreement of Purchase and Sale or Offer to Purchase as negotiated by the Real Estate Section of the Planning and Economic Development Department;
 - (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 any Public Utility requiring easement protection.

EXECUTIVE SUMMARY

The owner of 102 Francis Street, Hamilton, has applied to permanently close and purchase a portion of the public unassumed alleyway running North/South at the side of 102 Francis Street, Hamilton. The Applicant expressed concerns around the lack of maintenance in the alleyway creating access difficulties to the rear of the property, as well as limited on street parking concerns. There were no objections for any City Departments, Divisions, or Public Utilities. One objection was received from an abutting land owner with concerns related to access of rear parking. Staff have reviewed this and there is still access through the North/South leg of the alley off of Keith Street.

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 102 Francis Street, Hamilton, 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.

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public
Unassumed Alley Abutting 102 Francis Street, Hamilton
(PW18049) (Ward 3) 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 the owners of 102 Francis Street, Hamilton, pursuant to an agreement negotiated by the Real Estate Section of the Planning and Economic Development Department.

HISTORICAL BACKGROUND

The alleyway was created by Registered Plan 209 and has both a North/South leg running from Francis Street to Keith Street and an East/West leg running from the North/South leg to Cheever Street. Being an unassumed alleyway, the Subject Lands are not maintained by the City. On July 10th, 2017 the original owners of 102 Francis Street, Hamilton made application to close and purchase the Subject Lands in order to take ownership and complete maintenance. Prior to Public Works being able to bring that application forward to Public Works Committee, the original owners had sold the property and retracted their application. On April 20, 2018 an application to close and purchase the Subject Lands was received from the new owner of 102 Francis Street, Hamilton for the purpose of maintaining the parcel, providing access to the rear garage, and for additional parking.

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

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public
Unassumed Alley Abutting 102 Francis Street, Hamilton
(PW18049) (Ward 3) Page 4 of 4**

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

Bell has 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 7 notices mailed, and the results are as follows:

In favour: 0

Opposed: 1

No comment: 0

The opposed owner expressed concerns with regards to accessing their rear parking. Staff have reviewed the location and there is sufficient access from the residual North/South leg from Keith Street.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

As there were no objections received from any City Departments, Divisions, or Public Utilities, and only one objection received from an abutting owner, staff support the permanent closure and sale of the Subject Lands to the owner of 102 Francis 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

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APPENDICES AND SCHEDULES ATTACHED

