



PUBLIC WORKS COMMITTEE REPORT 20-009

AS AMENDED BY COUNCIL ON OCTOBER 14, 2020

1:30 p.m.

Monday, October 5, 2020

Council Chambers

Hamilton City Hall

71 Main Street West

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

THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 20-009 AND RESPECTFULLY RECOMMENDS:

1. Consent Items (Item 6)

- (a) That Consent Items 6.1 and 6.2 be received, as presented:
 - (i) **Ministry of Transportation Project Update - Highway 403 Bridge Rehabilitation (PW20063) (City Wide) (Item 6.1)**
 - (ii) **Waste Management Advisory Committee Minutes - August 26, 2020 (Item 6.2)**

2. Proposed Permanent Closure and Sale of a Portion of Ship Street, Niagara Street, and Hillyard Street, Hamilton (PW20062) (Ward 3) (Item 7.1)

- (a) That the application of the Hamilton Port Authority through a wholly-owned subsidiary Great Lakes Port Management, to permanently close and purchase a portion of Ship Street, Niagara Street, and Hillyard Street, Hamilton ("Subject Lands"), as shown on Appendix "A" to Public Works Committee Report 20-009, 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) 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 Subject Lands to the Hamilton Port Authority (c/o wholly-owned subsidiary Great Lakes Port Management), as described in Report PW20062, 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 Great Lakes Port Management, a wholly-owned subsidiary of the Hamilton Port Authority 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 City Solicitor be authorized to amend and waive such terms and conditions to Agreement of Purchase and Sale or Offer to Purchase as they consider reasonable to give effect to this authorization and direction;
- (vi) 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;
- (vii) 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;
- (viii) That the applicant dedicates lands to the City of Hamilton for the purpose of creating Public Highway as shown on Appendix "B" to Public Works Committee Report 20-009 and construct the proposed road with a minimum 15m pavement width and cul-de-sac with additional paved curbing, to City Standards, creating minimum of 9 parking spaces located along the south side of the east-west dedication, dedicated to the owner of 171 Niagara Street for their exclusive use, and minimum of 4 public parking spaces north of the proposed cul-de-sac within the remnants of the Niagara

Street road allowance, as shown on Appendix “C” to Public Works Committee Report 20-009, as approved by the Director, Engineering Services Division;

- (ix) That the applicant be fully responsible for all costs associated with the removal and relocation of any existing utility infrastructure, specifically the hydro pole located south of the main entrance of the business operating at 171 Niagara Street, if required to meet the business needs of the owner of 171 Niagara Street, Hamilton to the satisfaction of the Ward Councillor;
- (x) That the applicant be fully responsible for all costs associated with the widening of any curbing required to meet the business needs at 171 Niagara Street, Hamilton, if required, to the satisfaction of the Ward Councillor;
- (xi) That the applicant remove and return all existing City of Hamilton owned Street Lighting infrastructure to the City of Hamilton to the satisfaction of the Manager, Transportation Operations; and,
- (xii) That the applicant enter into an encroachment agreement with the City of Hamilton for any private assets that encroach onto the public highway dedications shown on Appendix “B” to Public Works Committee Report 20-009, to the satisfaction of the Manager, Geomatics and Corridor Management Section.

3. Hamilton Cycling Committee’s Recommendations for the Development of Cycling Infrastructure (Item 7.2)

WHEREAS, Hamilton has declared a Climate Emergency recognizing that urgent action is needed to address Climate Change **that threatens our city, region, province, nation, civilization, humanity and the natural world on March 27, 2019;**

WHEREAS, transportation is responsible for the largest and fastest growing share of Ontario’s greenhouse gas emissions (2016 Annual GHG Report: Facing Climate Change);

WHEREAS, car travel accounts for about one fifth of Ontario’s emissions (2016 Annual GHG Report: Facing Climate Change);

WHEREAS, Hamilton’s daily cycling mode share is less than 7% (Transportation Tomorrow Survey - walk & cycle together is 7%);

WHEREAS, median trip length for daily car travel is 6km, there is a significant opportunity for residents to shift to more sustainable modes of travel, such as cycling (Transportation Tomorrow Survey);

