



PUBLIC WORKS COMMITTEE MINUTES 21-011

1:30 p.m.

Wednesday, August 11, 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, S. Merulla and M. Pearson

Absent with Regrets: Councillor T. Whitehead – Leave of Absence
Councillor E. Pauls – Personal

Also Present: Councillor B. Clark

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

- 1. COVID-19 Wastewater Surveillance Initiative (PW21048) (City Wide) (Item 7.1)**

(Danko/Pearson)

That Report PW21048, respecting a COVID-19 Wastewater Surveillance Initiative, be received.

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

NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Ninder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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. Old Dundas Road Sewage Pumping Station (HC005) Emergency Overflow to Ancaster Creek Feasibility Study (PW14107(a)) (Ward 12) (Item 7.2)

(Ferguson/Pearson)

That staff be directed to apply to the Ministry of Environment, Conservation and Parks (MECP) for the installation of stormwater overflow into Ancaster Creek.

Result: Motion CARRIED by a vote of 7 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
NOT PRESENT - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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. City of Hamilton Annual Collision Report – 2020 Statistics and Trends (PW21047) (City Wide) (Item 7.3)

(Pearson/Farr)

That Report PW21047, respecting the City of Hamilton Annual Collision Report – 2020 Statistics and Trends, 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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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. Proposed Permanent Closure and Sale of a Portion of Pinot Crescent, Stoney Creek (PW21043) (Ward 10) (Item 9.1)

(Pearson/Farr)

(a) That the application of the owner of Block 9, plan 62M-1241 to permanently close and purchase a portion of road allowance abutting Block 9, ("Subject Lands"), as shown on Appendix "A" and Appendix "B",

attached to Report PW21043, be approved, subject to the following conditions:

- (i) That the City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the highway, for enactment by Council;
- (ii) The Real Estate Section of the Planning and Economic Development Department be authorized and directed to enter into any requisite easement agreements, right of way agreements, and/or other agreements deemed necessary to affect the orderly disposition of the Subject Lands and to proceed to sell the Subject Lands to the owners of Block 9, Plan 62M-1241, as described in Report PW21043, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
- (iii) The City Solicitor be authorized to complete the transfer of the Subject Lands to the owner of Block 9, Plan 62M-1241 pursuant to an Agreement of Purchase and Sale or Offer to Purchase as negotiated by the Real Estate Section of the Planning and Economic Development Department;
- (iv) That the City Solicitor be authorized and directed to register a certified copy of the by-law(s) permanently closing and selling the highway in the proper land registry office;
- (v) That the City Solicitor be authorized to amend and waive such terms as she considers reasonable to give effect to this authorization and direction;
- (vi) That the Public Works Department publish any required notice of the City's intention to pass the by-laws and/or permanently sell the closed highway pursuant to the City of Hamilton Sale of Land Policy By-law 14-204;
- (vii) That the applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section.

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nringer Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson

NOT PRESENT - 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. Commercial E-Scooters Operations (PED20134(b)) (City Wide) (Item 10.1)

(Nann/Farr)

- (a) That staff be directed to initiate a Request for Proposals to select a maximum of two commercial E-Scooter operators to operate a 24-month pilot program within the City of Hamilton, with two optional one-year extensions based on the general scope and terms set out herein this Report PED20134(b) and pending staff review of the pilot program;
- (b) That the General Manager of Planning and Economic Development be authorized to negotiate, enter into, and execute an agreement, any amendments, and ancillary documents required to give effect thereto with the successful proponents to the request for proposals for Commercial E-Scooter operators in a form satisfactory to the City Solicitor, based on the general scope and terms outlined in this Report PED20134(b);
- (c) That, upon the award of any agreements with a Commercial E-Scooter operator, the General Manager of Planning and Economic Development be authorized to amend the operating agreement with Hamilton Bike Share Inc. (HBSI) for the operation of the base bike share program to provide an operating offset equivalent to the annual vehicle fee, device equity fee, winter operations offset fee and per trip fee collected from the Commercial E-Scooter operator; and,
- (d) ***That staff be directed to consult the Advisory Committee for Persons with Disabilities, the CNIB Foundation and the Seniors Advisory Committee on a quarterly basis with respect to the Commercial E-Scooter pilot program.***

