



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

**Meeting #:** 21-010  
**Date:** July 7, 2021  
**Time:** 1:30 p.m.  
**Location:** Due to the COVID-19 and the Closure of City Hall (CC)

All electronic meetings can be viewed at:

City's Website:  
<https://www.hamilton.ca/council-committee/council-committee-meetings/meetings-and-agendas>

City's YouTube Channel:  
<https://www.youtube.com/user/InsideCityofHamilton> or Cable 14

Alicia Davenport, Legislative Coordinator (905) 546-2424 ext. 2729

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### 13. GENERAL INFORMATION / OTHER BUSINESS

#### 13.1. Amendments to the Outstanding Business List

##### 13.1.a. Items Requiring a New Due Date:

##### 13.1.a.a. Roadway Safety Measures on Aberdeen Avenue from Queen Street to Longwood Road

Item on OBL: AZ

Current Due Date: July 7, 2021

Proposed New Due Date: September 20, 2021

##### 13.1.a.b. Ward 1 Multi-Modal Connections Review

Item on OBL: ABD

Current Due Date: July 7, 2021

Proposed New Due Date: November 1, 2021

##### 13.1.a.c. COVID-19 Recovery Phase Mobility Plan

Item on OBL: ABE

Current Due Date: July 7, 2021

Proposed New Due Date: September 20, 2021

### 14. PRIVATE AND CONFIDENTIAL

#### 14.1. HSR Property Update (LS21026/PW21042) (City Wide) (WITHDRAWN)

Pursuant to Section 9.1, Sub-sections (a), (f) and (j) of the City's Procedural By-law 21-021, and Section 239(2), Sub-sections (a), (f) and (j) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to the security of the property of the City or a local board; the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, a trade secret or scientific, technical, commercial or financial information that belongs to the City or a local board and has monetary value or potential monetary value.

### 15. ADJOURNMENT

## 4.1



**PUBLIC WORKS COMMITTEE  
MINUTES 21-009**

1:30 p.m.

Monday, June 14, 2021

Council Chambers

Hamilton City Hall

71 Main Street West

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

**Absent with Regrets:** Councillor T. Whitehead – Leave of Absence  
Councillor S. Merulla – Personal

**Also Present:** Councillor J. Partridge

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

**1. Intersection Control List (PW21001(c)) (Wards 6, 9, 11 and 13) (Item 7.1)**

**(Jackson/Ferguson)**

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			
<b>Section "C" Flamborough</b>						
(a)	Harvest Road	Forest Avenue	SB	All	B	AWS conversion during Hwy 8 closure
(b)	Harvest Road	Tews Lane	SB	All	B	AWS conversion during Hwy 8 closure

Intersection		Stop Control Direction		Class	Comments / Petition	Ward	
Street 1	Street 2	Existing	Requested				
<b>Section "D" Glanbrook</b>							
(c)	Idlewilde Lane	Kopperfield Lane	SB	NB/SB	A	Missing stop control, road extension	11
(d)	Idlewilde Lane	Kellogg Avenue	NC	SB	A	Missing stop control, road extension	11
<b>Section "E" Hamilton</b>							
(e)	Wise Crescent	Grenadier Drive (north intersection)	NC	EB	A	Missing stop control	6
<b>Section "F" Stoney Creek</b>							
(f)	Amberwood Street	Canfield Court	NB	All	A	AWS conversion, Cllr approved	9
(g)	Paramount Drive	Kingsview Drive	EB/WB	All	B	AWS conversion through road recon.	9
(h)	Paramount Drive	Audubon Street South	SB	All	B	AWS conversion through road recon.	9

**Legend**No Control Existing (New Subdivision) - **NC**Intersection Class: **A** - Local/Local **B** - Local/Collector **C** - Collector/Collector**Result: Motion CARRIED by a vote of 8 to 0, as follows:**

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

**2. Consent Items (Item 7)****(Pauls/Pearson)**

(a) That Consent Items 7.2 and 7.3(a) to 7.3(c) be received, as presented:

- (i) **Sewer Use By-law Program 2020 Annual Update (PW21036) (City Wide) (Item 7.2)**
- (ii) **Various Advisory Committee Minutes: (Item 7.3)**
  - (1) **Keep Hamilton Clean and Green Committee Meeting Minutes - March 16, 2021 (Item 7.3(a))**
  - (2) **Keep Hamilton Clean and Green Committee Meeting Notes - May 4, 2021 (Item 7.3(b))**
  - (3) **Hamilton Cycling Committee Meeting Minutes - March 3, 2021 (Item 7.3(c))**

**Result: Motion CARRIED by a vote of 8 to 0, as follows:**

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

**3. Enhanced Inspection and Monitoring - Hamilton Water and Wastewater (PW21019) (City Wide) (Item 8.1)****(Pearson/Nann)**

That Report PW21019, respecting Enhanced Inspection and Monitoring - Hamilton Water and Wastewater, be received.

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

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

YES - Ward 10 Councillor Maria Pearson  
 YES - Ward 12 Councillor Lloyd Ferguson  
 YES - Chair - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**4. Road Safety Review and Appropriate Measures at the York Road and Newman Road Intersection (PW20071(a)/PED20196(a)) (Ward 13) (Item 10.1)**

**(VanderBeek/Farr)**

- (a) That the concept of a new roundabout at York Road and the Highway 6 ramp Terminal, which is being studied as part of an on-going design project by the Ministry of Transportation (MTO) to address existing operational issues at the York Road off-ramp, be endorsed in principle as a design solution for this intersection;
- (b) That the City request the Ministry of Transportation (MTO) to consider a design alternative for the roundabout that incorporates a left turn lane in the westbound direction at Newman Road to improve existing and future operations at this intersection;
- (c) That the estimated incremental cost of \$45,000 to expand the scope of the Ministry of Transportation (MTO) led design for the roundabout to include a left turn lane at York Road and Newman Road be funded through existing Capital Funds Project ID 4662020522 – Traffic Engineering – Signal Design 2020 and appropriated to the new Project ID 4662220522 – Transportation Engineering Design; and,
- (d) 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 9 to 0, as follows:**

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

**5. Concrete Curbs on Cannon Street (Hamilton Cycling Committee - Citizen Committee Report) (Item 10.2)****(Farr/Nann)**

- (a) That the rubber barriers and knock down bollards, located along the Cannon Street Cycle Track, be replaced with concrete curbs in locations where permanent curbs have not already been installed; and,
- (b) That Cannon Street Cycle Track barriers between James Street North and Hess Street North be replaced.

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

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

**6. Installation of Traffic Calming Measures on Mount Pleasant Drive, Hamilton (Ward 6) (Item 11.1)****(Jackson/Collins)**

WHEREAS, the residents of Mount Pleasant Drive have submitted a 31-page petition for the installation of speed cushions on Mount Pleasant Drive to address roadway safety concerns as a result of speeding, cut-through traffic;

## THEREFORE, BE IT RESOLVED:

- (a) That Transportation Operations and Maintenance staff be authorized and directed to install traffic calming measures on Mount Pleasant Drive (4 speed cushions) as part of the 2021 Traffic Calming program (Fall Application);
- (b) That all costs associated with the installation of traffic calming measures be funded from the Ward 6 Minor Maintenance Account at an upset limit, including contingency, not to exceed \$25,000; 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.



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

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

**7. Gypsy Moth Control Program (City Wide) (Item 11.2)**

**(Ferguson/VanderBeek)**

WHEREAS, European Gypsy Moth (*Lymantria dispar dispar*) is a non-native, invasive pest to Ontario that defoliates many tree species;

WHEREAS, year on year defoliation of the trees by the European Gypsy Moth caterpillars may lead to tree mortality; and,

WHEREAS, areas of the City of Hamilton are currently experiencing infestations of European Gypsy Moth;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to monitor European Gypsy Moth outbreaks in the City of Hamilton, including, but not limited to, rural areas, through egg mass counts in 2021 and develop a 2022 control program and report back to the Public Works Committee for approval; and,
- (b) That staff be directed to create a Capital funding detail sheet for a European Gypsy Moth Control Program to be considered as part of the 2022 capital budget process in preparation for aerial spraying and / or other methods of control the Spring of 2022.

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

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

YES - Chair - Ward 13 Councillor Arlene VanderBeek  
NOT PRESENT - Ward 14 Councillor Terry Whitehead

**8. James Street North Boulevard Conversion & Street Tree Planting (Ward 2)  
(Item 11.3)**

**(Farr/Collins)**

WHEREAS, there is interest from Ward 2 residents in increasing the urban tree canopy on James Street North; and,

WHEREAS, the City of Hamilton has declared a climate emergency and tree planting and increasing the urban tree canopy provides many environmental benefits to the residents of the City of Hamilton such as, reducing heat island effects, reducing storm water peak flow, improving air quality and supporting biodiversity;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to remove the City owned asphalt boulevard surface between 529 and 539 James Street North and install street trees and sod at a cost of \$35,700 to be funded from Ward 2 Capital Re-Investment Discretionary Fund (#3302109200); 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 9 to 0, as follows:**

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

**9. Improving Truck Route Detouring during Construction Closures (Item 11.4)**

**(Farr/Nann)**

WHEREAS, a recent truck route detour submitted by a third-party contractor and signed off on by City of Hamilton Public Works staff failed to prevent many large trucks from entering residential streets in the North End;

WHEREAS, trucks that ignored detour sign notices and pylons and entered the residential streets created grave public safety concerns for residents who, along with their ward councillor, regularly witnessed large trucks manoeuvre through narrow passages, tight turns and one truck even downed power lines;

WHEREAS, no confirmed enforcement appeared to be in place ahead of the construction project. Instead, enforcement appeared only to be requested as a reaction to the unsafe disruption caused by the illegal cut-throughs by trucks. By that time, limited police resources prevented any consistent enforcement practice. This despite what appears to be a policy of required police enforcement for only some types of construction works in Hamilton and not others; and,

WHEREAS, having a proper and proactive detour plan that covers all eventualities including, but not limited to trucks cutting through residential neighbourhoods, is sound public safety policy;

THEREFORE, BE IT RESOLVED:

- (a) That the appropriate City of Hamilton staff from Public Works be requested to investigate and report back to Public Works Committee on how the detour plan failed the residents of the North End Neighbourhood during the weekdays of June 7<sup>th</sup> through the 11<sup>th</sup>, 2021 and related to the CN rail repairs that closed Wellington Street North; and,
- (b) That the appropriate City of Hamilton staff from Public Works be requested to report back on measures to enhance the detour process thus ensuring proactive public safety and that for future, no trucks ever have an option to illegally cut through a residential neighbourhood during a construction detour period; as is the rule at any other time.

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

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

**10. Purchase of 5 Digital Speed Signs (DSS) for Ward 7 (Item 11.5)****(Pauls/Danko)**

WHEREAS, there is an increase in residents requesting the installation of DSS boards throughout Ward 7 to address roadway safety concerns as a result of speeding, cut-through traffic; and,

WHEREAS, there are growing resource impacts on Transportation Operations and Maintenance for equipment;

THEREFORE, BE IT RESOLVED:

- (a) That Transportation Operations and Maintenance staff be authorized and directed to purchase 5 digital speed sign (DSS) boards for use throughout Ward 7, at the discretion of the Ward 7 Councillor;
- (b) That all costs associated with the purchase of 5 digital speed sign (DSS) boards be funded from the Ward 7 Capital Re-Investment Discretionary Fund (#3302109700) at an upset limit, including contingency, not to exceed \$20,000; 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.