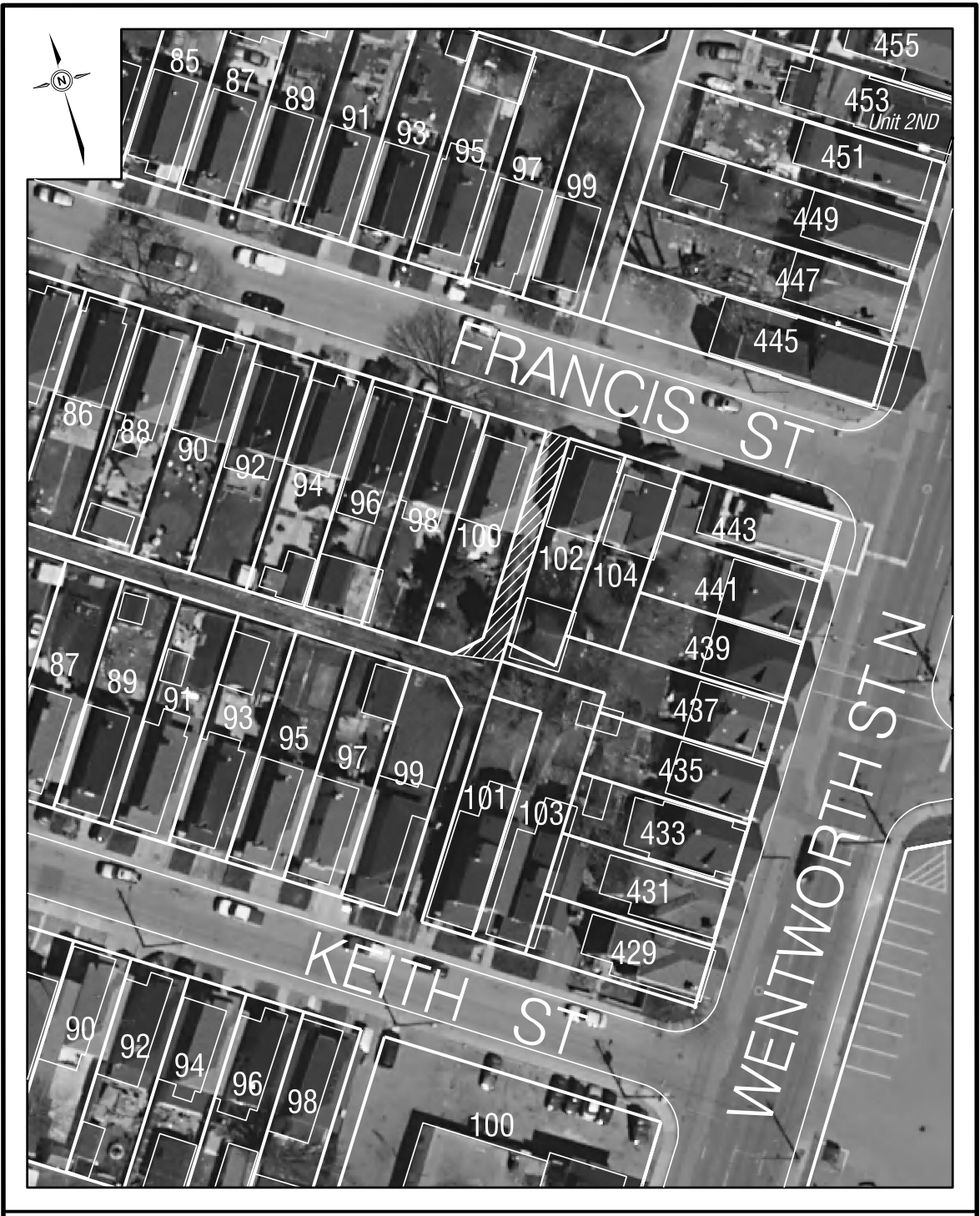
Appendix A: Aerial Drawing

Appendix B: Location Plan

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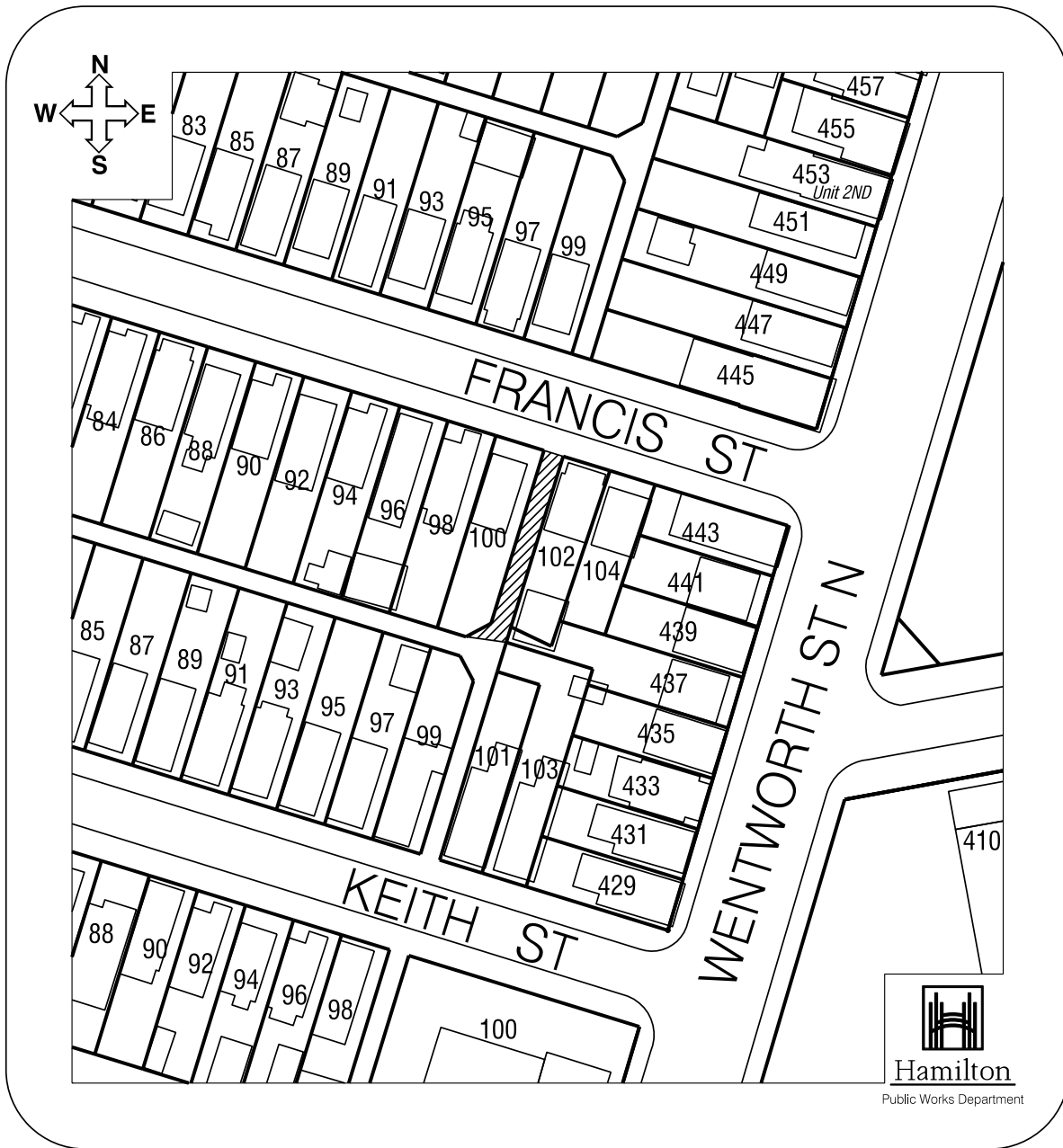
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PROPOSED CLOSURE OF PORTION OF UNASSUMED ALLEY AT 102 FRANCIS STREET

Geomatics & Corridor Management Section
Public Works Department

LEGEND
 Lands to be Closed



LOCATION PLAN

PROPOSED CLOSURE OF
 UNASSUMED ALLEY AT

102 FRANCIS STREET

CITY OF HAMILTON
 PUBLIC WORKS DEPARTMENT

LEGEND



SUBJECT LANDS

DATE: July 11, 2017

Not to Scale

REFERENCE FILE NO : PW17_



CITY OF HAMILTON
PUBLIC WORKS DEPARTMENT
Engineering Services Division

TO:	Chair and Members Public Works Committee
COMMITTEE DATE:	June 18, 2018
SUBJECT/REPORT NO:	Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 357 Wilson Street East, Ancaster (PW18048) (Ward 12)
WARD(S) AFFECTED:	Ward 12
PREPARED BY:	Gary Kirchknopf Corridor Management (905) 546-2424, Extension 7217 Cetina Farruggia Corridor Management (905)546-2424, Extension 7217
SUBMITTED BY:	Gord McGuire Geomatics and Corridor Management Public Works
SIGNATURE:	

RECOMMENDATION

That the application of the owner of 357 Wilson Street East, Ancaster, to permanently close and purchase a portion of road allowance abutting 357 Wilson Street East, Hamilton ("Subject Lands"), as shown on Appendix "A", attached to Report PW18048 be approved, subject to the following conditions:

- (a) That the City Solicitor be authorized and directed to prepare any necessary by-laws to permanently close and sell the Subject Lands, for enactment by Council;
- (b) That the Real Estate Section of the Planning and Economic Development Department be authorized and directed to sell the closed highway to the owners of 357 Wilson Street East, Hamilton, shown on Appendix "A", as described in report PW18048 in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
- (c) The City Solicitor be authorized to complete the transfer of the subject lands to the owners of 357 Wilson Street East, Ancaster pursuant to an Agreement of Purchase and Sale as negotiated by the Real Estate Section of the Planning and Economic Development Department;

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Road Allowance
Abutting 357 Wilson Street East, Ancaster
(PW18048) (Ward 12) - Page 2 of 4**

- (d) That the City Solicitor be authorized and directed to register a certified copy of the by-laws permanently closing and selling the highway in the proper land registry office;
- (e) That the Public Works Department provide any required notice of the City's intention to pass the by-laws and/or permanently sell the closed highway pursuant to the City of Hamilton Sale of Land Policy By-law 14-204;
- (f) That the applicant enters into agreements with any Public Utility requiring easement protection;
- (g) 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.

EXECUTIVE SUMMARY

The owner of 357 Wilson Street East, Ancaster has made an application to permanently close and purchase a portion of the road allowance abutting the northeast side of the property, being the northerly section of Queen Street, Ancaster. The applicant proposes the closure and sale of Parcel "A", on Appendix "A", as described in report PW18048 in order to facilitate land assembly required for future development. The applicant requires the closing of Parcel "B", on Appendix "A", as described in PW18048 in order to reaffirm the closing of this previously closed road allowance as staff could not identify a registered by-law. As there were no objections from internal departments, divisions or public utilities, and no objections from abutting land owners, staff support the application.

Alternatives for Consideration – See Page 4

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: In this instance, due to the City of Hamilton being the applicant, there is no user fee associated with this application.