WHEREAS, increasing the number of residents who choose to cycle as transportation, particularly for trips under five kilometers, plays an important role in addressing the Climate Emergency;

WHEREAS, an Ontario wide poll shows that 32% of residents would like to cycle as their mode of transportation to and from work (Share the Road 2018);

WHEREAS, Hamilton developed a 2018 Cycling Master Plan Review and Update as part of the 2018 Transportation Master Plan, identifying revisions to Hamilton's Cycling Master Plan (CMP) of 2009;

WHEREAS, Hamilton approved the Strategic Road Safety Program and Vision Zero Action Plan in February 2019;

WHEREAS, Hamilton has made progress on closing gaps in our cycling infrastructure and increasing the safety of our residents who cycle, for which we have been recognized by Share the Road Cycling Coalition with a silver Bicycle Friendly Community designation;

WHEREAS, staff are exploring research around a minimum grid of cycling infrastructure in cooperation with local post-secondary institutions as part of CityLab;

WHEREAS, investments in cycling infrastructure will complement investments being made in public transit, providing residents with improved first and last mile access to transit;

WHEREAS, the local transportation network falls under municipal jurisdiction, Hamilton has a meaningful opportunity to reduce greenhouse gas emissions by designing and building local roads to provide residents with more transportation choices, including cycling;

WHEREAS, ASST (Active and Sustainable School Travel) is actively working on engaging parents and students to promote active school travel by walking or cycling to school, thus improving health and reducing air pollution in school communities; and,

WHEREAS, staff are undertaking the development of a complete streets design manual;

THEREFORE, BE IT RESOLVED:

- (a) That the following feedback from the Hamilton Cycling Committee be forwarded to City staff for consideration:

- (i) That staff update the Cycling Master Plan to include a minimum grid of cycling infrastructure that ensures all trips under five kilometers are accessible by bike, including cost implications;
- (ii) That staff prioritize cycling connectivity to transit and ensure that all major transit stops and stations are accessible by bike and provide ample secure bike parking;
- (iii) That staff accelerate implementation of the previously adopted Cycling Master Plan, prioritizing routes to schools;
- (iv) That funding for the implementation of the accelerated Cycling Master Plan, be considered during the annual capital budget deliberations;
- (v) That all existing and planned cycling facilities use the All Ages and Abilities framework developed by the National Association of City Transportation Officials (NACTO);
- (vi) That all new residential developments include safe and protected cycling infrastructure that connects to the existing cycling network; and,
- (vii) That the requests for funding for all aspects of the implementation of the Cycling Master Plan, be considered during the annual budget process.

4. Street Lighting Level of Service (PW07024(a)) (City Wide) (Item 9.2)

That the revised street lighting maintenance level of service, attached as Appendix “D” to Public Works Committee Report 20-009, be approved.

5. Proposed City Hall Forecourt Security Enhancements (PW20064) (City Wide) (Item 9.3)

- (a) That the “City Hall Forecourt Security Study—September 2020” authored by OMC Landscape Architecture, as Appendix “E” to Public Works Committee Report 20-009, be received ***That the Proposed City Hall Forecourt Security Enhancements contained in Report PW20064, be referred back to staff to review the security issues in order to ensure the safety of those who attend events at the City Hall Forecourt and the budget required to facilitate the security enhancements necessary.***

6. Mohawk Road to Brantford-bound King's Highway 403 Ramp Update (PED20128/PW12051(c)) (Wards 12 and 14) (Item 9.4)

- (a) That staff be authorized and directed to finalize and file a Notice of Study Completion for the Highway 403 Additional Access to Brantford-bound Highway 403 Class Environmental Assessment Environmental Study Report;
- (b) That the financing strategy be approved for Project ID 4662555215 Highway 403 Ramp Improvements at a gross cost of approximately \$6.4 M with a net cost to the City of \$4.65 M to be funded equally by the 2025 roads capital levy allocation and development charges;
- (c) That staff be authorized and directed to negotiate one or more agreements, and all ancillary documents, with the Ministry of Transportation (MTO) for the construction of a new ramp from Mohawk Road to Highway 403 westbound and associated Highway 403 truck climbing lane approved by the General Manager of Public Works and in a form satisfactory to the City Solicitor; and,
- (d) That the Mayor and Clerk be authorized and directed to execute one or more agreements, and all ancillary documents, with the Ministry of Transportation (MTO) for the construction of a new ramp from Mohawk Road to Highway 403 westbound and associated Highway 403 truck climbing lane, provided such have been approved by the General Manager of Public Works and in a form satisfactory to the City Solicitor.