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

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

**FOR INFORMATION:****(a) CHANGES TO THE AGENDA (Item 2)**

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

**12. NOTICES OF MOTION**

12.1 Investment in Churchill Park (Ward 1)

## 12.2 Investment in HAAA Park Fieldhouse (Ward 1)

**(Ferguson/Pearson)**

That the agenda for the June 14, 2021 Public Works Committee meeting be approved, as amended.

**Result: Motion CARRIED by a vote of 8 to 0, as follows:**

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

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

There were no declarations of interest.

**(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETING (Item 4)****(i) May 31, 2021 (Item 4.1)****(Pearson/Danko)**

That the Minutes of the May 31, 2021 meeting of the Public Works Committee be approved, as presented.

**Result: Motion CARRIED by a vote of 8 to 0, as follows:**

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

**(d) STAFF PRESENTATIONS (Item 8)****(i) Enhanced Inspection and Monitoring - Hamilton Water and Wastewater (PW21019) (City Wide) (Item 8.1)**

Andrew Grice, Director, Hamilton Water, addressed Committee respecting Report PW21019, Enhanced Inspection and Monitoring - Hamilton Water and Wastewater, with the aid of a presentation.

**(Danko/Ferguson)**

That the presentation, respecting Report PW21019, Enhanced Inspection and Monitoring - Hamilton Water and Wastewater, be received.

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

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

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

**(e) DISCUSSION ITEMS (Item 10)****(i) Road Safety Review and Appropriate Measures at the York Road and Newman Road Intersection (PW20071(a)/PED20196(a)) (Ward 13) (Item 10.1)**

Councillor VanderBeek relinquished the Chair to Councillor Nann.

For further disposition of this matter, refer to Item 4.

Councillor VanderBeek assumed the Chair.

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

Councillor Nann introduced the following Notice of Motion:

**(i) Investment in Churchill Park (Ward 1) (Added Item 12.1)**

WHEREAS, the City of Hamilton owned fieldhouse facilities in Ward 1 are maintained by the City of Hamilton's Facilities Operations & Maintenance

Section of the Energy, Fleet & Facilities Management Division, Public Works;

WHEREAS, many of the current fieldhouses in Ward 1 need lifecycle repair and accessibility upgrades;

WHEREAS, flexible community space will enhance all season programming at Churchill Park, and will draw more users to the Park; and,

WHEREAS, Churchill Park has been identified by the community as a priority facility in need of improved accessibility, including accessible washrooms to support the Clubhouse users;

THEREFORE, BE IT RESOLVED:

- (a) That Public Works Facilities staff be authorized and directed to retain a Prime Design Consultant to undertake both a feasibility study of accessibility improvements, as well as a Cultural Heritage Study, of Churchill Park, to determine recommendations for upgrades to support the community and programming uses;
- (b) That the funding for the feasibility study of accessibility improvements, as well as a Cultural Heritage Study, of Churchill Park, at a cost of \$150,000, to be funded from the Ward 1 Area Rating Reserve Account (108051) be approved; 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) Investment in HAAA Park Fieldhouse (Ward 1) (Added Item 12.2)**

WHEREAS, the City of Hamilton owned fieldhouse facilities in Ward 1 are maintained by the City of Hamilton's Facilities Operations & Maintenance Section of the Energy, Fleet & Facilities Management Division, Public Works;

WHEREAS, many of the current fieldhouses in Ward 1 need lifecycle repair and accessibility upgrades;

WHEREAS, future investments are anticipated that will include a redeveloped spray pad and playground that will draw more users to HAAA Park; and,

WHEREAS, HAAA Fieldhouse has been identified by the community as a priority facility in need of improved accessibility to support the users of the playground, spray pad, and other park amenities;

THEREFORE, BE IT RESOLVED:

- (a) That Public Works Facilities staff be authorized and directed to retain a Prime Design Consultant to undertake a feasibility study of accessibility improvements, including a Cultural Heritage Assessment, of the HAAA Fieldhouse, to support the community, programming, and anticipated increased use after future investments in park infrastructure;
- (b) That the funding for the feasibility study of accessibility improvements, including a Cultural Heritage Assessment, of the HAAA Fieldhouse, at a cost of \$150,000, to be funded from the Ward 1 Area Rating Reserve Account (108051) be approved; 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.

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

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

**(Pearson/Danko)**

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) Enhanced Inspections and Monitoring - Hamilton Water and Wastewater  
Addressed as Item 8.1 on today's agenda - Report PW21019  
Item on OBL: ABB
  - (ii) Road Safety Review and Appropriate Measures at the York Road and Newman Road Intersection  
Addressed as Item 10.1 on today's agenda - Report PW20071(a)/PED20196(a)  
Item on OBL: AAE
- (b) Items Requiring a New Due Date:
  - (i) Stormwater Gap Evaluation  
Item on OBL: ABM  
Current Due Date: July 7, 2021  
Proposed New Due Date: September 10, 2021

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

YES - Ward 2 Councillor Jason Farr



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

**(h) ADJOURNMENT (Item 15)**

**(Pearson/Pauls)**

That there being no further business, the Public Works Committee be adjourned at 3:02 p.m.

**Result: Motion CARRIED by a vote of 8 to 0, as follows:**

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


Respectfully submitted,

Councillor A. VanderBeek  
Chair, Public Works Committee

Alicia Davenport  
Legislative Coordinator  
Office of the City Clerk



## INFORMATION REPORT

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	July 7, 2021
<b>SUBJECT/REPORT NO:</b>	Woodward Upgrades Construction Update (PW20043(b)) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	John Helka (905) 546 2424 Ext. 2826
<b>SUBMITTED BY:</b>	John Helka Director, Woodward Upgrades Public Works Department
<b>SIGNATURE:</b>	

### COUNCIL DIRECTION

Not Applicable

### INFORMATION

Further to the recent Information Report (PW20043(a)) presented to the Hamilton Water Sub-Committee, the purpose of this report is to provide Council with an update on the Woodward Upgrade Project (WUP) which is an integral part of the Clean Harbour Program. The program is being delivered through three construction projects:

- Contract 1 - Main Pumping Station Project (MPS);
- Contract 2 - Electrical and Chlorination Project (ELU); and,
- Contract 3 - Tertiary Treatment Upgrade Project (TTU).

Construction photos of each Contract are attached to Report PW20043(b) as Appendix "A".

Contract 1 - Main Pumping Station Project:

A new main wastewater pumping station is being constructed to replace the existing pumping station. The MPS project is a \$88M contract that is being constructed by Maple

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**SUBJECT: Woodward Upgrades Construction Update  
(PW20043(b)) (City Wide) - Page 2 of 5**

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Ball Joint Venture and includes the installation of 12 - 700 Hp pumps for a total firm capacity of 1700 million litres per day.

Construction started in May 2017 and has well surpassed its halfway point with \$77M of work performed to date. Some key activities completed to date include:

- Construction of the main pump station wet well and dry well superstructure was fully completed, including the installation of the outside masonry stonework and roofing, along with the HVAC equipment in the mechanical penthouse of the facility;
- The 12 new main pumps, motors and driveshafts were installed in the dry well of the station and interconnecting discharge piping between the pumps was connected into the station outlet collection ring channels; and,
- The main 4160v electrical switchgear and pump Motor Control Centre (MCC) / Variable Frequency Drive (VFD) units were installed in the electrical rooms of the station, and the new transformers were connected to the new 13.8 kV distribution loop, making the new station the first process area to be powered from the new Energy Power Centre.

Over the course of 2021, we will see the completion of the new MPS facility structure including completion of the building services, the start-up and full commissioning of the new MPS facility. In 2022, the City of Hamilton's (City) wastewater collection flow will be fully transitioned to the new MPS station and demolition of the old MPS facility will have been completed.

While construction has progressed well since 2017, the Contractor has experienced construction delays resulting in the project substantial performance date to extend from June 2021 to approximately February 2022.

#### Contract 2 - Electrical and Chlorination Project:

The Electrical and Chlorination upgrades project is a \$61M contract being undertaken by Alberici Constructors that will replace the two (2) existing electrical substations and existing standby power building with a new Electrical Power Centre (EPC). Dual 13.8 kilo-volt underground distribution loop duct banks around the Wastewater and Water treatment plants and four (4) - three (3) Mega Watt diesel generators providing a total of 12 MegaWatts of emergency standby power are included in the project. The chlorination system is being upgraded to increase chlorination capacity during wet weather flows to provide full disinfection. Construction started in October 2017 and is nearing completion with \$57M of work performed to date.

**SUBJECT: Woodward Upgrades Construction Update  
(PW20043(b)) (City Wide) - Page 3 of 5**

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Some key activities completed to date include:

- The ELU project completed the construction of the new EPC building, including the installation of the four 3MW standby generators, diesel fuel storage tanks, 13,800-volt main switchgear and site-wide electrical distribution system;
- The Water Treatment Plant (WTP) was successfully transferred from the old electrical system onto the new electrical system, allowing the demolition of the WTP electrical substation; and,
- The new Chlorine Evaporator and Chlorinator for the Wastewater Treatment Plant (WWTP) were installed and will be used throughout the entire 2021 disinfection season of the WWTP. New weigh scales have been incorporated at the chlorine rail car unloading facility to enable chemical consumption monitoring by the WTP/WWTP plants.

By the end of 2021, the project will reach the major milestone of substantial performance. The new Energy Power Centre and electrical distribution system will be fully commissioned providing power across the entire plant site, with the old existing system being completely decommissioned and removed.

**Contract 3 - Tertiary Treatment Project:**

The Tertiary Treatment Project upgrades (TTU) will have the biggest impact on water quality in Hamilton Harbour. The project adds a higher level of treatment (tertiary) to the wastewater treatment process using Disc Filtration technology. In addition, the project includes an increase in the capacity of the south plant secondary treatment system by doubling the size of the aeration tanks and constructing two (2) new clarifiers, new chlorine contact tank and outfall, along with Redhill Creek modifications. This project will allow us to meet the Hamilton Harbour Remediation Action Plan targets, including the provision of full nitrification for more complete ammonia removal, advanced levels of phosphorus removal, and will require the plant to operate under new environmental effluent compliance limits.

The TTU project is a \$165M construction contract that was awarded to North American Construction. Construction started in April 2019 and has reached its two (2) year anniversary, with \$102M of work performed to date:

- Stage 1 of the South Plant expansion was completed, which included the construction of a new 22,000 cubic meter aeration tank AT09, addition of a new secondary clarifier tank #9, and modifications to two (2) existing clarifiers. The start-up and operation of the of the new aeration and secondary tanks was

**SUBJECT: Woodward Upgrades Construction Update  
(PW20043(b)) (City Wide) - Page 4 of 5**

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completed along with demonstrating the nitrification treatment capability of the reconfigured aeration process.

- Structural and mechanical works continued in the new Tertiary Facility and the new effluent outfall channel and headwall construction commenced, along with excavation and concrete works associated with the new Chlorine Contact Tank.
- Completion of the Red Hill Creek Modifications, allowing time for the growth of vegetation prior to the commissioning and operation of the tertiary treatment facility.