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

Legal: The City Solicitor will prepare all necessary by-laws to permanently close and sell the Subject Lands and will register all such by-laws in the Land Registry Office once Council has approved the by-law. The by-laws do 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 357 Wilson Street East, Ancaster, pursuant to an agreement negotiated by the Real Estate Section of the Planning and Economic Development Department.

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Road Allowance
Abutting 357 Wilson Street East, Ancaster
(PW18048) (Ward 12) - Page 3 of 4**

HISTORICAL BACKGROUND

Queen Street, Ancaster was created by Registered Plan 347. An application was received by the owners of 357 Wilson Street East, Ancaster, being the City of Hamilton, to stop up and close Parcel A of the Subject Lands in order to facilitate land assembly required for future development. Upon circulation of this proposed closure, staff identified the need for a clear closure of Parcel B of the Subject Lands, as these lands were part of a larger land parcel sold to the City of Hamilton on September 15, 2014 by the Hamilton-Wentworth District School Board. Upon title search and review of these lands, staff were not able to identify a closing by-law registered to title. As such, staff are requesting these lands to be officially closed by by-law to reaffirm this road closure.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

A by-law must be passed to permanently close the lands in accordance with the *Municipal Act, 2001*.

RELEVANT CONSULTATION

The following City Departments and Divisions and Public Utilities were provided with a copy of this application and 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.

Alectra Utilities has 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 10 notices mailed, and the results are as follows:

In favour: 1

Opposed: 0

No comment: 0

There were no opposed or negative responses received from abutting land owners.

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Road Allowance
Abutting 357 Wilson Street East, Ancaster
(PW18048) (Ward 12) - Page 4 of 4**

ANALYSIS AND RATIONALE FOR RECOMMENDATION

As there were no objections received from any City Departments, Divisions, or Public Utilities, and there were no objections received from abutting land owners, staff are supportive of this application for the closure and sale of the Subject Lands to the owners of 357 Wilson Street East, Ancaster.

ALTERNATIVES FOR CONSIDERATION

The City could deny this application and Parcel A of the Subject Lands would remain public highway, and Parcel B of the Subject Lands would remain questionably closed.

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

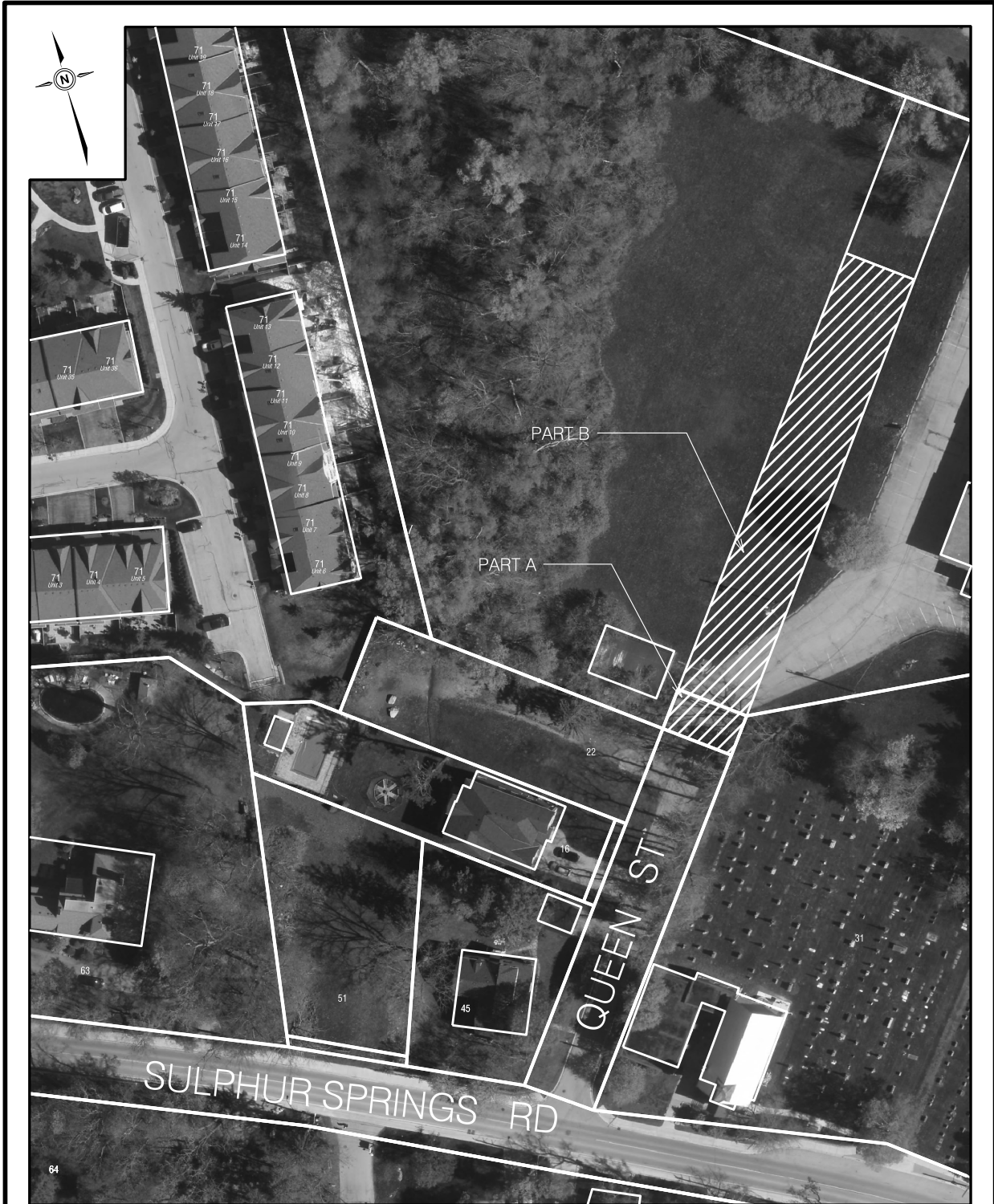
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APPENDICES AND SCHEDULES ATTACHED