Result: Main Motion, As Amended, CARRIED by a vote of 9 to 0, as follows:

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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. Biosolids Management Project - Approval of Change in Control of Harbour City Solutions (PW11098(h)) (City Wide) (Item 10.3)

(Ferguson/Pearson)

- (a) That the General Manager of Public Works be authorized to execute a consent authorizing and approving the transfer of control of Bird Capital Hamilton Biosolids Holdings Inc. and Maple Hamilton Biosolids Holdings Inc., as requested by Synagro Hamilton Biosolids LP, in a form approved by the City Solicitor; and,
- (b) That the consent to authorize and approve the transfer of control of Bird Capital Hamilton Biosolids Holdings Inc. and Maple Hamilton Biosolids Holdings Inc. be subject to the issuance of Final Completion Phase 1 and Final Completion certificates by the Independent Certifier as required and defined in the Project Agreement, and such other reasonable conditions as may be specified by 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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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. Standardization of Hamilton Water Equipment, Parts, Supplies and Services (PW21045) (City Wide) (Item 10.4)

(Pearson/Danko)

- (a) That the standardization of the products, services, manufacturers and distributors identified in Appendices "A", "B" and "C" to Report PW21045 pursuant to Procurement Policy #14 - Standardization and as the single source of supply for the listed equipment, parts, supplies and services for the Hamilton Water Division be approved;
- (b) That the General Manager of Public Works, or their designate, be authorized to negotiate, enter into and execute any required Contract and any ancillary documents required to give effect thereto with those suppliers identified in Appendices "A", "B" and "C" to Report PW21045 with content acceptable to the General Manager of Public Works, and in a form satisfactory to the City Solicitor; and,

- (c) That the General Manager of Public Works, or their designate, be authorized to amend any Contracts executed and any ancillary documents as required in the event that a service provider, manufacturer, or distributor identified in Appendices "A", "B" or "C" to Report PW21045 undergoes a name change or a new distributor relationship 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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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. Cost Recovery Using Funding Methodology for Municipal Infrastructure Extensions - Rymal Road from Approximately 200m East of Second Road West to Upper Centennial Parkway (PW21046) (Ward 9) (Item 10.5)

(Danko/Merulla)

- (a) That the General Manager of Finance and Corporate Services be authorized and directed to prepare a cost recovery by-law in accordance with the *Municipal Act, 2001* the *City of Hamilton Act, 1999* and the City's Funding Methodology for Municipal Infrastructure Extensions Policy to recover the local portion of infrastructure extension construction costs to be incurred, in addition to permit fees, against the benefiting properties identified in Appendix "B" attached to Report PW21046 with the following terms:
- (i) The charge to each property, as identified in Appendix "B" attached to Report PW21046; the current flat fee as of the date of payment/connection in accordance with the City's annual user fee by-law;
- (ii) The charge shall be due at the earlier of the time of connection (building permit), as a condition of severance, or may be paid at any time;
- (iii) At time of connection, the benefiting owners may elect to spread the payment over 15 years by placing the charge on tax roll; interest shall apply based on the City's then current 15 year borrowing rate;

- (iv) Any unpaid amounts may be added to the property tax roll and collected in the same manner as municipal taxes.

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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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. Private Tree Giveaway (PW21044) (City Wide) (Item 10.6)

(Jackson/Ferguson)

- (a) That staff be directed to plan and execute a City Wide Private Tree Giveaway Program for the remainder of 2021 and on an annual basis from 2022 and beyond, subject to the approval of the following:
 - (i) That \$15,000 be allocated from the 2021 Forestry tax operating budget to fund the 2021 Fall Private Tree Giveaway Program; and,
 - (ii) That the 2022 Private Tree Giveaway Program annual operating budget request of \$45,000 be referred to the 2022 tax operating budget process for consideration.

