



## **PUBLIC WORKS COMMITTEE MINUTES 20-003**

1:30 p.m.

Monday, February 21, 2020

Council Chambers

Hamilton City Hall

71 Main Street West

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**Present:** Councillors J.P. Danko (Chair), S. Merulla (Vice-Chair), C. Collins, J. Farr, L. Ferguson, T. Jackson, N. Nann, E. Pauls, M. Pearson, A. VanderBeek and T. Whitehead

**Also Present:** Councillor B. Clark

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

**1. Waste Audits and Recycling in City of Hamilton Public Space Locations (PW20012) (City Wide) (Outstanding Business List Item) (Item 7.1)**

**(Pearson/Collins)**

That Report PW20012, respecting Waste Audits and Recycling in City of Hamilton Public Space Locations, be received.

**CARRIED**

**2. Appointment to the Hamilton Cycling Committee**

**(VanderBeek/Nann)**

That Councillor Whitehead be appointed to the Hamilton Cycling Committee for the for the balance of the 2018-2022 Term of Council.

**Result: Motion CARRIED by a vote of 10 to 0, as follows:**

YES - Ward 2 Councillor Jason Farr  
YES - Ward 3 Councillor Ninder Nann  
YES - Vice Chair - Ward 4 Councillor Sam Merulla  
YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
NOT PRESENT - Ward 12 Councillor Lloyd Ferguson

YES - Ward 10 Councillor Maria Pearson

**3. Proposed Permanent Closure and Sale of Lang Street, Hamilton (PW20009)  
(Ward 4) (Item 8.1)**

**(Merulla/Collins)**

- (a) That the application of Roxborough Park Inc., to permanently close and purchase Lang Street, Hamilton ("Subject Lands"), as shown on Appendix "A" and Appendix "B", attached to Report PW20009, be approved, subject to the following conditions:
  - (i) That the City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the highway, for enactment by Council;
  - (ii) That the Real Estate Section of the Planning and Economic Development Department be authorized and directed to enter into any requisite easement agreements, right of way agreements, and/or other agreements deemed necessary to affect the orderly disposition of the Subject Lands and to proceed to sell the closed road allowance to Roxborough Park Inc., as described in Report PW20009, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
  - (iii) That the City Solicitor be authorized to complete the transfer of the Subject Lands to Roxborough Park Inc. 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) That the City Solicitor be authorized and directed to register a certified copy of the by-law(s) permanently closing and selling the highway in the proper land registry office;
  - (v) That the Public Works Department publish 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; and,
  - (vi) That the applicant be fully responsible for the deposit of a reference plan, if necessary, 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.

**Result: Motion CARRIED by a vote of 11 to 0, as follows:**

YES - Ward 2 Councillor Jason Farr

YES - Ward 3 Councillor Nrinder Nann  
YES - Vice Chair - Ward 4 Councillor Sam Merulla  
YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**4. Extension of Senior Project Manager - Master Plan (PW18060(a)) (City Wide) (Item 10.2)**

**(Ferguson/Whitehead)**

That a 19-month extension to the temporary full-time Senior Project Manager - Master Plan position be approved.

**Result: Motion CARRIED by a vote of 10 to 0, as follows:**

YES - Ward 2 Councillor Jason Farr  
YES - Ward 3 Councillor Nrinder Nann  
NOT PRESENT - Vice Chair - Ward 4 Councillor Sam Merulla  
YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**5. MTO Signal Agreement (PW20011) (City Wide) (Item 10.3)**

**(Pearson/Ferguson)**

That the General Manager of Public Works, or their designate, be authorized and directed to negotiate/renegotiate, enter into, and execute an agreement with the Ministry of Transportation Ontario (MTO), and all amendments and ancillary documents, for the purpose of formalizing the City's ability to operate and maintain certain MTO-owned traffic control signals in the City of Hamilton (as attached to Report PW20011 as Appendices "A" and "B") in accordance with the principles contained in this Report PW20011, all in a form satisfactory to the City Solicitor.