Appendix A: Aerial Drawing

Appendix B: Location Plan

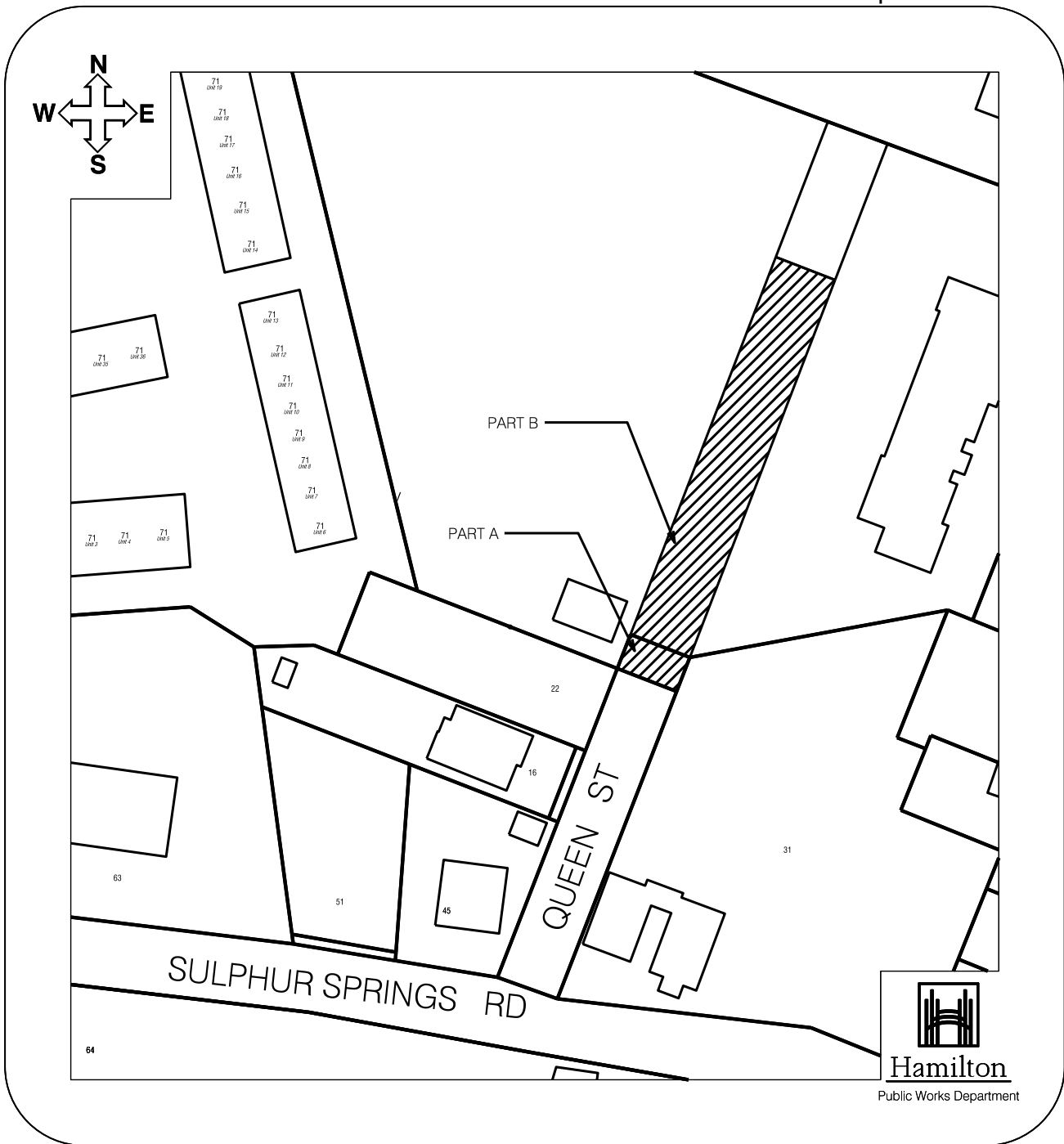


PROPOSED ROAD CLOSURE
PART A & B - NORTH OF 22 QUEEN STREET, ANCASTER

Geomatics & Corridor Management Section
Public Works Department

LEGEND

 **Lands to be Closed**



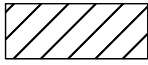
LOCATION PLAN

PROPOSED ROAD CLOSURE

PART A & B - NORTH OF QUEEN STREET, ANCASTER

CITY OF HAMILTON
 PUBLIC WORKS DEPARTMENT

LEGEND


SUBJECT LANDS

DATE: MARCH 27, 2018	Not to Scale
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REFERENCE FILE NO : PW18__



CITY OF HAMILTON
PUBLIC WORKS DEPARTMENT
Environmental Services Division

TO:	Chair and Members Public Works Committee
COMMITTEE DATE:	June 18, 2018
SUBJECT/REPORT NO:	William Connell Winter Wonderland Park Development Concept (PW18046) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Meghan Stewart (905) 546-2424 extension 5653
SUBMITTED BY:	Craig Murdoch, B.Sc. Director, Environmental Services Public Works
SIGNATURE:	

RECOMMENDATION

- a) That Council approve the single source procurement to Baker Turner Inc., pursuant to Procurement Policy #11 – Non-competitive Procurements, for the detailed design work for the creation of a winter destination at William Connell Park;
- b) That the General Manager of Public Works, or his designate be authorized to negotiate, enter into and execute a contract and any ancillary documents required to give effect thereto with Baker Turner Inc, in a form satisfactory to the City Solicitor;
- c) That the detail design work in the amount of \$100,000, be funded through the previously approved \$200,000 upset limit (\$100,000 for 2017 and \$100,000 for 2018 from Ward 8 Area Rating Reserve 108058), be approved;
- d) That when and if the toboggan hill at William Connell is constructed and functioning, staff be directed to remove Garth Street Reservoir from the list of approved and maintained toboggan hill locations and replace it with William Connell Park.

EXECUTIVE SUMMARY

In 2017, Council approved a motion that directed staff to investigate opportunities to enhance the existing tobogganing hill at the Garth Street Reservoir, however staff recommended that the expansion lands at William Connell Park be considered as an

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**SUBJECT: William Connell Winter Wonderland Park Development Concept
(PW18046) (City Wide) - Page 2 of 6**

alternative to the Garth Street Reservoir as the programming opportunities are much greater at the adjacent site. This direction was given through the motion approved by Council on November 8, 2017, Report 17-020 Item 7.2.

The completed concept plan as shown in Appendix “A” attached to Report PW18046 fulfils the Council approved Motion, item 7.2 of Report 17-020 to report back on the concept plan for a new Winter Wonderland project. The concept illustrates that a winter destination is feasible at William Connell Park, will connect to existing park amenities and create a unique recreation experience for the residents of Hamilton. The costs associated with the concept plan can be found in the Financial Section of this report.

The recommendations of this Report include direction to staff to continue to refine the Winter Wonderland concept through detailed design work using the firm Baker Turner Inc., who developed the concept and is a specialist in toboggan hill design.

Alternatives for Consideration – See Page 5

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: The funds to hire Baker Turner Inc. have been previously allocated to this project through a Council motion approved on November 8, 2017, Report 17-020, Item 7.2. There are sufficient funds in this project to cover the costs for detailed design.

Full build-out of this park development project is estimated at \$7,000,000 and would be a joint project between Landscape Architectural Services and Strategic Planning, Capital & Compliance. This project is not currently in Strategic Planning, Capital & Compliance’s ten-year capital plan and there is currently no funding source. Future capital construction costs will be required and will be brought forward in a phased approach for consideration by Council during the capital budget process.

Additionally, if grant funds become available, by having the detailed design complete, it will increase the opportunity to apply as the project will be “shovel ready”.

Staffing: There are no staffing implications for the detailed design portion of the project, however, if constructed, there will be operating impacts from this capital project that will be outlined in future capital budget detail sheets.