**Soil Management:**

The program continues to experience challenges in construction resulting from the discovery of Polychlorinated biphenyl (PCB) hazardous soil in the vicinity of the new chlorine contact tank and the south secondary treatment clarifier area that was not identified in the geotechnical investigation and subsequently not included within Contract 3.

The City's project team continues to follow the approved soils segregation and sampling program to help mitigate overall costs to the City, however, the costs to date have had an impact on the project budget. Specifically, the total costs in managing these soils is now forecasted to exceed the current project contingency budget within Contract 3 by the summer of this year. The City project team has worked with the Procurement Section to expand the existing purchase order.

The WUP project account has sufficient funds this year to accommodate this request and any potential funding gaps will be included within the 2022 Water, Wastewater and Stormwater Rate Budget process.

In addition, the management of the significant amount PCB soils has impacted Contract 3 construction schedule which is now estimated to reach substantial completion in November 2022, from the original December 30, 2021 date. This delay has also impacted the Green Infrastructure Fund completion timeline of January 31, 2022, however, based on our communication with Infrastructure Canada they are receptive of an extension in which City staff will be submitting a formal extension request in June 2021.

**SUBJECT: Woodward Upgrades Construction Update  
(PW20043(b)) (City Wide) - Page 5 of 5**

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Next Steps:

There is a tremendous amount of effort required over the next one (1) to two (2) years as we commission new equipment, finalize construction and transition the project into operation. Staff are very proud of the collaboration and professionalism amongst all the contractors on site amounting to over one (1) million man-hours worked to date and want to recognize that there have been no recorded lost time injuries.

**APPENDICES AND SCHEDULES ATTACHED**

Appendix "A" to Report PW20043(b) - Construction Photos.

### Construction Photographs



Figure 3: New Main Pumping Station



Figure 1: Complete Pumping System Installation

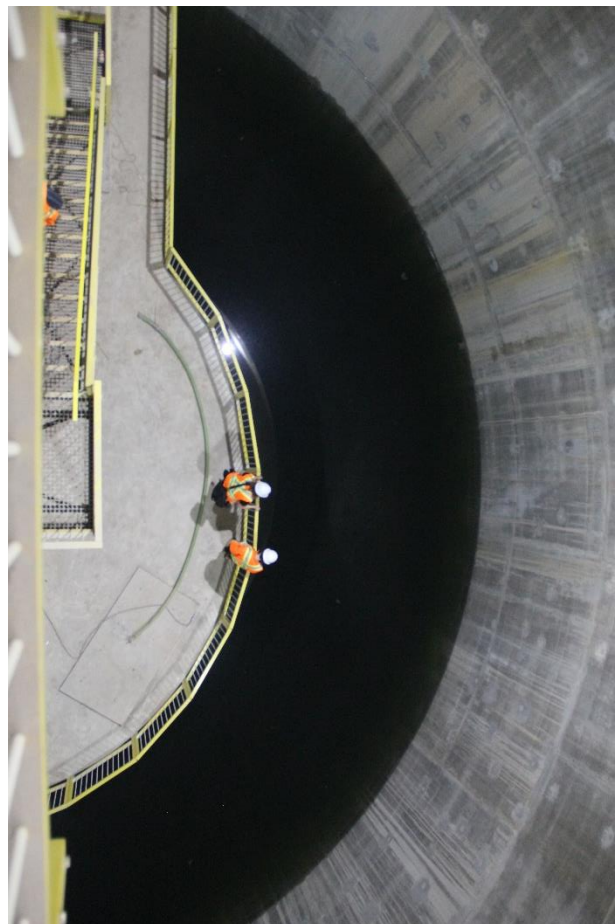


Figure 2: New Main Pumping View from Top of Wet Well



Figure 4: New Electrical Power Centre



Figure 5 & 6: WTP Substation Demolition (Originally built in 1958)



Figure 7: Chlorine Unloading Area with New Weigh Scales Installed






Figure 8: New Tertiary Treatment Facility Construction with Effluent Dissipation Zone



Figure 9: South Secondary Treatment Plant Upgrades Construction



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

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	May 31, 2021
<b>SUBJECT/REPORT NO:</b>	Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2)
<b>WARD(S) AFFECTED:</b>	Ward 2
<b>PREPARED BY:</b>	Marilyn Preston (905) 546-2424 Ext. 4298
<b>SUBMITTED BY:</b>	Gord McGuire Director, Engineering Services Public Works
<b>SIGNATURE:</b>	

### RECOMMENDATION(S)

That the application of the City of Hamilton's Real Estate Section on behalf of CityHousing Hamilton Corporation to permanently close and sell a portion of road allowance abutting the west side of 38 Strachan Street West, Hamilton ("Subject Lands"), as shown as Parts A & B, on Appendix "A", attached to Report PW21034, be approved, subject to the following conditions:

- (a) 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;
- (b) 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 Subject Lands as deemed necessary by the Real Estate Section, as described in Report PW21034, 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 pursuant to an Agreement(s) of Purchase and Sale or Offer(s) to Purchase as

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Road Allowance  
Abutting 38 Strachan Street West, Hamilton  
(PW21034) (Ward 2) - Page 2 of 5**

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negotiated by the Real Estate Section of the Planning and Economic Development Department;

- (d) 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;
- (e) That the City Solicitor be authorized to amend and waive such terms as the City Solicitor considers reasonable to give effect to this authorization and direction;
- (f) 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;
- (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**

Report PED17219, following the direction of the Site Selection Sub Committee, approved at Council on June 28, 2017 as part of GIC Report 17-014, identified 38 Strachan Street West as a suitable site for facilitating affordable housing development. Therefore, the City of Hamilton's Real Estate Section on behalf of CityHousing Hamilton Corporation has made an application to permanently close, retain, and then sell a portion of the road allowance abutting the west side of 38 Strachan Street West, Hamilton.

The parcel is located in an area bounded by Bay Street North, Strachan Street West and the rear of properties fronting onto Simcoe Street West and fronting onto MacNab Street North in Hamilton. Objections were received from respondents abutting the Subject Lands at the rear of properties fronting on MacNab Street North, however there were no reasons stated for the objections.

The owner of 360 Bay Street North is opposed to the application as they have an existing driveway which is located within the road allowance and as they have concerns regarding privacy and a reduction in the value of the property when the units are built. However, the driveway has been located within the Subject Lands and not in the location which was approved by an existing encroachment agreement with the City. Nonetheless, preliminary discussions have been had with CityHousing Hamilton regarding the possibility of accommodating the request of the property owner at 360

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Road Allowance  
Abutting 38 Strachan Street West, Hamilton  
(PW21034) (Ward 2) - Page 3 of 5**

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Bay Street North to maintain the current location of the encroaching driveway, which could result in the sale of that small strip of the Subject Lands, as shown as Part “A” on Appendix “A” attached to report PW21034, to said adjoining owner.

As the lands have been approved by Council to facilitate the development of affordable housing, staff support the application either with or without the related potential sale of the adjoining encroaching driveway at 360 Bay Street North, Hamilton.

**Alternatives for Consideration – N/A**

**FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

**Financial:** In order to further support the CityHousing Hamilton Corporation there was no user fee applied to this application. The Subject Lands will be closed, retained, and then sold as determined by the Real Estate Section for an amount to be determined by the Real Estate Section of the Planning and Economic Development Department, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204.

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

**Legal:** The City Solicitor will prepare all necessary by-laws to permanently close, retain, then 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, pursuant to an agreement negotiated by the Real Estate Section of the Planning and Economic Development Department.

**HISTORICAL BACKGROUND**

Report PED17219, approved at Council on June 28, 2017, as part of GIC Report 17-014, identified the Subject Lands as suitable to facilitate an affordable housing project. In order to proceed with the disposition of the lands, the City’s Real Estate Section on behalf of CityHousing Hamilton Corporation has applied to have the road allowance permanently closed in order to facilitate the future development of the lands. The developer has been made aware of the potential need for the sale of the driveway area servicing the adjoining residential property at 360 Bay Street North, Hamilton.

**POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

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

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Road Allowance  
Abutting 38 Strachan Street West, Hamilton  
(PW21034) (Ward 2) - Page 4 of 5**

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## 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, Alectra Utilities, Hydro One, and Enbridge Gas

Notice of the proposed closure and sale was sent to City departments and divisions and public utilities and the following comments were received:

Landscape Architectural Services has advised that they are opposed to the application as the Subject Lands are currently functioning as Open Space and the closure and sale will reduce Open Space in the North End West Neighbourhood which is deficient in parkland.

Hamilton Water and Bell will require easement protection.

Notice of the proposal was sent to properties in close proximity to the Subject Lands, as shown on Appendix "B", attached to Report PW21034 for comment. In this instance, there were 17 notices mailed, and the results are as follows:

In favour: 1

Opposed: 6

No comment: 10

The owners of 360 Bay St North provided the following response:

"We made an application for a driveway in 1994. The City agreed but said the Hydro pole on the north/east side of Bay Street on the property would be too close, so the driveway was constructed slightly to the south of the pole, as it remains 26 years later. To make the driveway accessible the pole would have to be moved and the ramp recut. We are also concerned about the serious effects on the value of the property and privacy should the proposed units be built too close to the house." However, there is an existing boulevard parking agreement, registered as Instrument Number VM 193979, which shows that the existing parking is located within the Subject Lands and not located in the area approved by the agreement. The developer has been made aware of the potential need for the sale of the driveway area servicing the adjoining residential property at 360 Bay Street North, Hamilton.

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Road Allowance  
Abutting 38 Strachan Street West, Hamilton  
(PW21034) (Ward 2) - Page 5 of 5**

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The other negative responses received did not give any reason for opposition.

**ANALYSIS AND RATIONALE FOR RECOMMENDATION(S)**

Report PED17219, approved at Council on June 28, 2017, as part of GIC Report 17-014, identified the Subject Lands as suitable to be used to facilitate an affordable housing project.