Result: Motion CARRIED by a vote of 8 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
NOT PRESENT - 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. Installation of Traffic Calming Measures at Various Locations throughout Ward 6 (Item 11.1)

(Jackson/Collins)

WHEREAS, the residents of Beacon Avenue have submitted a petition with 46 names for the installation of speed cushions on Beacon Avenue to address roadway safety concerns as a result of speeding, cut-through traffic;

WHEREAS, the residents of Moxley Drive have submitted a petition with 45 names for the installation of speed cushions on Moxley Drive between Beacon Avenue and Mohawk Road East to address roadway safety concerns as a result of speeding, cut-through traffic;

WHEREAS, the residents of Rapallo Drive, that were part of a neighbourhood petition of 67 names, are requesting the installation of speed cushions along Rapallo Drive, to address roadway safety concerns as a result of speeding and cut through traffic;

WHEREAS, the residents of East 45th Street have submitted a petition containing 50 signatures for the installation of additional speed cushions on East 45th Street, between 10th Avenue and Fennell Avenue East, to address roadway safety concerns as a result of speeding, cut-through traffic;

WHEREAS, the residents of Organ Crescent have submitted a petition containing 45 signatures for the installation of speed cushions on Organ Crescent, to address roadway safety concerns as a result of speeding, cut-through traffic;

WHEREAS, the residents of Eaglewood Drive have submitted a petition containing 75 signatures for the installation of speed cushions on Eaglewood Drive, between Eva Street and Sinena Avenue, to address roadway safety concerns as a result of speeding, cut-through traffic; and,

WHEREAS, the residents of Fernwood Crescent have submitted a petition containing 31 signatures for the installation of speed cushions on Fernwood Crescent, between 9th Avenue and Castlefield 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 the following roadways as part of the 2021 Traffic Calming program (Fall Application):
 - (i) Beacon Avenue, Hamilton (2 speed cushions);
 - (ii) Moxley Drive, from Beacon Avenue and Mohawk Road East, Hamilton (1 speed cushion);
 - (iii) Rapallo Avenue, Hamilton (2 speed cushions);
 - (iv) East 45th Street, from 10th Avenue and Fennell Avenue East, Hamilton (5 speed cushions);

- (v) Organ Crescent, Hamilton (4 speed cushions);
 - (vi) Eaglewood Drive, from Eva Street and Sinena Avenue, Hamilton (3 speed cushions);
 - (vii) Fernwood Crescent, from 9th Avenue and Castlefield Drive, Hamilton (2 speed cushions);
- (b) That all costs associated with the installation of traffic calming measures at the identified locations throughout Ward 6 be funded from the Ward 6 Minor Maintenance Account (4031911606) at a total cost not to exceed \$133,000 (including contingency); 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 8 to 0, as follows:

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

11. Installation of Traffic Calming Measures on Bellagio Avenue, Showcase Drive, Keystone Crescent, Fletcher Road and Gatestone Drive to Address Safety Concerns Around Area Elementary Schools (Ward 9) (Item 11.2)

(Jackson/Collins)

WHEREAS, the City of Hamilton is committed to the safety of all road users and is a leader in Vision Zero initiatives; and,

WHEREAS, the Ward 9 office has continued to receive complaints and concerns related to the safety of elementary students accessing schools in these areas;

THEREFORE, BE IT RESOLVED:

- (a) That Transportation Operations and Maintenance staff be authorized and directed to install traffic calming measures on the following roadways as part of the 2021 Traffic Calming program (fall application), at a cost not to exceed \$60,000, to be funded from the Ward 9 Minor Maintenance account (4031911609):

- (i) Gatestone Drive, from Foxtrot Drive to Shadyglen Drive, Hamilton (2 speed cushions);
 - (ii) Bellagio Avenue, from Fletcher Road to Keystone Crescent, Hamilton (3 speed cushions);
 - (iii) Keystone Crescent, from Bellagio Avenue to Showcase Drive, Hamilton (2 speed cushion);
 - (iv) Showcase Drive, from Keystone Crescent to Fletcher Road, Hamilton (2 speed cushions);
 - (v) Fletcher Road at Pinehill Drive, Hamilton, northwest corner, corner radius reduction;
- (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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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

12. Additional Funding for the Study of Design Improvements to Southam Park, Hamilton (Ward 8) (Item 11.3)

(Danko/Jackson)

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

WHEREAS, Southam Park, located at 480 Upper James Street, was approved as a project through the 2020 capital budget process to design improvements to the park; and,