Legal: There are no legal implications.

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**SUBJECT: William Connell Winter Wonderland Park Development Concept
(PW18046) (City Wide) - Page 3 of 6**

HISTORICAL BACKGROUND

At its meeting of November 8, 2017, Report 17-020 Council approved the following Motion, item 7.2, which reads:

7.2

WHEREAS, the Garth reservoir has already been designated as a toboggan hill; WHEREAS, staff have already been working in earnest with the City Councillor to establish the Garth reservoir as a winter destination;

WHEREAS, winter activities are limited for families across the city;

WHEREAS, William Connell Park is adjacent to the Garth Reservoir and may afford opportunities for winter destination activities as well;

WHEREAS, tobogganing hill design is a specialty within landscape architecture profession and Baker Turner Inc. is an Ontario firm that has experience in the design and construction of tobogganing and winter recreation facilities;

WHEREAS, the City has already established the healthy kids community initiative to encourage healthy habits in our youth; and,

WHEREAS, the reservoir is well attended in the winter months;

THEREFORE BE IT RESOLVED:

- (a) That staff be directed to bring back a concept plan funded through Ward 8 Area Rating to an upset limit of \$200,000 (\$100,000 for 2017 and \$100,000 for 2018 from Ward 8 Area Rating Reserve 108058) that would evaluate the capital and operating costs and scope of work for the options for the creation of a winter destination at either the Garth Reservoir or William Connell Park or a combination thereof; and,
- (b) That the single source procurement to Baker Turner Inc., pursuant to Procurement Policy #11 – non-competitive procurements, for the design and analysis of the options for creating a winter destination in Ward 8, funded by Area Rating Reserve 108058, be approved.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

The City's Procurement Section has advised the applicable policy is Procurement Policy #11 – Non-competitive Procurements.

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**SUBJECT: William Connell Winter Wonderland Park Development Concept
(PW18046) (City Wide) - Page 4 of 6**

RELEVANT CONSULTATION

The following groups have been consulted and/or are supportive of the future development of the winter destination at William Connell City Wide Park.

Ward 8 Councillor

Public Works - Parks Operations and Maintenance Section

Public Works - Corporate Facilities and Capital Compliance Section

Corporate Services – Capital Budgets and Development Section

Healthy and Safe Communities – Recreation Planning Section

ANALYSIS AND RATIONALE FOR RECOMMENDATION

Due to the expertise required to design a tobogganing hill, including calculations related to the physics of tobogganing, such as the height of the hill versus friction of the snow and length of outrun calculations, staff felt it was prudent to hire professionals that specialize in this type of design for the health and safety of the end users.

Prior to seeking a single source procurement with Baker Turner Inc. for the feasibility of a winter destination project, staff surveyed municipal landscape architects in the southern Ontario region to determine what consultants had been used to design a toboggan hill in the past. Of those surveyed, only the municipality of Mississauga responded to confirm they had undertaken this kind of design work and the consultant they had used was Baker Turner Inc. Additionally, staff received comment back from multi-disciplinary Ontario based consulting firms that they would not take this work on due to the specialized nature. Staff therefore recommended the hiring of Baker Turner Inc. through the motion on November 8, 2017 as it was not apparent that other consulting firms had relevant expertise in this specialized work.

Upon review of both the Garth Street Reservoir and William Connell Park sites, staff found that the expansion lands at William Connell Park offered more opportunity to provide an exciting winter destination with varied recreational experiences. The 2013 Hamilton Water Facilities Security Master Plan identified the Garth & Stone Church Reservoir as a High Criticality Facility. This Reservoir services the greater Hamilton Mountain (South of Stone Church Rd.) and is also a critical support for the supply of water to Ancaster and parts of West Hamilton and Dundas. Any threats to the drinking water that is stored at this location would have significant impacts for a large percentage of the population of the City of Hamilton. Additionally, the Reservoir structure was not designed to accommodate intensive winter destination amenities such as a concrete skating loop or ancillary buildings, and there is not sufficient space to provide a safe run out for a toboggan facility on the Eastern slope. Therefore, it was determined that the expansion lands at William Connell Park would be a more suitable location for a winter activity destination.

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**SUBJECT: William Connell Winter Wonderland Park Development Concept
(PW18046) (City Wide) - Page 5 of 6**

Staff worked with Baker Turner Inc. to design a winter destination concept that also provides opportunities for summer activities which will complement the newly built amenities at William Connell Park. The design of the expansion lands includes toboggan hills of different heights to accommodate slower and faster tobogganing, a skating loop with associated support buildings and plaza, parking lot, playground and trail system.

If the winter amenities are designed for all-season use, the William Connell Park site will provide residents with a unique opportunity to participate in new and traditional winter and summer activities.

People will be able to enjoy tobogganing and skating at the newly constructed hills and artificially refrigerated skating loop. Additionally, the proposed support buildings will provide space for change rooms and concession stand as well as a separate Zamboni building. The proposed trail system will connect with the existing trails at William Connell Park to the east and offer opportunities for kilometres of cross-country skiing, snow shoeing and fat tire biking.

In the summer, the toboggan hills can be used as an amphitheatre for outdoor events, mountain biking, and free play. The proposed trail system will connect with the existing trails at William Connell Park to the east and offer opportunities for kilometres of walking and cycling. The concrete skating loop will provide space for children, youth and adults to inline skate and ride bikes, manual scooters and skateboards, with the landscaped centre of the skating loop providing potential to be designed as a pump track or other bike park amenity.

To serve the neighbourhood to the south and west, a playground is proposed to be close to the future and existing residents, and the entrance road will meet up with future road infrastructure.

This programme meets the criteria presented to staff for winter destination park amenities. There is no other park proposed in Hamilton that will be able to accommodate all of these features, including the Garth Street Reservoir. It is for this reason that staff recommends that once constructed, all tobogganing be redirected to the William Connell Winter Wonderland Park, and that the Garth Street Reservoir is removed from the endorsed toboggan hill list.

ALTERNATIVES FOR CONSIDERATION

An alternative to the approval of Recommendation (a) of Report (PW18046) is that staff be directed to undertake a Request for Proposal (RFP) process to hire a consultant to complete the detailed design for this project. This alternative is not recommended because the expertise required to complete this type of design work is limited in

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**SUBJECT: William Connell Winter Wonderland Park Development Concept
(PW18046) (City Wide) - Page 6 of 6**

southern Ontario. The RFP process could result in only Baker Turner Inc. submitting a proposal or the City could potentially receive no proposals. Staff did contact multi-disciplinary consulting firms in Ontario and received comment back that they would not take on this work on due to the specialized nature.