**Result: Motion CARRIED by a vote of 9 to 0, as follows:**

YES - Ward 2 Councillor Jason Farr  
YES - Ward 3 Councillor Nrinder Nann  
NOT PRESENT - Vice Chair - Ward 4 Councillor Sam Merulla

YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
NOT PRESENT - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**6. Huntington Park Recreation Centre Phase 2 Renovations and Expansion  
(Ward 6) (Item 11.1)**

**(Jackson/Pauls)**

WHEREAS, the Huntington Park Recreation Centre is an important part of the East Mountain Community and provides many services and programs to residents;

WHEREAS, a Citizen's Committee was formed to discuss renovations and expansion at the Huntington Park Recreation Centre;

WHEREAS, lifecycle renewal at the Huntington Park Recreation Centre is forecasted in the 10-year Council-approved capital budget;

WHEREAS, there is further opportunity to improve accessibility at Huntington Park Recreation Centre; and,

WHEREAS, there has been a program need identified to improve multi-functional, youth and seniors spaces;

**THEREFORE, BE IT RESOLVED:**

- (a) That staff complete a feasibility study on the cost and scope of renovations and expansions at the Huntington Park Recreation Centre, including engagement with the Citizen's Committee; and,
- (b) That PID 7102055004 Huntington Park Feasibility Study be funded to an upset limit of \$100,000 from the Ward 6 Discretionary Funding Project (3302009600).

**Result: Motion CARRIED by a vote of 10 to 0, as follows:**

YES - Ward 2 Councillor Jason Farr  
YES - Ward 3 Councillor Nrinder Nann  
NOT PRESENT - Vice Chair - Ward 4 Councillor Sam Merulla  
YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek

YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**7. Alexander Park Play Structure Replacement (Ward 1) (Item 11.2)**

**(Nann/Farr)**

WHEREAS, the play structure and safety surfacing at Alexander Park, located at 201 Whitney Avenue, Hamilton, has reached its end of life cycle and has become worn-out; and,

WHEREAS, the current capital budget allows for a straight replacement of the structure and the community would like to see a larger enhanced amenity;

THEREFORE, BE IT RESOLVED:

- (a) That \$50,000 be funded through Ward 1 Capital Infrastructure Reserve #108051 to enhance the 2020 proposed capital replacement of the Alexander Park play structure, with any unspent funds to be returned to Ward 1 Capital Infrastructure Reserve #108051; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

**Result: Motion CARRIED by a vote of 10 to 0, as follows:**

YES - Ward 2 Councillor Jason Farr  
YES - Ward 3 Councillor Ninder Nann  
NOT PRESENT - Vice Chair - Ward 4 Councillor Sam Merulla  
YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**8. Rosedale Arena Basketball Court Improvements (Ward 4) (Item 11.3)**

**(Collins/Jackson)**

WHEREAS, a single existing basketball court is located on the City of Hamilton Rosedale Arena lands at 94 Greenhill Avenue;

WHEREAS, the basketball court was constructed and maintained by the City of Hamilton since the mid 1990's; and,

WHEREAS, the basketball court is beyond its lifecycle and the community and park users would benefit from the replacement of this amenity;

THEREFORE, BE IT RESOLVED:

- (a) That the existing basketball court located at 94 Greenhill Avenue, adjacent to Rosedale Arena, be replaced with a new standard multi-use court, at a cost of \$100,000, to be funded from the Ward 4 Area Rating Account #108054; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents for the replacement of the existing basketball court located at 94 Greenhill Avenue with a new standard multi-use court, with such terms and conditions in a form satisfactory to the City Solicitor.

**Result: Motion CARRIED by a vote of 10 to 0, as follows:**

YES - Ward 2 Councillor Jason Farr  
YES - Ward 3 Councillor Nrinder Nann  
NOT PRESENT - Vice Chair - Ward 4 Councillor Sam Merulla  
YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**9. Potential Solution to Chedoke Creek (Councillor L. Ferguson) (Added Item 13.2)**

**(Ferguson/VanderBeek)**

That the General Manager of Public Works and the Director of Hamilton Water, or their designates, be authorized and directed to meet with Royal Botanical Gardens (RBG) staff to review potential solutions to Chedoke Creek and report back to the General Issues Committee with their findings.