**ALTERNATIVES FOR CONSIDERATION**

N/A

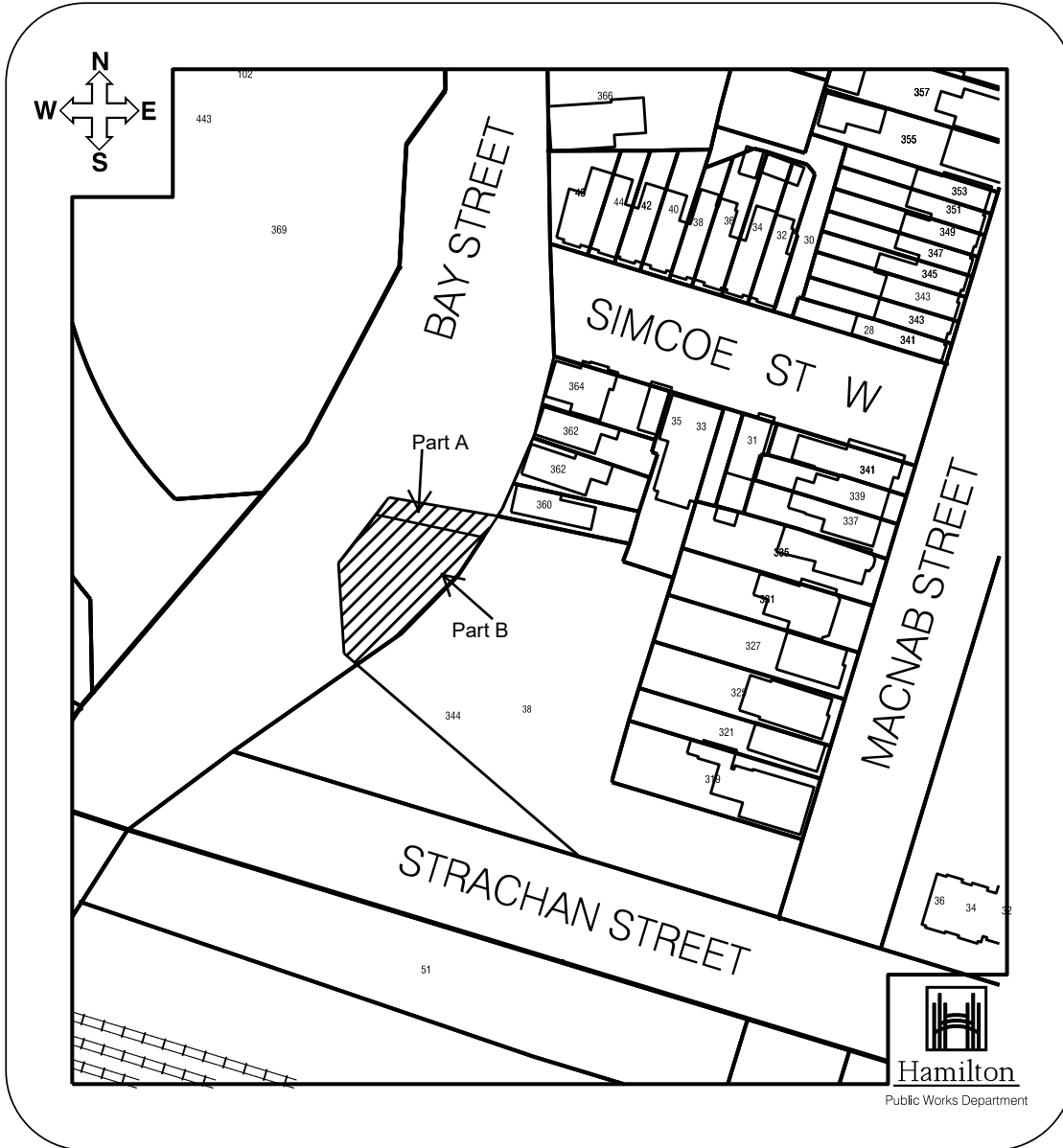
**ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN**

**Built Environment and Infrastructure**

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

**APPENDICES AND SCHEDULES ATTACHED**

Appendix “A” to Report PW21034 - Aerial Drawing  
Appendix “B” to Report PW21034 - Location Plan



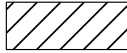
**LOCATION PLAN**

PROPOSED CLOSURE OF  
 PORTION OF

**BAY STREET**

CITY OF HAMILTON  
 PUBLIC WORKS DEPARTMENT

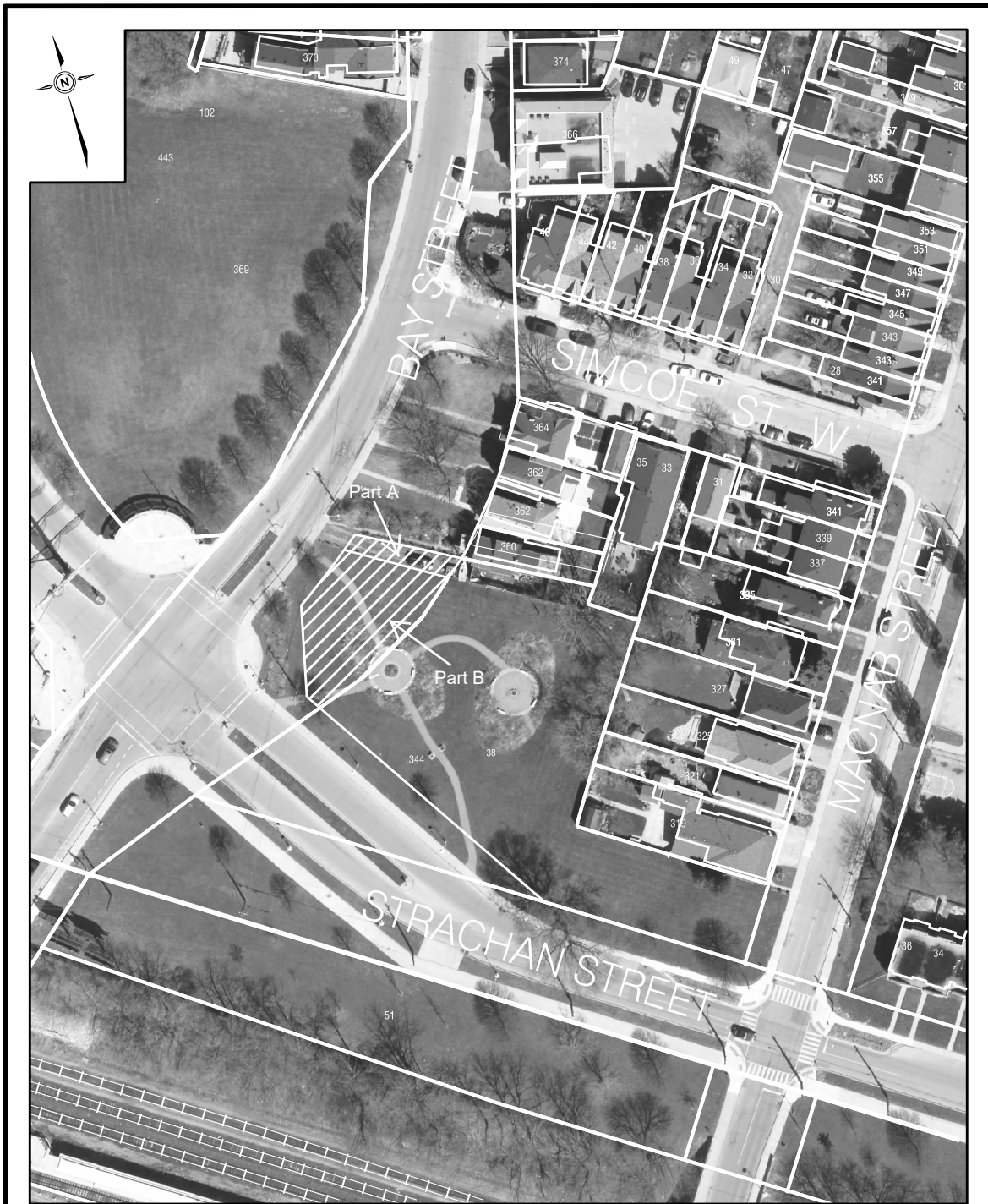
**LEGEND**



**SUBJECT LANDS**

DATE: September 21, 2020 | Not to Scale | Sketch By: CF

REFERENCE FILE NO : PW20\_



Hamilton

PROPOSED CLOSURE OF PORTION OF BAY STREET,  
HAMILTON

Geomatics & Corridor Management Section  
Public Works Department

LEGEND



Lands to be Closed

NTS | 09/21/2020 | Sketch By: CF



FRIENDS OF THE PARKETTE  
 Simcoe Tot Lot  
 Bay and Strachan Streets  
 Hamilton ON



Contact: **Rae Pemberton**

Contact: **Sandra Hudson**

Contact: **Brandon Braithwaite**  
 bbraithwaite@sprc.hamilton.on.ca  
 905-746-2382

## PRESS RELEASE

The Simcoe Tot Lot at the corner of Bay and Strachan Streets in Hamilton is in a prime location, situated directly opposite to the most beautiful park in the city (if not in all of southern Ontario), **Bayfront Park**, with it's Waterfront Trail, Macassa Bay Yacht Club and postcard views of Burlington Bay. The Simcoe Tot Lot adds to and enhances the entrance to Bayfront Park and features a view that ties the city to the waterfront.

The Tot Lot also enjoys a spectacular view of sunsets over the Hamilton Harbour.

In 2012, the City Councillor for Ward 2 wanted to sell this one-acre parkette to developers. Local residents felt strongly that the beautiful entrance to Bayfront Park was in jeopardy, so they stepped up and created a petition with more than 1000 signatures. Since then, through the assistance of the Jamesville Community Hub, a connection was made with a group from the Chinese Community who had received a \$10,000 grant from the 2013 Ward 2 Participatory Budget to place a garden near the Bayfront. Councillor Farr approved the garden going into the Simcoe Tot Lot.

And so the **Sunset Cultural Garden** was born.

With donated services of Candy Venning (landscape architect) and Simon Mangan (landscaper), both of **Venni Gardens**, the Sunset Cultural Garden has expanded from a small perimeter garden to complete landscape design for the Parkette.

The central feature is an installation of poetry compiled through submissions from many individuals and community groups and resulting in 12 poems in different languages, including Chinese, Romanian, English, Korean, Arabic, Somali, Gujarati, Sicilian, Michif, German, Spanish and Filipino.

We are also very proud of our partnership with the **Hamilton Mundialization Committee**, who have established a partnership with the Sunset Cultural Garden and the **Cities of Nanning and Jai xing, China**. Each city, along with the Hamilton Mundialization Committee itself, will be donating a magnolia to the garden - in Chinese culture a magnolia symbolizes nobility and a love of nature.

The Friends of the Parkette have also partnered with **Neighbourhood Action Strategies** to create the central 'plaza' and poetry installation; and with **Evergreen City Works** to place native indigenous plants in the more than 3000 square feet of garden (all planted by volunteers!). For garden maintenance, there are also plans to create a responsible rain catchment area, to avoid using city water.

Concrete benches have been donated by **Liuna Local 837** and **Mohawk College** and each magnolia will be planted behind a bench to provide shade and a peaceful resting spot that looks out over Bayfront Park and enjoys some of the most exquisite sunsets in the City.

Our goal is that the Sunset Cultural Garden will become a lasting and beautiful addition to the City of Hamilton, celebrating our neighbourhood's diverse cultures, with appeal both for the local and city-wide residents plus a draw for Chinese tourists and, indeed, tourists from all over the globe who are visiting Bayfront Park.

### **LAUNCH PARTY**

To celebrate the completion of the garden, we have received a Pan Am grant for our launch party, called **Bloomin' June**, which will take place **SATURDAY, JUNE 6<sup>th</sup>** from **3 to 5pm** at the Sunset Cultural Garden, corner of Bay and Strachan Streets. There will be poetry readings, multicultural dancers, ceremonial tree plants and a ribbon cutting ceremony.

We hope you can attend.