An alternative to proceeding with the project to create a destination park at William Connell is staff be directed to stop work on this project. This alternative is not recommended because it would not fulfil the desire to create a winter destination amenity for the City of Hamilton. Garth Street Reservoir is functioning for tobogganing at the present time, however expansion potential is limited due to property restrictions, future development and the site's primary function as a utility. William Connell Park expansion lands are a unique opportunity to create an exciting winter and summer destination.

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN**Healthy and Safe Communities**

Hamilton is a safe and supportive city where people are active, healthy, and have a high quality of life.

Clean and Green

Hamilton is environmentally sustainable with a healthy balance of natural and urban spaces.

Built Environment and Infrastructure

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APPENDICES AND SCHEDULES ATTACHED

Appendix "A" - Concept plan for William Connell Winter Wonderland Park development.

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**William Connell Park
 Winter Wonderland Park Development**

DATE: May, 2018
 NOTE:

DRAWN BY: JJ



**Landscape
 Architectural
 services**





CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Transportation Planning and Parking Division

TO:	Chair and Members Public Works Committee
COMMITTEE DATE:	June 18, 2018
SUBJECT/REPORT NO:	Cannon Street Bi-Directional Cycle Track Pilot Project (PED18136) (Wards 2 and 3)
WARD(S) AFFECTED:	Wards 2 and 3
PREPARED BY:	Daryl Bender (905) 546-2424 Ext. 2066
SUBMITTED BY:	Brian Hollingworth Director, Transportation Planning and Parking Planning and Economic Development Department
SIGNATURE:	

RECOMMENDATION

- (a) That the Cannon Cycle Track pilot project (Hess Street to Sherman Avenue) be confirmed and that the facility be recognized as a permanent cycling infrastructure;
- (b) That the allocation of the remaining Cannon Cycle Track pilot project funds (4041417125) for the enhancement of the existing cycle track separators in conjunction with the Cannon Street resurfacing project be approved.

EXECUTIVE SUMMARY

The City has been operating the Cannon Cycle Track as a three-year pilot project since September 2014. Analysis of the facility during this pilot period indicates that street operations are satisfactory; including safety, traffic flow, maintenance, and budget impacts. Future operations of the street were also considered and operations are projected to continue to be satisfactory. The majority of community feedback on the project has been positive and the City has been approached by other municipalities to learn from the Hamilton experience. The project is therefore recognized as a positive initiative.

A significant portion of Cannon Street that includes the cycle track is planned to be resurfaced as part of the current Priority Maintenance Roadway strategy (James Street to Sherman Avenue). The approval of the cycle track as permanent infrastructure will confirm existing cycling infrastructure as part of this street resurfacing project and enable enhancements to be made.

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**SUBJECT: Cannon Street Bi-Directional Cycle Track Pilot Project (PED18136)
(Wards 2 & 3) - Page 2 of 7**

Alternatives for Consideration – See Page 7

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: The original cost estimate to complete the Cannon Street Cycle Track was \$867,200. Total expenditure on this project, including minor modification after the initial installation is \$524,100. Project cost savings were realized in the following areas:

- reduced traffic modifications (markings, signage and signals);
- reduced consultant design work; and,
- did not require the use of the allotted contingency.

Approximately \$340,000 of unspent funds allocated to this project are planned to be used to help finance the enhancement of the existing cycle track separators at select intersections as part of the Council-approved Priority Maintenance Roadway Strategy.

Staffing: N/A

Legal: N/A

HISTORICAL BACKGROUND

On March 26, 2014, Council approved the implementation of the Cannon Street Bi-Directional Cycle Track three-year pilot project (PW14031). The pilot was initiated as a result of a community initiative entitled “Yes We Cannon” that included approximately 1000 signatories to an on-line petition supporting the bicycle lanes. This facility was opened for public use on September 12, 2014. City staff was required to submit updates on this project, and have provided Information Reports on June 17, 2015 (PW14031(a)) and April 3, 2017 (PW14031(b)).

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

The Council-approved Cycling Master Plan (2009) recommended cycling infrastructure on Cannon Street, thus the approval of the cycle track as a permanent facility is consistent with the Cycling Master Plan. The Cycling Master Plan update currently in progress continues to recommend bicycle lanes on Cannon Street.

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**SUBJECT: Cannon Street Bi-Directional Cycle Track Pilot Project (PED18136)
(Wards 2 & 3) - Page 3 of 7**

RELEVANT CONSULTATION

The review of operations included City staff in Traffic Engineering, Transit, Road Operations, Parking, Waste Collection, Horticulture, Geomatics and Corridor Management, and Hamilton Fire, Police Services and Paramedics. The review also included consideration of future LRT implementation.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

Cycling Ridership

The table below provides an overview of cycling volumes along the Cannon St. Cycle track. Cycling activity along Cannon St. has increased from 2015 to 2017.

	2015	2016	2017
Peak summer ridership	580 cyclists daily	700 cyclists daily	972 cyclists daily
Peak winter ridership	75 cyclists daily	200 cyclists daily	396 cyclists daily

Two permanent bicycle counters were installed to provide daily ridership data along the street. These two locations are west of Bay Street and west of Victoria Avenue, with current full-year daily average ridership of 164 and 435 respectively. Although the Victoria Avenue location typically has higher ridership counts, the introduction of the Bay Street bicycle lanes are projected to generate increased ridership closer to Bay Street.

Planters

The project includes 30 planters installed between Sherman Avenue and Victoria Avenue, which are used to separate the bicycle traffic from vehicular traffic on Cannon Street. The planters are removed in early fall to facilitate snow clearing through winter and are reinstalled with planted materials, in late May.

There have been some incidents involving damage to the planters that either required the removal, repositioning or minor maintenance of the planters. The planters have proven to operate acceptably and additional planters will be considered as part of the permanent modifications.

Barrier Design

Plastic bollards and rubber curbing were utilized in the project to provide separation between motor vehicles and cyclists. The separation of the cycling facility from vehicular traffic on Cannon Street has been positively received by the users. The

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**SUBJECT: Cannon Street Bi-Directional Cycle Track Pilot Project (PED18136)
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success of the separated facility is demonstrated by some of the highest ridership numbers in the city. The bollards and rubber curbing do require regular maintenance.

Concrete curbs are proposed to be added at the start of every block westbound as part of the planned 2018 street resurfacing to further enhance the separation and comfort level for cyclists. Replacing the rubber curbing at intersections with concrete curbs should also reduce maintenance requirements since these are the locations where rubber curbs are most often damaged or shifted. Concrete curbs would be similar to the median divisional islands that exist at many intersections in the City.

Road Maintenance

Road Operations staff have successfully developed methods to address summer and winter maintenance along Cannon Street with the construction of the bike lane. The annual winter and summer maintenance costs for this segment of Cannon Street (3 kms) have not seen significant cost increases, however the May 2018 release of the updated Minimum Maintenance Standards (MMS) now includes specific winter control standards within roadway bike lanes. As a result of these changes to the MMS standards, a further review of our current programs and any possible cost impacts will be undertaken. Any significant increase to winter control operations as a result of this review will be reflected in the 2019 budget submission.