**Result: Motion CARRIED by a vote of 7 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
NOT PRESENT - Ward 3 Councillor Nrinder Nann  
NOT PRESENT - Vice Chair - Ward 4 Councillor Sam Merulla  
NOT PRESENT - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**FOR INFORMATION:**

**(a) CHANGES TO THE AGENDA (Item 2)**

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

**10. DISCUSSION ITEMS (Item 10)**

10.1 Standardization of Fleet Equipment and Parts (PW09074(e)) (City Wide) **WITHDRAWN**

10.4 PRESTO Adoption (PW17033(e)) (City Wide)

**12. NOTICES OF MOTION (Item 12)**

12.1 Powell Park Tree Planting (Ward 3)

**13. GENERAL INFORMATION / OTHER BUSINESS (Item 13)**

13.2 Potential Solution to Chedoke Creek (Councillor L. Ferguson)

**(Whitehead/Pearson)**

That the agenda for the February 21, 2020 Public Works Committee meeting be approved, as amended.

**Result: Motion CARRIED by a vote of 9 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
YES - Ward 3 Councillor Nrinder Nann  
NOT PRESENT - Vice Chair - Ward 4 Councillor Sam Merulla  
YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**(b) DECLARATIONS OF INTEREST (Item 3)**

There were no declarations of interest.

**(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETING (Item 4)**

**(i) February 3, 2020 (Item 4.1)**

**(VanderBeek/Pauls)**

That the Minutes of the February 3, 2020 meeting of the Public Works Committee be approved, as presented.

**Result: Motion CARRIED by a vote of 9 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
YES - Ward 3 Councillor Nrinder Nann  
NOT PRESENT - Vice Chair - Ward 4 Councillor Sam Merulla  
YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**(d) CONSENT ITEMS (Item 7)**

**(i) Various Advisory Committee Minutes (Item 7.2)**

**(VanderBeek/Nann)**

(a) That the minutes of the following Advisory Committees, be received:

- (i) Hamilton Cycling Committee - December 4, 2019 (Item 7.2(a))
- (ii) Waste Management Advisory Committee - November 28, 2019 (Item 7.2(b))

**CARRIED**

**(e) PUBLIC HEARINGS / DELEGATIONS (Item 8)**

**(i) Proposed Permanent Closure and Sale of Lang Street, Hamilton (PW20009) (Ward 4) (Item 8.1)**

Councillor Danko advised that notice of the Proposed Permanent Closure and Sale of Lang Street, Hamilton (PW20009) (Ward 4) was given as required under the City's By-law #14-204 – the Sale of Land Policy By-law.

The Committee Clerk advised that there were no registered speakers.

The Chair asked three times 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/Collins)**

That the public meeting be closed.

**CARRIED**

For further disposition of this matter, refer to Item 3.

**(f) STAFF PRESENTATIONS (Item 9)**

**(i) Annual Presentation from the Hamilton Cycling Committee (Item 9.1)**

Chris Ritsma and Kate Berry, Members of the Hamilton Cycling Committee, made their annual presentation to the Committee.

Councillor Merulla declared a Point of Privilege during Councillor Farr's comments.

Councillor Danko, Chair of the Public Works Committee, ruled that Councillor Farr's reference to Councillor Merulla in his comments was not a Point of Privilege and therefore, Councillor Merulla's request to speak respecting the comments made by Councillor Farr was denied.

Councillor Merulla challenged the Chair's ruling. Upon issuing the challenge, the appeal was voted upon and the Chair's ruling was overturned. Councillor Merulla then spoke to the comments made by Councillor Farr.

**(Ferguson/Pauls)**

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

**CARRIED**

A copy of the presentation is available on the City's website at [www.hamilton.ca](http://www.hamilton.ca) or through the Office of the City Clerk.

**(g) DISCUSSION ITEMS (Item 10)**

**(i) PRESTO Adoption (PW17033(e)) (City Wide) (Added Item 10.4)**

**(VanderBeek/Whitehead)**

That Report PW17033(e), respecting PRESTO Adoption, be referred back to staff to report at the next Public Works Committee meeting on the feasibility of providing criteria and the cost of funding the initial \$6 PRESTO card for Hamilton residents who qualify in addition to the current provisions in Report PW17033(e).