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### **DONORS/PARTNERS**

- THE WELCOME INN - - the Friends of the Parkette have partnered with the Welcome Inn, who provide bookkeeping services and through them we have charitable status and can provide a charitable receipt to donors
- EVERGREEN CITY WORKS – providing \$5000 grant for indigenous plants
- CHINESE COMMUNITY – members of the Chinese community have donated \$10,000, their grant from the Ward 2 Participatory Budget, as the start up funds for the Sunset Cultural Garden
- NEIGHBOURHOOD ACTION STRATEGY – NAS is donating \$9500 to the Sunset Cultural Garden to pay for the central 'plaza' and poetry installation and to the pathways throughout the parkette
- LIUNA Local 837 – have donated 4 concrete benches; and are building 2 more
- MOHAWK COLLEGE – worked with LIUNA Local 837 on building the benches
- HAMILTON MUNDIALIZATION COMMITTEE – coordinated our link with the Cities of Nanning and Jai xing and have donated \$500 for a Magnolia
- CITY OF NANNING, CHINA – have donated \$500 for a Magnolia
- CITY OF JAI XING, CHINA – have donated \$500 for a Magnolia
- NORTH END NEIGHBOURHOOD ASSOCIATION – have worked diligently with the Friends of the Parkette to engage and inform the community
- JAMESVILLE HUB – Brandon Braithwaite of Jamesville Hub has been invaluable in offering administrative and other expertise, meeting weekly with the Friends of the Parkette for the past 9 months
- ALNAN ALUMINIUM Co. Inc. – in partnership with Kromet International Ltd. have donated \$5000 for a steel sign, 16ft x 3ft
- KROMET INTERNATIONAL LTD. in partnership with Alnan Aluminium Co. Inc. have donated \$5000 for a steel sign
- ALLIANCE CONCRETE – build of all pathways and the central installation at a reduced price
- HAMILTON BUILDERS – gravel pathway screening at reduced price; donation of stones for "Donor Walk"
- MUSEUM OF STEAM AND TECHNOLOGY – donated herbicide to garden
- NOT SO HOLLOW FARM – providing Ontario native wild-type plant species
- PAN AM GAMES – The Friends of the Parkette applied for and received a \$1500 grant for their Garden launch event.










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

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	July 7, 2021
<b>SUBJECT/REPORT NO:</b>	Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1)
<b>WARD(S) AFFECTED:</b>	Ward 1
<b>PREPARED BY:</b>	Cetina Farruggia (905) 546-2424 Ext. 5803
<b>SUBMITTED BY:</b>	Gord McGuire Director, Engineering Services Public Works
<b>SIGNATURE:</b>	

### RECOMMENDATION

That the application of the owner of 315B Aberdeen Avenue, Hamilton, to permanently close and purchase a portion of the unassumed alleyway abutting 315B Aberdeen Avenue, Hamilton, ("Subject Lands"), as shown on Appendix "A" attached to Report PW21041, 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

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1) - Page 2 of 8**

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- 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) That the City Solicitor be authorized to amend and waive such terms as they consider reasonable to give effect to this authorization and direction;
  - (iii) The Real Estate Section of the Planning and Economic Development Department be authorized and directed to secure any requisite easement agreements (subject to the obligations of the applicant to negotiate such agreements as set out in recommendation (d)), 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 Subject Lands to the owners of 315B Aberdeen Avenue, Hamilton, as described in Report PW21041, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
  - (iv) The City Solicitor be authorized to complete the transfer of the Subject Lands to the owners of 315B Aberdeen Avenue, Hamilton and transfers of easement to all land owners requiring access to the Subject Lands as outlined in Report PW21041, 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;
  - (v) 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;
  - (vi) The Public Works Department publish 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 be responsible to arrange, negotiate, and obtain agreements, at the applicant's sole cost, with respect to all necessary transfers of right of way easements as outlined and as a condition of the transfer of the Subject Lands and for all legal costs associated with the aforesaid as well as the registration of required right of way agreements on title with the land owners who require access as indicated within Report PW21041 and such agreements ensure the following terms are included;

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1) - Page 3 of 8**

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- (i) That 72 hours prior written notice delivered to all abutting landowners of the private right of way lands as shown on Appendix "C" attached to Report PW21041, of any construction or other activities on or over the laneway;
  - (ii) That any such construction or other activity not interfere with or impede access to or over the laneway except between the hours of 9:00am and 5:00pm on the days specified in the prior written notice;
  - (iii) That at all other times there is to be unobstructed access to all abutting land owners;
- (e) That the applicant prepares a site drainage plan to the satisfaction of the Manager, Development Approvals;
  - (f) That the applicant works with the City of Hamilton to ensures all sight lines are clear at the intersection of Aberdeen Avenue and Locke Street South, Hamilton which fall on City property, to the satisfaction of the Manager, Traffic Safety;
  - (g) That the applicant abides by Committee of Adjustment decision HM/A-19:290 and subsequent Local Planning Appeal Tribunal decision PL200334;
  - (h) That the applicant be responsible for all costs associated with any construction related damages to the retaining wall and landscaping at 315 Aberdeen Avenue, Hamilton, excluding any costs related to the works proposed under recommendation "j" attached to report PW21041;
  - (i) That the proposed "right of way" lands as shown on Appendix "C" attached to Report PW21041 be paved at the expense of the applicant once recommendation "e" and "j" attached to Report PW21041 have been cleared;
  - (j) That a portion of the proceeds of the sale of the Subject Lands not exceeding \$40,000.00 be transferred to the appropriate account as determined by the Manager, Transportation, Operations, and Maintenance Division for the purpose of widening the sidewalk at the southwest corner of the intersection located at Locke Street South and Aberdeen Avenue, Hamilton, subject to the following;
    - (i) That no building permits be submitted by the owner of 315B Aberdeen Avenue, Hamilton, or issued by the City of Hamilton until all works related to recommendation "j" attached to report PW21041 be completed;
    - (ii) That the City of Hamilton retain ownership and maintenance responsibility of all works completed by the City of Hamilton related to recommendation "j" attached to report PW21041;

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1) - Page 4 of 8**

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- (iii) That the owner of 315B Aberdeen Avenue, Hamilton, install at his own expense a stop sign at the south side of the property boundary between the proposed “right of way” lands and City of Hamilton road allowance;
- (iv) That the retaining wall be constructed of concrete to match the existing retaining walls at 315 Aberdeen Avenue, Hamilton and ensure the newly constructed retaining wall is adequately tied in to the existing step retaining wall at 315 Aberdeen Avenue, Hamilton.

### **EXECUTIVE SUMMARY**

The owner of 315B Aberdeen Avenue, Hamilton, has applied to permanently close and purchase a portion of the public unassumed alleyway running East/West between his properties and North/South along the East side of the property. The applicant’s property is land-locked and requires road frontage in order to pursue the development of a single-family dwelling. The applicant has made a successful application for Minor Variance for road frontage approved through Committee of Adjustment decision HM/A-19:290 subject to the approval of the closure and sale of the Subject Lands and was successful in coming to an agreement with abutting land owners through Local Planning Appeal Tribunal case number PL200334. A sketch of the proposed Site Plan can be seen in Appendix “C” attached to Report PW21041. As there were no objections received from any City Department, Division, or Public Utility, and objections received from residents have been addressed through recommendations within Report PW21041, staff are supportive of the closure and sale of the Subject Lands to the owner of 315B Aberdeen Avenue, Hamilton.

### **Alternatives for Consideration – N/A**

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

**Financial:** The applicant has paid the Council approved user fee of \$4,634.00. The Subject Lands will be sold to the owners of 315B Aberdeen Avenue, Hamilton, as determined by the Real Estate Section of the Planning and Economic Development Department, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204.

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

**Legal:** Subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved, the City Solicitor will prepare all necessary by-laws to permanently close and sell the Subject Lands and will register such by-laws in the Land Registry Office once Council

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1) - Page 5 of 8**

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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 315B Aberdeen Avenue, Hamilton, pursuant to an agreement negotiated by the Real Estate Section of the Planning and Economic Development Department.

## **HISTORICAL BACKGROUND**

The Subject Lands were created by Registered Plan 272 in 1881 and is public unassumed. The southern portion of the North/South leg of this laneway is untravelled. The northern portion of the North/South leg and East/West leg provide rear access to abutting property owners.

The property known as 315B Aberdeen Avenue, Hamilton, consists of two (2) lots separated by the East/West leg of this alleyway. Unfortunately, this property lost its legal non-conforming status when the existing building was partially demolished by a previous owner, prior to the applicant taking ownership of the lands. As such, in order to develop the land-locked parcels and build a single-family dwelling, Planning staff advised the applicant that road frontage was required.

On May 19, 2019, staff received an application from the owner of 315B Aberdeen Avenue, to close and purchase the Subject Lands indicating the intent to build and also provide legal right of way for those who require access. Comments came back from zoning that a minor variance would be required as the required frontage did not meet current zoning requirements. On July 15, 2020, the Committee of Adjustment granted the required variances through HM/A-19:290 on the condition of successful acquisition of the alleyway from the City. Residents expressed concerns related to the location and size of the building that were not appropriately addressed through Committee of Adjustment and a subsequent appeal was filed through the Local Planning Appeal Tribunal as case number PL200334. The applicant worked with the appellants to come to an agreement which was supported by the Local Planning Appeal Tribunal on January 8, 2021. A sketch of the proposed Site Plan can be seen in Appendix "C" attached to Report PW21041.

As there were no objections from any City Department, Division, or Public Utility, and objections received from abutting land owners and residents have been addressed through recommendations within Report PW21041, staff are supportive of the closure and sale of the Subject Lands to the owner of 315B Aberdeen Avenue, Hamilton.

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1) - Page 6 of 8**

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## **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*.

Alleyway Management Strategy - Classification System (Report PW17008(a)): The Subject Lands are classified as Hierarchy Class "D": Alleyway is unassumed and could be used for any of the following:

- commercial parking;
- public/private waste collection;
- special consideration; and access to rear yards or overland flow routes

## **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, Alectra Utilities, Hydro One, and Enbridge Gas

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

The Ward Councillor expressed safety concerns at the intersection of Locke Street South, Hamilton and Aberdeen Avenue, Hamilton. Traffic Safety provided comments that have been included as recommendation (f) within Report PW21041, to ensure sightlines are clear to the satisfaction of the Traffic Safety Division, and as an added measure, to have the sidewalk widened at the southwest corner of the intersection of Locke Street South and Aberdeen Avenue, Hamilton and install a traffic slowing/stop sign at the end of the "right of way" lands as per recommendation (j) within Report PW21041.

Bell and Alectra have advised that they will require easement protection.

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Notice of the proposal was sent to all abutting and neighbouring property owners of the Subject Lands, as shown on Appendix “B” attached to Report PW21041 for comment. In this instance, there were 64 notices mailed, and the results are as follows:

In favour: 3

Opposed: 37

No comment: 0

25 of the opposed responses did not provide comment or reason for objection.

A number of objections were received related to public use of the laneway. As per Report PW17008(a), this laneway is public unassumed with a Hierarchy Class “D”. The laneway is only maintained on a reactive basis by the City, and due to the location of the applicant’s property, those who use the laneway frequently trespass onto private property in doing so.

A number of objections were received related to parking concerns. As the laneway does not provide access to any public parking, there is no impact to parking through this proposal.

A number of objections were received related to rear access for abutting land owners. As per the recommendations within Report PW21041, private right of way agreements will be required for abutting properties who expressed the need to maintain property access off the laneway. Although the need for access has been requested, the owners have the right to waive this need at any time. The following properties that expressed the need for access are as follows:

9/11 Mountain Avenue, Hamilton  
 7 Mountain Avenue, Hamilton  
 315 Aberdeen Avenue, Hamilton  
 2 Undermount Avenue, Hamilton  
 4 Undermount Avenue, Hamilton  
 12 Undermount Avenue, Hamilton  
 16 Undermount Avenue, Hamilton  
 20 Undermount Avenue, Hamilton  
 24 Undermount Avenue, Hamilton

A few objections were received related to student housing. The applicant is proposing to build a single-family dwelling in line with all applicable zoning provisions subject to conditions set forth through Committee of Adjustment decision HM/A-19:290 and the Local Planning Appeal Tribunal decision PL200334.