Waste Collection

Waste Collection staff has developed various means to provide waste collection services to properties along the south side of Cannon Street. The current practice is to undertake waste collection activities early in the morning or during off-peak traffic periods.

The overall financial operating impact resulting from the construction of the bi-directional cycle track is little to no increase in operating costs at this time because limited overnight resources were available.

HSR Operations

Occasional delays to the #3 Cannon schedule occur, but it is uncertain whether these incidents are a result of the cycle track or other traffic operations. As part of the Ten Year Local Transit Strategy, additional Weekday service was added to the #3 Cannon route to improve on-time performance. Schedule adherence on this route has remained acceptable after the cycle track was introduced to the corridor. The HSR is not considering any additional bus allocations to Cannon Street as a result of the Cannon Cycle Track. During LRT construction (2019 thru 2024) portions of Cannon Street are being reviewed as possible detour routings for Routes #1 King and #10 B-Line.

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**SUBJECT: Cannon Street Bi-Directional Cycle Track Pilot Project (PED18136)
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Traffic Operations

With the installation of the Cannon Cycle Track, traffic signal timing adjustments were completed to provide for improved operations. To date, the overall level of service (LOS) is operating within the Council approved level of service (LOS D, minor congestion at peak hours or better). Bicycle signal heads were added at 13 intersections to introduce eastbound bicycle traffic through these existing signalized intersections.

Travel times along the street conducted in late 2016 indicate that the operations of motor traffic continue to be good with the installation of the cycle track. Typical travel times are shorter in the AM peak period and almost unchanged in the PM peak period. Motor traffic volumes have decreased following the installation of the bicycle lanes.

Collisions

The following table summarizes collision data by year and by collision type, and the data indicates an increase in collisions for both bicycles and eBikes. This can be attributed, in part, to the significant increase in cycling activity in the Cycle Track. Peak summer ridership increased by 67% between 2015 and 2017 while peak winter ridership increased by over 400%. A downward trend in eBike/automobile and pedestrian/automobile collisions is noted.

Collisions data between cyclists and automobiles indicates an undesirable increase in collisions in Year 3. Approximately 80% of the recorded cyclist/automobile collisions are at Mary Street, Wellington Street, and Wentworth Street suggesting that these are location specific problems and not representative of the majority of the corridor. Staff will perform a detailed review of this collision data to identify the appropriate measures to improve safety for all users.

Collision Frequency per Year

	Pedestrian/ Automobile	Cyclists/ Automobile	eBike/ Automobile	Automobile/ Automobile	Total
Previous 5 Year Annual Average	4.6	6.2	0.6	46.6	58
Year 1 of Cycle Track (2015)	6	11	12	43	72
Year 2 of Cycle Track (2016)	6	11	9	39	65

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**SUBJECT: Cannon Street Bi-Directional Cycle Track Pilot Project (PED18136)
(Wards 2 & 3) - Page 6 of 7**

Year 3 of Cycle Track (2017)	4	24	8	46	82
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Hamilton Fire, Police Services and Paramedics

Consultation with staff has not identified any major concerns related to the operations of emergency services along the corridor. Traffic staff has worked in partnership with Hamilton Police Services to address enforcement and community education.

Rapid Transit/ LRT Planning

The modelling of auto traffic patterns as part of the LRT analysis incorporated the Cannon Cycle Track as part of the future street network. The analysis confirmed that future diverted traffic volumes will operate acceptably with the continuation of the Cannon Cycle Track. Auto traffic volume increases are forecasted to be modest along Cannon Street between Victoria Avenue and Bay Street.

Community Feedback

The City has received over 200 submissions related to the installation of the Cannon Cycle Track. About 50% of this feedback was received within the first few months of the pilot project and 20% of this initial feedback was negative. As the three-year pilot period for the project approached, the cycling community forwarded a lot of positive feedback including general comments describing the improved feel of Cannon Street for pedestrians and residents, to encourage the City to make the facility permanent.

External Interest in the Cannon Cycle Track Pilot

The Cannon Cycle Track was a subject of interest beyond Hamilton, with communities including Ottawa, Burlington, Waterloo Region, Peterborough, Bellingham (Washington) Boston (Massachusetts), Rochester (New York), and Toronto seeking information on the project.

Conclusion

Overall; through observation, facility usage, data collection, and user feedback; the installation of the Cannon Street Cycle Track has had a positive impact on the community and aligns with the Strategic Priorities established by City Council. As a result of the evaluation of the data and through observations and bicycle counts, the Bi-directional Cycle Track Pilot Project is considered a success.

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**SUBJECT: Cannon Street Bi-Directional Cycle Track Pilot Project (PED18136)
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ALTERNATIVES FOR CONSIDERATION

Council could choose to remove the bicycle lanes from Cannon Street; however this would create a significant gap in the east-west cycling connectivity in the lower city. Council could also choose to relocate the bicycle lanes to a different street, but alternatives have barriers including parking and traffic volume concerns and concerns regarding safety and network connectivity.

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Healthy and Safe Communities

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Clean and Green

Hamilton is environmentally sustainable with a healthy balance of natural and urban spaces.

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

DB:jp



CITY OF HAMILTON
PUBLIC WORKS DEPARTMENT
Environmental Services Division

TO:	Chair and Members Public Works Committee
COMMITTEE DATE:	June 18, 2018
SUBJECT/REPORT NO:	John Rebecca Park – Donation, 76 John Street North, Hamilton (Ward 2) (PW18050)
WARD(S) AFFECTED:	Ward 2
PREPARED BY:	Meghan Stewart (905) 546-2424 extension 2337
SUBMITTED BY:	Kara Bunn Acting Director, Environmental Services Public Works Department
SIGNATURE:	

RECOMMENDATION

- (a) That the Director of Environmental Services be authorized to negotiate, enter into and execute a contract and any ancillary documents required to give effect thereto with the Patrick J. McNally Charitable Foundation for the receipt of a donation in the amount of \$1 million dollars which shall be used to fund the construction of John Rebecca Park, with content acceptable to the General Manager of Finance and Corporate Services and in a form satisfactory to the City Solicitor;
- (b) That the donation amount of \$1 million dollars from the Patrick J. McNally Charitable Foundation be placed into capital budget account number 4401856615 to be used for the construction of John Rebecca Park;
- (c) That the associated operating impacts from park development, totalling \$121,540 and 0.73 FTE be added to the Operating Budget base in 2019;
- (d) That the Mayor send a letter of thanks, on behalf of the City, to the Patrick J. McNally Charitable Foundation for its gracious donation.