WHEREAS, additional funds are required to complete studies and detailed design;

THEREFORE, BE IT RESOLVED:

- (a) That \$51,000 of funding be allocated from the Ward 8 Special Capital Re-investment Reserve Fund #108058 to Project ID 4402056008, to complete the studies and detailed design of Southam Park; 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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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

13. Installation of Traffic Calming Measures at Various Locations throughout Ward 1 (Item 11.4)

(Nann/Danko)

WHEREAS, the City of Hamilton has adopted Vision Zero approach which considers human error as part of the road way safety equation,

WHEREAS, roads adjacent to parks and schools frequently see the greatest number of young pedestrians and cyclists at risk by speeding motorists; and,

WHEREAS, Ward 1 residents have repeatedly advocated for the installation of speed cushions on various roadways throughout their neighbourhoods to address roadway safety concerns as a result of speeding and cut-through traffic;

THEREFORE, BE IT RESOLVED:

- (a) That Transportation Operations and Maintenance staff be authorized and directed to install traffic calming measures on the following roadways as part of the 2021 Traffic Calming program:
 - (i) Homewood Avenue from Dundurn Street South to MacDonald Avenue, Hamilton (1 speed cushion);
 - (ii) Stanley Avenue from Dundurn Street South to MacDonald Avenue, Hamilton (1 speed cushion);

- (iii) Charlton Avenue West from Locke Street South to Dundurn Street South, Hamilton (2 speed cushions);
 - (iv) Beddoe Drive from Studholme Road to southerly end, Hamilton (3 speed cushions);
 - (v) Dromore Crescent from Marion Avenue North to Oak Knoll Drive, Hamilton (1 speed cushion);
 - (vi) Marion Avenue North from Haddon Avenue North to Dromore Crescent, Hamilton (1 speed cushion);
 - (vii) Parkside Drive from Devon Place to Glen Road, Hamilton (1 speed cushion);
 - (viii) Glen Road from Parkside Drive to Kipling Road, Hamilton (1 speed cushion);
 - (ix) Strathcona Avenue North from York Boulevard to Florence Street, Hamilton (1 speed cushion);
 - (x) Chatham Street from Locke Street South to Dundurn Street South, Hamilton (2 speed cushions);
- (b) That all costs associated with the installation of traffic calming measures at the identified locations throughout Ward 1 be funded from the Ward 1 Reserve Account (108051) at a total cost not to exceed \$100,000 (including contingency); 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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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

14. Ward 1 Park Improvements (Item 11.5)

(Nann/Pearson)

WHEREAS, Victoria Park (500 King Street West, Hamilton) is a diverse community park in Ward 1 with recreation amenities that promote healthy activity opportunities for the community;

WHEREAS, one of the two multi-use courts within Victoria Park does not include the basketball and hockey infrastructure that is now standard within new multi-use court amenities;

WHEREAS, the addition of this infrastructure is desirable to increasing recreation opportunities for residents at Victoria Park;

WHEREAS, the junior play structure located within Mapleside Park (12 Spruceside Avenue, Hamilton) has reached end of life;

WHEREAS, the asphalt pathways at both Mapleside Park and Radial Park (12 Spruceside Avenue, Hamilton) require replacement,

WHEREAS, drainage improvements can be effectively added to Mapleside Park during the play structure and pathway improvements to improve park conditions;

WHEREAS, these community amenities at both Mapleside Park and Radial Park are valuable recreation opportunities for children, youth and families within the Kirkendall North and Kirkendall South neighbourhoods;

WHEREAS, park pathways offer a valuable active transportation link to pedestrians and bike users in Ward 1 and beyond; and,

WHEREAS, the asphalt pathways at Alexander Park (201 Whitney Avenue, Hamilton), Churchill Park (255 Glen Road, Hamilton) and Jackson Playground (439 Jackson Street West, Hamilton) require replacement;

THEREFORE, BE IT RESOLVED:

- (a) That \$35,000 of funding be allocated from the Ward 1 Special Capital Re-Investment Discretionary Fund (#3302009100), to improve the existing court within Victoria Park, Hamilton, with basketball posts/nets and fencing improvements to include built in hockey nets, be approved;
- (b) That the replacement of the existing junior play structure, pathway replacements and drainage improvements at Radial Park and Spruceside Park, Hamilton, at an approximate cost of \$146,000, to be funded from Ward 1 Special Capital Re-Investment Reserve Fund (#108051), be approved;
- (c) That the replacement of portions of asphalt pathways at Alexander Park, Churchill Park and Jackson Playground, Hamilton, at an approximate cost of

\$90,000, to be funded from the Ward 1 Special Capital Re-Investment Reserve Fund (#108051), be approved; 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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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

**15. Material Recycling Facility Unsolicited Proposal (CONFIDENTIAL)
(PW21050) (City Wide) (Item 14.1)**

(Pearson/Danko)

- (a) That the direction provided to staff in Closed Session, respecting Report PW21050, Material Recycling Facility Unsolicited Proposal, be approved; and,
- (b) That Report PW21050, respecting the Material Recycling Facility Unsolicited Proposal, remain confidential.

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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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:

6. DELEGATION REQUESTS

6.1 Delegation Requests respecting Item 10.1 - Commercial E-Scooters Operations (PED20134(b)) (City Wide) (for today's meeting):

6.1(a) James Kemp, Advisory Committee for Persons with Disabilities

6.1(b) Chris Schafer, Bird Canada

6.1(c) Ashley Brown, Spin Mobility Inc.

11. MOTIONS

11.1 Installation of Traffic Calming Measures at Various Locations throughout Ward 6 **(REVISED)**

(Ferguson/Pearson)

That the agenda for the August 11, 2021 Public Works Committee meeting be approved, as amended.

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

NOT PRESENT - Ward 2 Councillor Jason Farr

YES - Vice Chair - Ward 3 Councillor Nrinder Nann

YES - Ward 4 Councillor Sam Merulla

NOT PRESENT - Ward 5 Councillor Chad Collins

YES - Ward 6 Councillor Tom Jackson

NOT PRESENT - 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) July 7, 2021 (Item 4.1)

(Nann/Pearson)

That the Minutes of the July 7, 2021 meeting of the Public Works Committee be approved, as presented.

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

NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
NOT PRESENT - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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) DELEGATION REQUESTS (Item 6)

(Ferguson/Merulla)

(a) That the following delegation requests, respecting Item 10.1 - Commercial E-Scooters Operations (PED20134(b)) (City Wide), be approved for today's meeting:

(i) James Kemp, Advisory Committee for Persons with Disabilities (Added Item 6.1(a))

(ii) Chris Schafer, Bird Canada (Added Item 6.1(b))

(iii) Ashley Brown, Spin Mobility Inc. (Added Item 6.1(c))

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

NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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 further disposition of this matter, refer to Item (f)(ii).

(e) CONSENT ITEMS (Item 7)

(Farr/Nann)

(a) That the following Consent Items, be received:

- (i) Hamilton Cycling Committee Meeting Minutes - April 7, 2021 (Item 7.4)
- (ii) Hamilton Cycling Committee Staff Liaison Report - May 5, 2021 (Item 7.5)
- (iii) Hamilton Cycling Committee Meeting Minutes – June 2, 2021 (Item 7.6)

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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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

(f) PUBLIC HEARINGS / DELEGATIONS (Item 9)

(i) Proposed Permanent Closure and Sale of a Portion of Pinot Crescent, Stoney Creek (PW21043) (Ward 10) (Item 9.1)

Councillor VanderBeek advised that notice of the Proposed Permanent Closure and Sale of a Portion of Pinot Crescent, Stoney Creek (PW21043) (Ward 10) was given as required under the City's By-law #14-204 – the Sale of Land Policy By-law.

No members of the public were registered as Delegations.

(Pearson/Farr)

That the public meeting be closed.

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

YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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 further disposition of this matter, refer to Item 4.