A few objections were received related to the size/location of the proposed dwelling. As the applicant engaged with the residents and came to an agreement through the Local

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1) - Page 8 of 8**

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Planning Appeal Tribunal case no. PL200334, the resident's concerns have been addressed.

A few objections were received related to safety concerns at the intersection of Locke Street South, Hamilton and Aberdeen Avenue, Hamilton. Traffic Safety provided comments that have been included as recommendation (f) within Report PW21041, to ensure sightlines are clear to the satisfaction of the Traffic Safety Division, and as an added measure, to have the sidewalk widened at the southwest corner of the intersection of Locke Street South and Aberdeen Avenue, Hamilton and install a traffic slowing/stop sign at the end of the "right of way" lands as per recommendation (j) within Report PW21041.

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

As there were no objections received by any City department, Division or Public Utility, and as all concerns brought forward by residents have been addressed through recommendations within Report PW21041, staff are supportive of the closure and sale of the Subject Lands to the owner of 315B Aberdeen Avenue, Hamilton.

### **ALTERNATIVES FOR CONSIDERATION**

N/A

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

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

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

### **APPENDICES AND SCHEDULES ATTACHED**

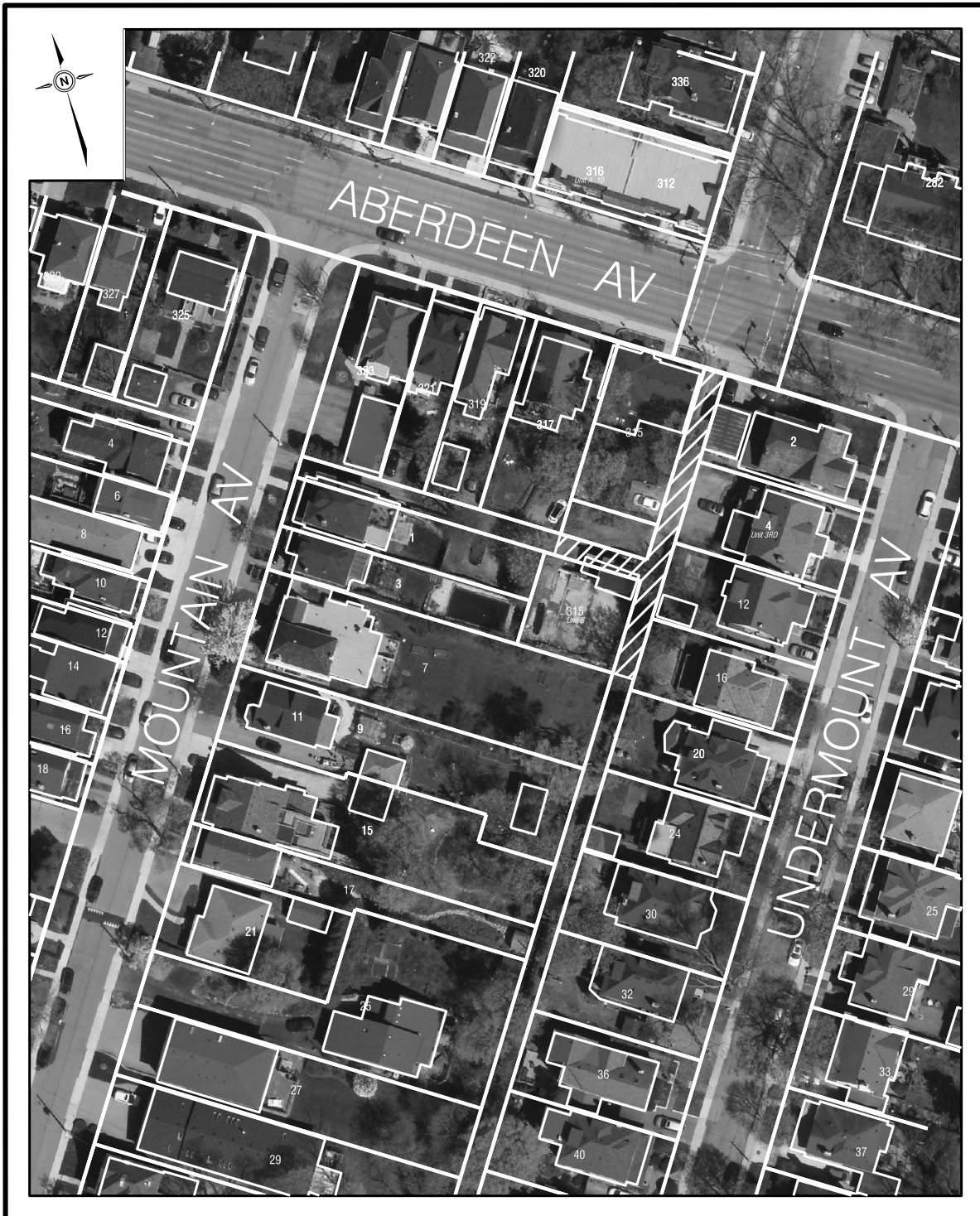
Appendix "A" to Report PW21041 - Aerial Drawing  
Appendix "B" to Report PW21041 - Location Plan  
Appendix "C" to Report PW21041 - Proposed Site Sketch

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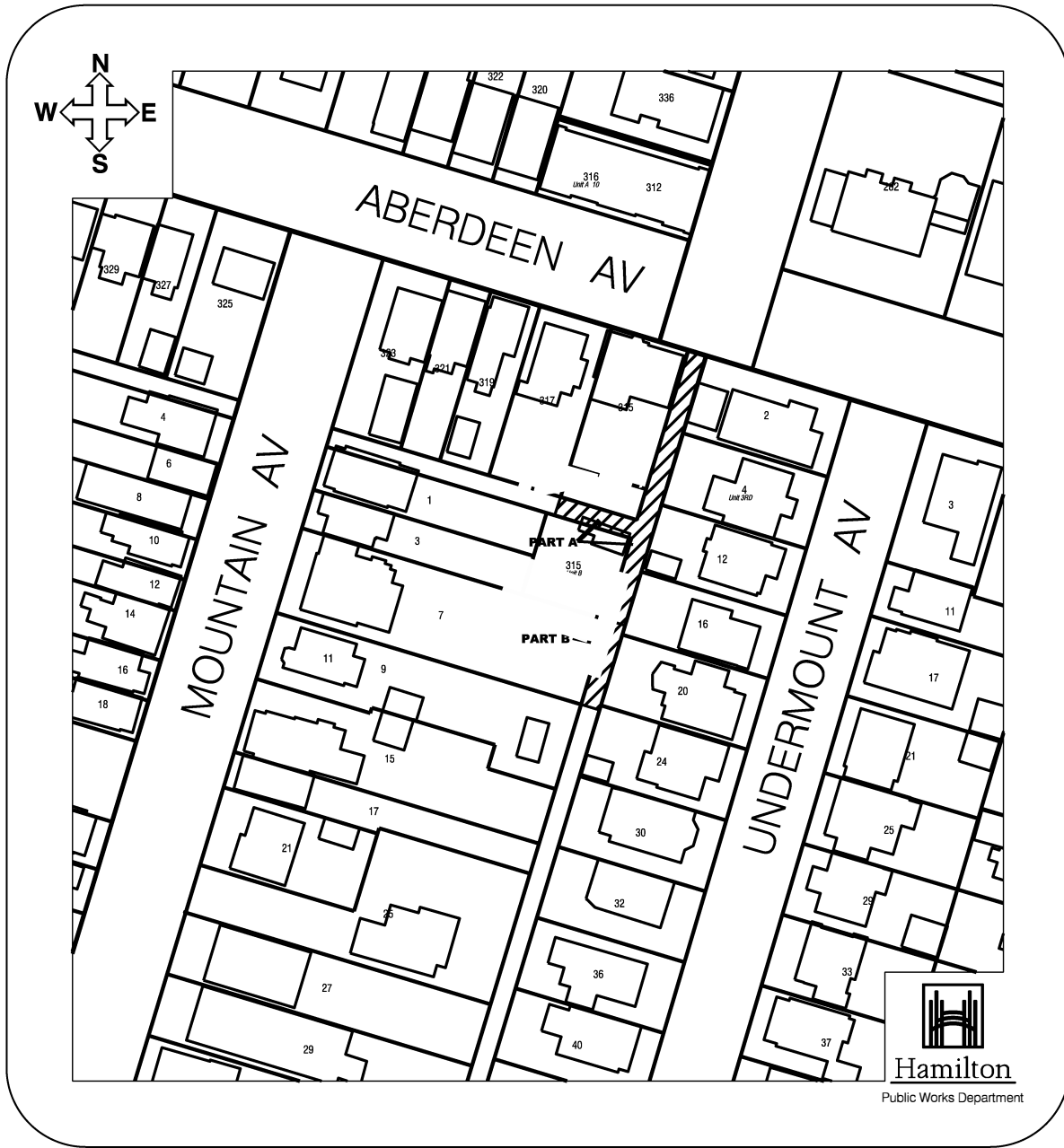
PROPOSED CLOSURE OF PORTION OF UNASSUMED  
ALLEY ABUTTING 315B ABERDEEN AVENUE

Geomatics & Corridor Management Section  
Public Works Department

LEGEND

 Lands to be Closed

NTS | 10/07/2020 | Sketch by: CF




**LOCATION PLAN**

PROPOSED CLOSURE OF  
 UNASSUMED ALLEY AT

**315B ABERDEEN AVENUE**

CITY OF HAMILTON  
 PUBLIC WORKS DEPARTMENT

**LEGEND**



**SUBJECT LANDS**

DATE: JULY 10, 2020      Not to Scale: SKETCH BY: CF

REFERENCE FILE NO : PW19\_



PROPOSED CLOSURE OF PORTION OF UNASSUMED  
ALLEY ABUTTING 315B ABERDEEN AVENUE

Geomatics & Corridor Management Section  
Public Works Department

LEGEND

 Lands to be Closed





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

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	July 7, 2021
<b>SUBJECT/REPORT NO:</b>	Receiving Portland Bikeshare Equipment (PED21144) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Peter Topalovic (905) 546-2424 Ext. 5129
<b>SUBMITTED BY:</b>	Brian Hollingworth Director, Transportation Planning and Parking Planning and Economic Development Department
<b>SIGNATURE:</b>	

### RECOMMENDATION

- (a) That staff be authorized and directed to submit a formal expression of interest to the City of Portland, Oregon, USA, to receive up to 600 used bike share bikes that have become available via donation as a result of Portland's upgrade to a newer system;
- (b) That, should the expression of interest be successful, that the bike share bikes, which are fully compatible with Hamilton's current bikeshare technology, be added to the City-owned bikeshare fleet as a City-owned asset and be used to extend the fleet life by providing a reliable source of spare equipment and parts;
- (c) That staff be authorized and directed to arrange for shipping and other logistics to transport the donated bikes from Portland to Hamilton, pursuant to the City's Procurement Policy;
- (d) That the estimated cost of \$50 K for shipping the bikes from Portland, moving bikes into the current City-owned maintenance and storage facility and rebranding the bikes to reflect Hamilton Bike Share logos be funded through the Sustainable Mobility Programs Project ID: 4032055820;

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**SUBJECT: Receiving Portland Bikeshare Equipment (PED21144) (City Wide) -  
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- (e) That staff negotiate with Hamilton Bike Share Inc. (HBSI) for the use of the donated bikeshare equipment through the current contract period which extends to December 31, 2022; and,
- (f) That the General Manager of Planning and Economic Development be authorized to negotiate, enter into, and execute the agreements and any ancillary documents required to give effect to the donation of the bikeshare equipment from Portland, the shipping and storage of the equipment, and the arrangements with Hamilton Bike Share Inc. (HBSI), all in a form satisfactory to the City Solicitor, based on the general scope and terms outlined in this Report.