EXECUTIVE SUMMARY

The City Council meeting on April 25, 2018, Motion 7.3 of Report 18-007 outlined an approved capital funding strategy to construct John Rebecca Park attached as Appendix B to Report PW18050. Part of the funding strategy acknowledged that the

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**SUBJECT: John Rebecca Park - Donation, 76 John Street North, Hamilton
(PW18050) (Ward 2) - Page 2 of 5**

Patrick J. McNally Charitable Foundation came forward with an offer of a donation of \$1 million dollars to partially fund the construction of John Rebecca Park, on the condition that the park is constructed in 2019.

The operating impacts from park development are normally indicated on the capital budget sheet and approved with the capital funding approval. Since the funds for the capital construction were allocated through the motion approved at City Council on April 26, 2018, the operating impacts were not identified, and therefore recommendation (b) of this report allocates operating funds through Report PW18050. These funds are required in 2019 to operate the refrigerated ice rink among other park amenities in year.

A public meeting held on May 29, 2018 reconfirmed the park program to include green spaces, tree planting, sun shelter, spray pad/fountain/ice rink, and walkway connections. Staff is prepared to proceed with detailed design of the park to be ready for tender as of December 2018.

Alternatives for Consideration – See Page 4

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: The park construction cost is estimated at \$2.5 million for the concept illustrated as shown in Appendix “A” attached to Report PW18050. This cost includes all associated contingencies and construction administration.

The Patrick J. McNally Charitable Foundation is offering a donation of \$1 million dollars. This reduces the pressure on limited city resources to construct the park. The remaining city share is reduced to \$1.5 million which was approved on April 25, 2018, Item 7.3 from Council Report 18-007.

Once the park is constructed, there will be operating pressures to maintain the new park, and per recommendation (b) of Report PW18050, these will be added to the operating base in 2019. The operating funding required by Recreation staff to maintain the artificial ice rink facility is \$77,940 and 0.4 FTE. The operating funding required by Parks Operations to maintain the constructed park is \$43,600 and 0.33 FTE.

Staffing: The constructed park will create an operating pressure of 0.73 FTE.

Legal: Legal staff will be required to execute a contract with the Patrick J. McNally Charitable Foundation in order for the City to receive the funds.

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**SUBJECT: John Rebecca Park - Donation, 76 John Street North, Hamilton
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HISTORICAL BACKGROUND

Information Report PW16096, presented to General Issues Committee on November 2, 2016, outlined the history of John Rebecca Park.

In the 2018 capital budget, funds totalling \$360,000 were approved to proceed with detailed design of the future park. A public meeting was held on May 29, 2018 to confirm the park program and the desired amenities by the community. The original concept, developed in 2012, focussed on a memorial space for Emergency Workers. Since that time, other initiatives to commemorate Emergency Workers have emerged and the memorial space is no longer being considered. Additionally, the property located at 77 King William Street was found to be on the City's Inventory of Buildings of Architectural and/or Historical Interest. A revised concept was developed, and was confirmed by the public at the May 29, 2018 meeting, including amenities suitable for an urban park such as treed and grassed areas, seating, shade, water feature and open gathering space. The revised concept is included as shown in Appendix "A" attached to Report PW18050.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

It is usual practice that a donation agreement is completed for donations of large amounts, so that both parties can agree to the terms of the donation.

Through the capital budget process, operating impacts are approved when the capital request is approved, and added to the operating base budget. For John Rebecca Park, this will be achieved through recommendation (b) of Report PW18050, since there will be no capital budget detail sheet submitted for 2019.

RELEVANT CONSULTATION

External consultation:

The community and stakeholders for this project were invited to a public meeting for this project on May 29, 2018. The attendees provided many suggestions about how to refine the proposed park concept, and staff is working to address the comments provided at the meeting. Comments and staff responses will be posted to the project website at <https://www.hamilton.ca/parks-recreation/creating-new-parks/john-rebecca-park>.

The following internal stakeholders were consulted and are supportive of this park development:

Ward 2 Councillor

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**SUBJECT: John Rebecca Park - Donation, 76 John Street North, Hamilton
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Public Works staff:
Parks and Cemeteries
Forestry and Horticulture

Planning and Economic Development staff:
Community Planning
Real Estate

Corporate Services staff:
Finance

ANALYSIS AND RATIONALE FOR RECOMMENDATION

In order to accept the donation from the Patrick J. McNally Charitable Foundation, an agreement is required. Recommendation (a) from Report PW18050 addresses the staff authorization that is required to execute the necessary agreement.

Typically, projects are funded through the capital budget process, which allows staff to show the associated operating impacts that arise from capital projects. In this case, since the funding was allocated through a motion and a donation, there will be no capital budget sheet to show the operating impacts. For this reason, the recommendation (b) of Report PW18050 is required so there will be sufficient operating resources to maintain the park once it is built.

ALTERNATIVES FOR CONSIDERATION

An alternative to the recommendations would be for Council to not accept the donation from the Patrick J. McNally Charitable Foundation. If this alternative were to proceed, the park construction would remain in the ten-year forecast for 2021 and 2022, and budget pressures and priorities would have to be evaluated in those years during the capital budget process for approval of the funding. As costs increase every year, from inflation and other factors, the required funding for the project may increase as well. This alternative is not recommended.

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Community Engagement & Participation

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APPENDICES AND SCHEDULES ATTACHED

Appendix “A” - John Rebecca Park revised concept plan

Appendix “B” – Motion, Item 7.3 of Report 18-007 approved at Council meeting of April 25, 2018.



JOHN REBECCA PARK - CONCEPT PLAN

CITY OF HAMILTON

NOTICE OF MOTION

Council: April 25, 2018

MOVED BY COUNCILLOR J. FARR.....

Capital Funding for the John Rebecca Park Project

WHEREAS, the John Rebecca Park has approved design funding as part of the 2018 Capital budget;

WHEREAS, Information Report PW16096 was received by General Issues Committee on November 2, 2016, and outlined the history of the park design;

WHEREAS, the Beasley Neighbourhood currently has a deficit of parkland of 3.9 hectares and the citizens have long advocated for the advancement of the park design and construction through delegations to committee;

WHEREAS, the capital construction costs are estimated at \$2.5 million, and are shown in project id 4401856615 in 2021 and 2022 capital budget forecast;

WHEREAS, the new Downtown Secondary Plan places an emphasis on enhancing parks and open spaces in our Downtown Growth Centre and the John Rebecca Park plan aligns with the sustainable themes the plan endorses;

WHEREAS, through thorough consultation and engagement over time, the well-established and regarded Patrick J. McNally Charitable Foundation graciously committed one million dollars toward the capital funding of the John Rebecca Park project; and

WHEREAS, the city owns a majority of the future park and can proceed with development of the park once an approved capital funding source for construction is identified;

THEREFORE BE IT RESOLVED:

That the \$2.5 Million construction cost for the John Rebecca Park be funded as follows:

- (a) \$1,000,000 external revenues (private donation – agreement to be signed)
- (b) \$750,000 from the Capital Account Property Purchases and Sales (3560150200)
- (c) \$750,000 from the Parking Capital Reserve #108021