**Result: Motion CARRIED by a vote of 10 to 0, as follows:**

YES - Ward 2 Councillor Jason Farr

YES - Ward 3 Councillor Nrinder Nann

NOT PRESENT - Vice Chair - Ward 4 Councillor Sam Merulla  
YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**(h) NOTICES OF MOTION (Item 12)**

Councillor Nann introduced the following Notice of Motion:

**(i) Powell Park Tree Planting (Ward 3) (Added Item 12.1)**

WHEREAS, the utility company (Hydro One) has determined that four public Norway Maple trees require removal within Powell Park due to their proximity to the overhead utility; and,

WHEREAS, the citizens of Ward 3 would like to replace the loss of canopy due to the removal of the 4 Norway Maple trees and enhance the landscape of Powell Park with seven large caliper shade trees to be implemented by the Forestry Section of the City of Hamilton;

THEREFORE, BE IT RESOLVED:

- (a) That the supply and installation of seven 80mm shade trees to the existing landscape of Powell Park at a cost of \$8,000 be funded from the Ward 3 Area Rating Discretionary account (3301909300);
- (b) That consultation with residents of Ward 3 will take place prior to the placement of seven 80mm shade trees in Powell Park; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

Councillor Nann introduced the following Notice of Motion:

**(ii) Private Tree Giveaway (Ward 3) (Added Item 12.2)**

WHEREAS, the City of Hamilton has declared a climate emergency;

WHEREAS, increasing the urban tree canopy by providing native trees for planting on private property has many environmental benefits to the residents of Ward 3 and the wider City; and,

WHEREAS, private tree giveaways are not currently funded under existing tree planting programs;

THEREFORE, BE IT RESOLVED:

- (a) The supply and distribution of approximately 200 small native trees at a cost of \$2,715 be funded from the Ward 3 Area Rating Discretionary Account (3301909300); and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

**(i) GENERAL INFORMATION / OTHER BUSINESS (Item 13)**

**(i) Amendments to the Outstanding Business List (Item 13.1)**

**(Pearson/Jackson)**

That the following amendments to the Public Works Committee's Outstanding Business List, be approved:

- (a) Items Considered Complete and Needing to be Removed:
  - (i) Standardization of Enterprise Asset Management Systems  
Addressed as Item 8 of Public Works Committee Report 20-001  
(PW19035(b)/FCS19040(b))  
Item on OBL: AAK
  - (ii) Waste Audits and Recycling in City of Hamilton Public Locations  
Addressed as Item 7.1 on today's agenda (PW20012)  
Item on OBL: AAF
- (b) Items Requiring a New Due Date:
  - (i) Making Upper James Street More Pedestrian Friendly  
Item on OBL: E  
Current Due Date: February 21, 2020  
Proposed New Due Date: March 23, 2020
  - (ii) Hamilton Strategic Road Safety Program Annual Report  
Item on OBL: AL  
Current Due Date: February 21, 2020  
Proposed New Due Date: March 23, 2020

**Result: Motion CARRIED by a vote of 10 to 0, as follows:**

YES - Ward 2 Councillor Jason Farr

YES - Ward 3 Councillor Nringer Nann  
NOT PRESENT - Vice Chair - Ward 4 Councillor Sam Merulla  
YES - Ward 5 Councillor Chad Collins  
YES - Ward 6 Councillor Tom Jackson  
YES - Ward 7 Councillor Esther Pauls  
YES - Chair - Ward 8 Councillor John-Paul Danko  
YES - Ward 14 Councillor Terry Whitehead  
YES - Ward 13 Councillor Arlene VanderBeek  
YES - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 10 Councillor Maria Pearson

**(ii) Potential Solution to Chedoke Creek (Councillor L. Ferguson) (Added Item 13.2)**

Councillor Ferguson addressed Committee respecting a Potential Solution to Chedoke Creek, with the aid of photos.

**(Pauls/Pearson)**

That the photos respecting a Potential Solution to Chedoke Creek, be received.

**CARRIED**

A copy of the photos are available on the City's website at [www.hamilton.ca](http://www.hamilton.ca) or through the Office of the City Clerk.

For further disposition of this matter, refer to Item 9.

**(j) ADJOURNMENT (Item 15)**

**(Pearson/Ferguson)**

That there being no further business, the Public Works Committee be adjourned at 4:02 p.m.

**CARRIED**

Respectfully submitted,

Councillor J.P. Danko  
Chair, Public Works Committee

Alicia Davenport  
Legislative Coordinator  
Office of the City Clerk