### **EXECUTIVE SUMMARY**

The City of Portland, Oregon, recently awarded their bikeshare operations contract to a new supplier and as part of this process upgraded its bikeshare fleet. Portland has made other North American bike share systems aware that their original bikes are available at no cost aside from transportation costs. Since Hamilton's existing bikeshare fleet and computer technology is compatible with Portland's original fleet, there is an opportunity to expand Hamilton's fleet and extend the life of the existing fleet by increasing the spare bike ratio.

This Report requests Council authority to accept a donation of bike share equipment from the City of Portland, Oregon, United States, to enhance the City of Hamilton's current bike share fleet.

Accepting the donated bikes from Portland would require that Hamilton arrange for and assume the cost of transporting the bikes from Portland to Hamilton, estimated to cost between \$30 K and \$40 K. An additional \$10 K would be required to re-brand the bikes.

It is proposed that the bikes be added to the existing fleet, which is owned by the City, and that Hamilton Bike Share Inc. (HBSI) would undertake the assessment, maintenance, servicing, parts coordination, and operation for all of the donated bikes, as part of the operations contract.

### **Alternatives for Consideration – See Page 6**

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

Financial: Receiving the bike share donation from Portland, Oregon will require the City of Hamilton to cover the costs of the transportation of the bikes from Portland to Hamilton at an estimated cost of \$40 to \$50 per bike for an estimated upset limit of \$40 K, taking into account, any contingencies. Upon approval of this Report, a Request for Quotations process will be

**SUBJECT: Receiving Portland Bikeshare Equipment (PED21144) (City Wide) -  
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undertaken to award a contract to a logistics company for the transportation service. These costs will be covered through the Sustainable Mobility Programs Project ID: 4032055820. This Project ID will also cover costs to remove the former marks associated with the Portland Bike Share program and their sponsor for donated bikes that are integrated into the existing fleet, as necessary. This cost is estimated to be up to \$10 K, or on average, \$15 per bike.

The responsibility for the cost of storage and disposal of any unusable parts would be the responsibility of HBSI at no cost to the City.

Staffing: N/A

Legal: Legal Services will work with Transportation Planning Staff and HBSI staff to make arrangements and any necessary agreements or amendments for the assessment, processing, and operations of the donated Portland bike share equipment.

**HISTORICAL BACKGROUND**

The Hamilton Bike Share Program, previously known as SoBi, was launched on May 21, 2015. Since launch, the system has logged 1.86 million trips and 4.1 million kms travelled. The City purchased 750 initial bikes in 2014/15 for \$1.6 M through the Metrolinx Quick Wins Funding Program. In 2017, an additional 75 bikes were purchased through a Federation of Canadian Municipalities and Hamilton Community Foundation Grant for the initial expansion of the Everyone Rides bikeshare equity program. All 1,300 bike share station racks were refurbished, and 650 new racks were purchased as part of an Ontario Municipal Commuter Cycling (OMCC) Program in 2019/20.

In May of 2020, Uber Inc. terminated their operating agreement with the City of Hamilton, and HBSI agreed to operate the program for the City on a provisional basis as part of the staged approach to develop a long-term strategy for micro-mobility in the City, with bike share as its anchor.

On November 25, 2020, Council approved Report PED20109(c) Public Bike Share Program Phased Procurement Process which established an operating agreement through to December 2022 for the operation of the existing base bike share program through HBSI. As part of this process, the bike fleet will be upgraded with new communications hardware so they can continue to connect to the servers which enable their operation. In addition, the bikes require a continuous stream of parts to consistently maintain them. In addition to resulting in an expanded fleet, the Portland,

**SUBJECT: Receiving Portland Bikeshare Equipment (PED21144) (City Wide) -  
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Oregon equipment donation would serve to extend the life of the existing fleet by providing a greater spare ratio for the fleet and a source of compatible parts.

**POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

N/A

**RELEVANT CONSULTATION**

This Report was prepared in consultation with staff from Transportation Planning, Legal Services, and Procurement, internally.

External consultation took place with municipal staff from the City of Portland, Oregon and HBSI.

**ANALYSIS AND RATIONALE FOR RECOMMENDATION**

The City of Portland, Oregon recently awarded their bike share operations contract to a new supplier and will no longer require their fleet of bike share bikes previously supplied by Social Bicycles Inc., the same supplier that supplied bikes for the Hamilton Bike Share program. The City of Hamilton has one of the largest remaining fleets of Social Bicycles equipment and would benefit from the addition of new compatible bikes, parts and equipment, from approximately 600 retired Portland bikes.

The Portland, Oregon bike share equipment donation will require the City to cover the costs of the transportation of the bikes and, upon approval of this Report, Staff will obtain quotes from logistic companies to perform the transport. It is estimated that transport of the bikes will be approximately \$40 to \$50 per bike for an estimated total of \$30 K to \$40 K. The bikes will be temporarily stored in the current City-owned storage location for bike share and bike parking equipment before they are either put into service or harvested for parts, depending on the assessment of each bike. The bikes would also be prepared for service by removing any marks from the City of Portland or their sponsor to a maximum upset limit of \$10 K.

HBSI will undertake the assessment, maintenance, servicing, parts coordination, operation for all the donated bikes, as part of the operations contract. It is expected that approximately 10% of the bikes received would be deemed as bike parts, with any non-useable components needing to be recycled. Based on past experience, it is reasonable to assume all metal parts can be recycled at no cost or a small profit.

The cost to purchase new pedal bike share bicycles is between \$1,800 and \$2,000, and no capital replacement plans are currently underway. Utilizing these donated bikes can enhance the fleet with bikes and parts that can be integrated into the existing service.

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Any portion of the Portland donated bikes that are not suitable for service can be utilized for parts that can benefit the existing fleet. Through previously approved plans funded by the OMCC Program, the current operating fleet will be receiving an upgrade to each controller that is necessary to connect the bikes to the network. Up to 900 new controllers will be available for the combined bike share fleet, which effectively caps the operating fleet size. HBSI is responsible for all connectivity fees for operating bike share equipment.

The table below provides a summary of the advantages and disadvantages of accepting the donated bicycles.

<b>Advantages</b>	<b>Disadvantages/Risks</b>
<ul style="list-style-type: none"> <li>- Provides ability to renew and expand fleet at a low cost</li> <li>- Provides a stream of bike parts for the fleet</li> <li>- Extends the lifecycle of the existing fleet</li> <li>- Reduces operational costs by allowing bikes to be swapped out easily and extending maintenance timelines</li> <li>- Provides a better upcycled solution for the Portland bikes, avoiding waste</li> <li>- Donated bikes will be assessed and processed by HBSI at no cost to the City</li> </ul>	<ul style="list-style-type: none"> <li>- Existing marks on the Portland bikes will need to be removed</li> <li>- Portland bikes are orange and not the standard blue colour of the existing fleet</li> <li>- The time to transport and assess the bikes will be significant and delay the integration of the bikes into the fleet until 2022</li> </ul>

In order to maintain the operations of the system, the operations contract between HBSI and the City will need to be amended to reflect the new operational tasks and reflect the potential increase in the size of the operating bike share fleet. This amendment would be at no additional operating cost to the City. HBSI will undertake an assessment of the donated bikes to determine their condition and other inventory considerations and then perform a repair or parts extraction to extend the lifecycle of the existing fleet. HBSI will also remove the Portland Biketown branding in order to integrate the serviceable bicycles into the existing fleet.

The reason for the request of contract extension is to provide time for the newly donated bikes to be assessed and used for operational support – this is expected to take up to 12 months.

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The City has \$100 K in funds from the wind-down of the former bike share agreement in Account 4032055820 which is being maintained for the purposes of decommissioning the bike share program, including the additional donated bikes, should the City not be successful in securing a long-term operating partner beyond the current operating agreement with HBSI.

**ALTERNATIVES FOR CONSIDERATION**

Council can decide not to accept the Portland Oregon bike share equipment donation and await future grants or other funding opportunities to enhance the fleet. However, these grants are not guaranteed, and the bike share fleet would benefit from immediate enhancements at a low cost.

**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.

**Our People and Performance**

Hamiltonians have a high level of trust and confidence in their City government.

**APPENDICES AND SCHEDULES ATTACHED**

N/A

PT:cr

# 11.1

## CITY OF HAMILTON

### MOTION

Public Works Committee: July 07, 2021

**MOVED BY COUNCILLOR N. NANN.....**

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

**Investment in Churchill Park (Ward 1)**

WHEREAS, the City of Hamilton owned fieldhouse facilities in Ward 1 are maintained by the City of Hamilton’s Facilities Operations & Maintenance Section of the Energy, Fleet & Facilities Management Division, Public Works;

WHEREAS, many of the current fieldhouses in Ward 1 need lifecycle repair and accessibility upgrades;

WHEREAS, flexible community space will enhance all season programming at Churchill Park, and will draw more users to the Park; and,

WHEREAS, Churchill Park has been identified by the community as a priority facility in need of improved accessibility, including accessible washrooms to support the Clubhouse users;

THEREFORE, BE IT RESOLVED:

- (a) That Public Works Facilities staff be authorized and directed to retain a Prime Design Consultant to undertake both a feasibility study of accessibility improvements, as well as a Cultural Heritage Study, of Churchill Park, to determine recommendations for upgrades to support the community and programming uses;
- (b) That the funding for the feasibility study of accessibility improvements, as well as a Cultural Heritage Study, of Churchill Park, at a cost of \$150,000, to be funded from the Ward 1 Area Rating Reserve Account (108051) be approved; 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.

# 11.2

## CITY OF HAMILTON

### MOTION

Public Works Committee: July 07, 2021

**MOVED BY COUNCILLOR N. NANN.....**

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

**Investment in HAAA Park Fieldhouse (Ward 1)**

WHEREAS, the City of Hamilton owned fieldhouse facilities in Ward 1 are maintained by the City of Hamilton’s Facilities Operations & Maintenance Section of the Energy, Fleet & Facilities Management Division, Public Works;

WHEREAS, many of the current fieldhouses in Ward 1 need lifecycle repair and accessibility upgrades;

WHEREAS, future investments are anticipated that will include a redeveloped spray pad and playground that will draw more users to HAAA Park; and,

WHEREAS, HAAA Fieldhouse has been identified by the community as a priority facility in need of improved accessibility to support the users of the playground, spray pad, and other park amenities;

THEREFORE, BE IT RESOLVED:

- (a) That Public Works Facilities staff be authorized and directed to retain a Prime Design Consultant to undertake a feasibility study of accessibility improvements, including a Cultural Heritage Assessment, of the HAAA Fieldhouse, to support the community, programming, and anticipated increased use after future investments in park infrastructure;
- (b) That the funding for the feasibility study of accessibility improvements, including a Cultural Heritage Assessment, of the HAAA Fieldhouse, at a cost of \$150,000, to be funded from the Ward 1 Area Rating Reserve Account (108051) be approved; 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.