7. Amending By-law for the Inclusion of Joe Sams Leisure Park Leash Free Dog Park (Ward 15) (REVISED) (Item 10.1)

WHEREAS, Council enacted a by-law for responsible animal ownership being City of Hamilton By-law 12-031;

WHEREAS, this By-law provides for the addition of a Leash Free Park to subsection 7.4(a) of By-law 12-031; and,

WHEREAS, an amendment to By-law 12-031 is required to include the new leash free dog park location in the Joe Sams Leisure Park;

THEREFORE, BE IT RESOLVED:

- (a) That By-law 12-031 be amended to include the dog park portion of Joes Sams Leisure Park as a Leash Free Dog Park, as indicated in Appendix "F" to Public Works Committee Report 20-009 (Map of proposed Leash Free Dog Park); and,

- (b) That the City Solicitor be authorized and directed to prepare the appropriate by-law to amend By-law 12-031, a By-law for Responsible Animal Ownership, in the City of Hamilton, to include Joe Sams Leisure Park as a leash free dog park location.

8. Ward 3 Community Safety and Complete Streets Report (Item 10.2)

WHEREAS, Vision Zero and Complete Streets principles are employed by the City of Hamilton to provide safer mobility for all residents;

WHEREAS, in the last month alone two local storefronts were badly damaged, for the second time, by vehicles while driving at high speeds in Ward 3;

WHEREAS, many school routes in Ward 3 require children, the most vulnerable road users to cross at major arterial roads to get to school;

WHEREAS, the Ward 3 office receives approximately 5 requests for traffic studies and speed assessments weekly;

WHEREAS, Ward 3 had 212 injury collisions 2 fatal collisions in 2019;

WHEREAS, the Ward 3 office has requested a review of designated neighbourhoods with a focus on Traffic Calming Initiatives at problem locations and to provide a guideline for safety enhancements given the road width, classification, surrounding land use, proximity to schools/playgrounds, access roads from arterials, on-street parking and other considerations; and,

WHEREAS, staff do not have the internal resources to provide a comprehensive report of all designated neighbourhoods in Ward 3;

THEREFORE, BE IT RESOLVED:

- (a) That staff be authorized and directed to retain a consultant to undertake a review of designated Ward 3 neighbourhoods with the intent of providing a Complete Streets report identifying areas of concerns and recommendations to provide a safer environment for all road users based on Vision Zero and Complete Streets principles, to be funded from the Ward 3 Non Property Tax Revenue in the amount of \$100,000 and Ward 3 Discretionary fund in the amount \$49,999 to an upset limit of \$149,999, as per the Purchasing Policy for Roster Assignments; 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.

9. Hamilton Cycling Committee Meeting Schedule (Added Item 10.3)

WHEREAS, the Hamilton Cycling Committee currently meets on the first Wednesday of every month from 5:45p.m. - 7:45p.m.; and,

WHEREAS, the Hamilton Cycling Committee meeting schedule often conflicts with the General Issues Committee meeting schedule, which prevents the Council representatives (Councillor Pauls and Councillor Whitehead) from attending;

THEREFORE, BE IT RESOLVED:

That the Hamilton Cycling Committee consider an alternate day for their meetings.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 1)

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

10. MOTIONS (Item 10)

10.1 Amending By-law for the Inclusion of Joe Sams Leisure Park Leash Free Dog Park (Ward 15) **(REVISED)**

11. NOTICES OF MOTIONS (Item 11)

11.1 Hamilton Cycling Committee Meeting Schedule

The agenda for the October 5, 2020 Public Works Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETING (Item 3)

(i) September 21, 2020 (Item 3.1)

The Minutes of the September 21, 2020 meeting of the Public Works Committee were approved, as presented.