(ii) Delegations respecting Item 10.1 - Commercial E-Scooters Operations (PED20134(b)) (City Wide) (Added Items 9.2(a) – 9.2(c))

(Pearson/Nann)

That the presentations from the following delegates, respecting Item 10.1 - Commercial E-Scooters Operations (PED20134(b)) (City Wide), be received:

- (i) James Kemp, Advisory Committee for Persons with Disabilities (Added Item 9.2(a))
- (ii) Chris Schafer, Bird Canada (Added Item 9.2(b))
- (iii) Ashley Brown, Spin Mobility Inc. (Added Item 9.2(c))

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Ninder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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 further disposition of this matter, refer to Items 5 and (g)(i).

(g) DISCUSSION ITEMS (Item 10)

(i) Commercial E-Scooters Operations (PED20134(b)) (City Wide) (Item 10.1)

(Nann/Farr)

- (a) That staff be directed to initiate a Request for Proposals to select a maximum of two commercial E-Scooter operators to operate a 24-month pilot program within the City of Hamilton, with two optional one-year extensions based on the general scope and terms set out herein this Report PED20134(b) and pending staff review of the pilot program;
- (b) That the General Manager of Planning and Economic Development be authorized to negotiate, enter into, and execute an agreement, any amendments, and ancillary documents required to give effect thereto with the successful proponents to the request for proposals for Commercial E-Scooter operators in a form satisfactory to the City Solicitor; based on the general scope and terms outlined in this Report PED20134(b); and,
- (c) That, upon the award of any agreements with a Commercial E-Scooter operator, the General Manager of Planning and Economic Development be authorized to amend the operating agreement with Hamilton Bike Share Inc. (HBSI) for the operation of the base bike share program to provide an operating offset equivalent to the annual vehicle fee, device equity fee, winter operations offset fee and per trip fee collected from the Commercial E-Scooter operator.

(Farr/Jackson)

That Report PED20134(b), respecting Commercial E-Scooters Operations, be **amended** to add recommendation (d), to read as follows:

- (d) ***That staff be directed to consult the Advisory Committee for Persons with Disabilities, the CNIB Foundation and the Seniors Advisory Committee on a quarterly basis with respect to the Commercial E-Scooter pilot program.***

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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 further disposition of this matter, refer to Item 5.

(ii) **Protected Bike Lane Curbs (Hamilton Cycling Committee - Citizen Committee Report) (Item 10.2)**

(Ferguson/Danko)

That the Hamilton Cycling Committee - Citizen Committee Report, respecting Protected Bike Lane Curbs, be referred to appropriate staff for a report back to the Public Works Committee.

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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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) **GENERAL INFORMATION / OTHER BUSINESS (Item 13)**

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

(Pearson/Farr)

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

(a) Items Requiring a New Due Date:

- (i) Municipal Class Environmental Assessment and Conceptual Design of Ancaster Elevated Water Reservoir
Item on OBL: AAP
Current Due Date: August 11, 2021
Proposed New Due Date: September 20, 2021
- (ii) Funding Options for a 5 Year and 10 Year Lead Water Service Line Replacement Plan
Item on OBL: ABJ
Current Due Date: August 11, 2021
Proposed New Due Date: September 10, 2021
- (iii) Corporate Energy and Sustainability Policy
Item on OBL: ABQ
Current Due Date: August 11, 2021
Proposed New Due Date: September 10, 2021

- (b) Items Considered Complete and Needing to be Removed:
- (i) Advisory Committee for Persons with Disabilities Report 20-007, December 8, 2020 (Items 5 and 7); and, Regulation of E-Scooters
Addressed as Item 10.1 on today's agenda - Report PED20134(b)
Items on OBL: 21B, 21C and ABN

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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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

(i) **PRIVATE AND CONFIDENTIAL (Item 14)**

(Pearson/Ferguson)

That Committee move into Closed Session respecting Item 14.1, pursuant to Section 9.1, Sub-sections (j) and (k) of the City's Procedural By-law 21-021 and Section 239(2), Sub-sections (j) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to a trade secret or scientific, technical, commercial or financial information that belongs to the municipality or local board and has monetary value or potential monetary value; and, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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

(i) Material Recycling Facility Unsolicited Proposal (PW21050) (City Wide) (Item 14.1)

For disposition of this matter, refer to Item 15.

(j) ADJOURNMENT (Item 15)

(Pearson/Nann)

That there being no further business, the Public Works Committee be adjourned at 3:52 p.m.

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
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - 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