# 11.3

## CITY OF HAMILTON

### MOTION

Public Works Committee: July 7, 2021

**MOVED BY COUNCILLOR N. NANN.....**

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

**Design and Construction of a Spray Pad at Woodlands Park, Hamilton (Ward 3)**

WHEREAS, parks play an important role in the creation of livable, inclusive cities, and the amenities in parks animate the spaces for use by the public;

WHEREAS, Woodlands Park, 501 Barton Street East, Hamilton, is a park with servicing on site, washroom facilities, parking lot, adjacent transit stop, and therefore suitable for a spray pad amenity;

WHEREAS, climate change is leading to more heat alerts and hotter temperatures, and residents look to parks for opportunities to cool off;

WHEREAS, the Barton Village BIA created a petition to indicate community interest and support for a spray pad that received approximately 250 signatures in February 2021; and,

WHEREAS, the Ward 3 Office has determined this park is a priority for improvement and investment;

THEREFORE, BE IT RESOLVED:

- (a) That \$710,000 of funding be allocated from the Ward 3 Special Capital Re-investment Reserve Fund (#108053), to design and construct the Woodlands Park spray pad development project;
- (b) That the annual operating impacts of \$29,000 for the supply of water, maintenance, and winterization be included in the 2022 Public Works Department base operating budget submission; 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.

# 11.4

## CITY OF HAMILTON

### MOTION

Public Works Committee: July 7, 2021

**MOVED BY COUNCILLOR J.P. DANKO.....**

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

#### **Installation of Pathway Lighting for the Buchanan Neighbourhood in Ward 8**

WHEREAS, residents are requesting the installation of lighting for pathways that connect roadways to roadways within the Buchanan neighbourhood in Ward 8, to enhance walkability and pedestrian comfort and safety at night;

THEREFORE, BE IT RESOLVED:

- (a) That Transportation Operations and Maintenance staff be authorized and directed to install pedestrian scale lighting on the following eight pathways in the Buchanan neighbourhood in 2021:
  - (i) Laurier Avenue to Delmar Drive;
  - (ii) Laurier Drive to Collier Crescent;
  - (iii) Delmar Drive to Collier Crescent;
  - (iv) Laurier Avenue to Algoma Crescent;
  - (v) Leadale Place to Mohawk Road West;
  - (vi) Verona Place to Columbia Drive;
  - (vii) Geneva Drive to Columbia Drive; and,
  - (viii) Delmar Drive to Geneva Drive;
- (b) That all costs associated with the installation of pedestrian scale lighting on these pathways be funded from the Ward 8 Special Capital Reinvestment Reserve Account (108058) at an upset limit, including contingency, not to exceed \$165,000; and,

**Motion respecting Installation of Pathway Lighting  
for the Buchanan Neighbourhood in Ward 8**

**Page 2 of 2**

- (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.

# CITY OF HAMILTON

## MOTION

Public Works Committee: July 07, 2021

**MOVED BY COUNCILLOR T. JACKSON.....**

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

**Reimbursement of Backwater Valve Installation at 35 Lisgar Court, Hamilton  
(Ward 6)**

WHEREAS, the Protective Plumbing Program was adopted by Council on September 30, 2009, (Report PW09082), and appended to the Water and Wastewater Infrastructure Support Community Improvement Plan, on August 21, 2020;

WHEREAS, residential properties that are owner occupied or rented and attached to the municipal sewer system are eligible for grants of up to \$2,000 under the Protective Plumbing Program, provided the eligible works conform to the Ontario Building Code;

WHEREAS, in 2010, after flooding occurred in 2009, the owner of 35 Lisgar Court entered into a private agreement with a local contractor to purchase a building permit to install a Mainline Fullport Backwater Valve and receiving the maximum grant of \$2,000;

WHEREAS, in 2015, the Mainline Adapt-a-Valve backwater valve was approved for installation for sewer laterals at a depth greater than 24" resulting in a unique situation;

WHEREAS, in 2019, the owner of 35 Lisgar Court experienced a sewer backup again; and,

WHEREAS, in October 2020, the family of the homeowner contracted a local plumber to provide an estimate for cleaning the backwater valve, the plumber noted that the Mainline Fullport Backwater Valve that was installed in 2010 is at depth of 40" and THUS inaccessible for proper maintenance and cleaning;

THEREFORE, BE IT RESOLVED:

- (a) That following the replacement of the Mainline Fullport Backwater Valve with an Adapt-A-Valve backwater valve at 35 Lisgar Court, by a qualified contractor retained by the resident, and submission of the final invoice and proof of payment be given to the Hamilton Water Services Division, the homeowner be reimbursed

**Motion respecting Reimbursement of Backwater Valve  
Installation at 35 Lisgar Court, Hamilton (Ward 6)**

**Page 2 of 2**

a maximum of \$2,000 from the Ward 6 Special Capital Re-Investment Discretionary Fund (#3301909600); 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.

# 11.6

# CITY OF HAMILTON

## MOTION

Public Works Committee: July 7, 2021

**MOVED BY COUNCILLOR T. JACKSON.....**

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

**Installation of a Speed Cushion on Robson Crescent, Hamilton (Ward 6)**

WHEREAS, residents are requesting the installation of a speed cushion along Robson Crescent, which abuts Randall Park, to address roadway safety concerns as a result of speeding and cut through traffic;

THEREFORE, BE IT RESOLVED:

- (a) That staff be authorized and directed to install one speed cushion at #99 Robson Crescent, Hamilton, at a cost not to exceed \$7,000, to be funded from the Ward 6 Minor Maintenance Account (4031911606); 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.

# CITY OF HAMILTON

## MOTION

Public Works Committee: July 7, 2021

**MOVED BY COUNCILLOR T. JACKSON.....**

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

**New Stop Controls at the Intersection of Rosewell Street and Rexford Drive,  
Hamilton (Ward 6)**

WHEREAS, the City of Hamilton is committed to creating safe neighborhoods and vibrant communities;

WHEREAS, ensuring the safety of both pedestrians and motorists is a priority;

WHEREAS, this request was driven and initiated by resident concerns to the Ward 6 Councillor's Office; and,

WHEREAS, this intersection is a popular crossing point for pedestrians/cyclists accessing the City's Multi-use Recreational Pathway on the south side of the Lincoln Alexander Parkway;

THEREFORE, BE IT RESOLVED:

- (a) That staff be authorized and directed to add new stop controls on Rosewell Street at Rexford Drive to convert the intersection to an all-way stop, at a cost not to exceed \$10,000, to be funded from the Ward 6 Minor Maintenance Account (4031911606); 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.

# CITY OF HAMILTON

## MOTION

Public Works Committee: July 7, 2021

**MOVED BY COUNCILLOR A. VANDERBEEK.....**

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

**Purchase of New Mounting Base for Memorial Stone within Fisher Mills Park  
(Ward 13)**

WHEREAS, a tragic accident occurred on the Greensville Hill, in Dundas, on March 2, 1974, which took the lives of teenagers Ingrid Scheinecker and Margaret Kaarsemaker and severely injured Kathy Kaarsemaker;

WHEREAS, a memorial stone was donated by the students and staff of Dundas District High School in their memory;

WHEREAS, the school building is now a privately-owned condominium residence;

WHEREAS, the former school’s playfield now belongs to the City of Hamilton;

WHEREAS, the stone was relocated to the municipally-owned Fisher Mills Park, opposite the former school; and,

WHEREAS, the memorial in Fisher’s Mill Park requires a new mounting base for the stone;

THEREFORE, BE IT RESOLVED:

- (a) That Public Works Parks staff be authorized and directed to purchase the required mounting base, at a cost not to exceed \$1,500, to be funded from the Ward 13 Non-Property Tax Revenue account (3301609613); 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.



# CITY OF HAMILTON

## MOTION

Public Works Committee: July 7, 2021

**MOVED BY COUNCILLOR E. PAULS.....**

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

**Locke Street BIA Area Pedestrianization Grant (Ward 1)**

WHEREAS, COVID-19 has hit Canadian small business harder than the 2008 financial crisis;

WHEREAS, small businesses represent 97.9% of all Canadian businesses, contributing almost half of the GDP generated by the private sector and are collectively Canada’s largest employer, putting more than 8.4 million Canadians to work;

WHEREAS, the Mayor’s Task Force on Economic Recovery provided multi-sectoral leadership and direction to guide Hamilton’s economic recovery in the immediate aftermath of the COVID-19 pandemic. It has formulated an action driven plan to position the City of Hamilton now, for long-term, sustainable and equitable economic recovery.

WHEREAS, action item 12 of the Mayor’s Task Force report stated that the City of Hamilton must find solutions in relation to outdoor space that will create attractive and safe walkable streets;

WHEREAS, action item 67 of the Mayor’s Task Force report identified street closures and placemaking projects as actions that could revitalize main streets and support local businesses, attractions and tourism facilities;

WHEREAS, action item 4 of the Mayor’s Task Force report identified the need to champion street closures and placemaking projects through all seasons to help revitalize main streets and support local businesses;

WHEREAS, action item 78 identified placemaking an effective way to support the well-being and health of workplaces;

WHEREAS, the Mayor’s Task Force report recognized that Hamilton requires an equity-informed economic recovery plan that addresses systemic inequalities including the disproportionate impact on women;

**Motion respecting Locke Street BIA Area Pedestrianization Grant (Ward 1)**  
**Page 2 of 2**

WHEREAS, the Locke Street BIA is composed of 80 active small businesses and approximately 55% of these businesses are female owned or co-owned;

WHEREAS, the Locke Street BIA experienced a disruption of regular business activity with significant lost revenue in year 2019 as a result of the reconstruction of the street;

WHEREAS, most of the federal COVID-19 financial assistance programs for small business used 2019 to calculate the percentage revenue decline for the qualifying periods of 2020/21 in determining the subsidy rate and as such this does not reflect an accurate representation of year over year lost revenue decline caused by the 2019 road reconstruction;

WHEREAS, in the summer of 2020, in response to COVID-19 restrictions, Locke BIA business members closed the street to vehicle traffic on Saturdays in August and September in an effort to support Locke BIA restaurants and retail stores. This effort resulted in increased revenues for small businesses;

WHEREAS, the Locke Street BIA is planning on opening up Locke Street South to pedestrians each Saturday, for 11 Saturdays, for both dining and retail BIA members, in an effort to provide a safe environment and meet COVID-19 restrictions; and,

WHEREAS, the accumulative costs of the closure exceeds the funds available to the Locke Street BIA;

THEREFORE, BE IT RESOLVED:

- (a) That \$7,000 be provided to the Locke Street Business Improvement Area to help support safe street closures from the Ward 1 Area Rating Capital Reinvestment Discretionary Fund (3302109100); 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.