**(d) PUBLIC HEARINGS / WRITTEN DELEGATIONS / VIRTUAL DELEGATIONS
(Item 7)**

Councillor Danko advised those viewing the virtual meeting that the public were informed of how to pre-register to be a virtual delegate at the Public Meetings on today's agenda.

**(i) Proposed Permanent Closure and Sale of a Portion of Ship Street, Niagara Street, and Hillyard Street, Hamilton (PW20062) (Ward 3)
(Item 7.1)**

Councillor Danko advised that notice of the Proposed Permanent Closure and Sale of a Portion of Ship Street, Niagara Street, and Hillyard Street, Hamilton (PW20062) (Ward 3) 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 was one registered speaker.

Registered Speaker:

1. Bill Fitzgerald, Hamilton Oshawa Port Authority

Bill Fitzgerald, Hamilton Oshawa Port Authority, addressed the Committee with concerns respecting the Proposed Permanent Closure and Sale of a Portion of Ship Street, Niagara Street, and Hillyard Street, Hamilton (PW20062) (Ward 3), with the aid of presentation.

The registered delegation was received.

The public meeting was closed.

For further disposition of this matter, refer to Item 2.

(ii) Kevin Vander Meulen and Roman Caruk, Hamilton Cycling Committee, respecting a Motion on the Development of Cycling Infrastructure (approved on September 21, 2020) (Item 7.2)

Kevin Vander Meulen and Roman Caruk, members of the Hamilton Cycling Committee, addressed the Committee respecting a Motion on the Development of Cycling Infrastructure.

The delegation from Kevin Vander Meulen and Roman Caruk, members of the Hamilton Cycling Committee, respecting a Motion on the Development of Cycling Infrastructure, was received.

WHEREAS, Hamilton has declared a Climate Emergency recognizing that Climate Change is the single largest threat to municipalities across the world and urgent action is needed;

WHEREAS, transportation is responsible for the largest and fastest growing share of Ontario's greenhouse gas emissions (2016 Annual GHG Report: Facing Climate Change);

WHEREAS, car travel accounts for about one fifth of Ontario's emissions (2016 Annual GHG Report: Facing Climate Change);

WHEREAS, Hamilton's daily cycling mode share is less than 7% (Transportation Tomorrow Survey - walk & cycle together is 7%);

WHEREAS, median trip length for daily car travel is 6km, there is a significant opportunity for residents to shift to more sustainable modes of travel, such as cycling (Transportation Tomorrow Survey);

WHEREAS, increasing the number of residents who choose to cycle as transportation, particularly for trips under five kilometers, plays an important role in addressing the Climate Emergency;

WHEREAS, an Ontario wide poll shows that 32% of residents would like to cycle as their mode of transportation to and from work (Share the Road 2018);

WHEREAS, Hamilton developed a 2018 Cycling Master Plan Review and Update as part of the 2018 Transportation Master Plan, identifying revisions to Hamilton's Cycling Master Plan (CMP) of 2009;

WHEREAS, Hamilton approved the Strategic Road Safety Program and Vision Zero Action Plan in February 2019;

WHEREAS, Hamilton has made progress on closing gaps in our cycling infrastructure and increasing the safety of our residents who cycle, for which we have been recognized by Share the Road Cycling Coalition with a silver Bicycle Friendly Community designation;

WHEREAS, staff are exploring research around a minimum grid of cycling infrastructure in cooperation with local post-secondary institutions as part of CityLab;

WHEREAS, investments in cycling infrastructure will complement investments being made in public transit, providing residents with improved first and last mile access to transit;

WHEREAS, the local transportation network falls under municipal jurisdiction, Hamilton has a meaningful opportunity to reduce greenhouse gas emissions by designing and building local roads to provide residents with more transportation choices, including cycling; and,

WHEREAS, ASST (Active and Sustainable School Travel) is actively working on engaging parents and students to promote active school travel by walking or cycling to school, thus improving health and reducing air pollution in school communities;

THEREFORE, BE IT RESOLVED:

- (a) That the following feedback from the Hamilton Cycling Committee be forwarded to City staff for consideration:
 - (i) That staff update the Cycling Master Plan to include a minimum grid of cycling infrastructure that ensures all trips under five kilometers are accessible by bike;
 - (ii) That staff prioritize cycling connectivity to transit and ensure that all major transit stops and stations are accessible by bike and provide ample secure bike parking;
 - (iii) That staff accelerate implementation of the previously adopted Cycling Master Plan, prioritizing routes to schools;
 - (iv) That there is a commitment to annual capital budget funding to implement the accelerated Cycling Master Plan;
 - (v) That all existing and planned cycling facilities use the All Ages and Abilities framework developed by the National Association of City Transportation Officials (NACTO); and,
 - (vi) That all new residential developments include safe and protected cycling infrastructure that connects to the existing cycling network.

- (a) The WHEREAS was **amended** to reflect the following:

WHEREAS, Hamilton has declared a Climate Emergency recognizing that **urgent action is needed to address** Climate Change;

- (b) The following WHEREAS was added, as follows:

WHEREAS, staff are undertaking the development of a complete streets design manual;

- (c) Subsections (a)(i) and (iv) were **amended**, as follows:
 - (i) That staff update the Cycling Master Plan to include a minimum grid of cycling infrastructure that ensures all trips under five kilometers are accessible by bike, ***including cost implications***;
 - (iv) That ~~there is a commitment to annual capital budget funding~~ ***for the implementation of the accelerated Cycling Master Plan, be considered during the annual capital budget deliberations***;
- (d) The following subsection was added, as follows:
 - (vii) ***That the requests for funding for all aspects of the implementation of the Cycling Master Plan, be considered during the annual budget process.***

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

(e) **DISCUSSION ITEMS (Item 9)**

(i) **Free-Floating Carshare Program (PED20168) (City Wide) (Item 9.1)**

Report PED20168, respecting a Free-Floating Carshare Program, was DEFERRED to a future Public Works Committee meeting to allow staff the opportunity to meet with Ward Councillors and review their concerns.

(ii) **Proposed City Hall Forecourt Security Enhancements (PW20064) (City Wide) (Item 9.3)**

Upon request, sub-sections (a) and (b) of Report PW20064, respecting Proposed City Hall Forecourt Security Enhancements, were voted on separately, as follows:

The following Motion was **DEFEATED**, by a tied vote:

- (b) That Option #1 presented in the “City Hall Forecourt Security Report - September 2020”, attached as Appendix “E” to Public Works Committee Report 20-009, be referred to the 2021 Capital Budget process for consideration with an upset limit of \$800,000 and that the Operating Impact of Capital estimated at \$10,000 per year be referred to the 2021 Operating Budget Year.

For further disposition of this matter, refer to Item 5.

(f) NOTICES OF MOTION (Item 11)

(i) Hamilton Cycling Committee Meeting Schedule (Added Item 11.1)

The Rules of Order were waived to allow for the introduction of a Motion respecting the Hamilton Cycling Committee Meeting Schedule.

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

(g) GENERAL INFORMATION / OTHER BUSINESS (Item 12)

(i) Amendments to the Outstanding Business List (Item 12.1)

The following amendments to the Public Works Committee's Outstanding Business List, were approved:

(a) Items Requiring a New Due Date:

- (i) Minimum Maintenance Standards Changes**
Item on OBL: AC
Current Due Date: October 19, 2020
Proposed New Due Date: Q2 2021
- (ii) Moving Hamilton Towards a Zero Plastic Waste Plan**
Item on OBL: AY
Current Due Date: October 19, 2020
Proposed New Due Date: December 7, 2020
- (iii) Sustainable Mobility Program Annual Update**
Item on OBL: AAC
Current Due Date: October 5, 2020
Proposed New Due Date: October 19, 2020
- (iv) COVID-19 Recovery Phase Mobility Plan**
Item on OBL: ABE
Current Due Date: October 19, 2020
Proposed New Due Date: November 2, 2020

(h) ADJOURNMENT (Item 14)

There being no further business, the Public Works Committee was adjourned at 4:51 p.m.

Respectfully submitted,

Councillor J.P. Danko
Chair, Public Works Committee

Alicia Davenport
Legislative Coordinator
Office of the City Clerk