



**City of Hamilton  
PUBLIC WORKS COMMITTEE  
AGENDA**

**Meeting #:** 22-007  
**Date:** May 2, 2022  
**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

Carrie McIntosh, Legislative Coordinator (905) 546-2424 ext. 2729

---

**Pages**

**1. CEREMONIAL ACTIVITIES**

**2. APPROVAL OF AGENDA**

(Added Items, if applicable, will be noted with \*)

**3. DECLARATIONS OF INTEREST**

**4. APPROVAL OF MINUTES OF PREVIOUS MEETING**

4.1. April 22, 2022

3

**5. COMMUNICATIONS**

**6. DELEGATION REQUESTS**

**7. CONSENT ITEMS**

**8. STAFF PRESENTATIONS**

**9. PUBLIC HEARINGS / DELEGATIONS**

- |      |  |    |
|------|--|----|
| 9.1. | Proposed Permanent Closure of Portion of Denison Avenue, Stoney Creek (PW22028) (Ward 10)                                  | 32 |
| 9.2. | Proposed Permanent Closure of Portion of Crestview Avenue, Ancaster (PW22029) (Ward 12)                                    | 39 |
| 9.3. | Dana Ferguson respecting Accessibility of Traffic Lights and Pedestrian Crossings in Hamilton (approved on April 22, 2022) |    |

**10. DISCUSSION ITEMS**

- |       |  |    |
|-------|--|----|
| 10.1. | HDR01 Kenilworth Reservoir Soil Removal and East Cell Upgrades (PW20074(b)) (Ward 4) | 45 |
| 10.2. | Bayfront Park - Transit Service Extension (PW22027) (Ward 2)                         | 51 |
| 10.3. | Wellington Street North Storm Sewer Outfall Repair (PW22030) (Wards 2 and 3)         | 58 |

**11. MOTIONS**

- |       |   |    |
|-------|---|----|
| 11.1. | Joint Action by City of Hamilton and Hamilton Police Service to Improve Pedestrian Safety (City Wide) | 62 |
| 11.2. | Replacement Trees at City Housing Hamilton Property, 430 Cumberland Avenue (Ward 3)                   | 64 |
| 11.3. | Naming of the Multi-Use Court at Woodlands Park, 501 Barton Street East, Hamilton (Ward 3)            | 65 |

**12. NOTICES OF MOTION****13. GENERAL INFORMATION / OTHER BUSINESS****14. PRIVATE AND CONFIDENTIAL****15. ADJOURNMENT**



**PUBLIC WORKS COMMITTEE  
MINUTES 22-006**

1:30 p.m.

Friday, April 22, 2022

Council Chambers

Hamilton City Hall

71 Main Street West

---

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

**Absent with  
Regrets:** Councillor J. Farr – City Business  
Councillor S. Merulla – Personal  
Councillor T. Whitehead – Personal

**Also Present:** Councillors B. Clark, B. Johnson and M. Wilson

---

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

**1. Clean and Green Hamilton Strategy 2021 Year End Update (PW22023) (City Wide) (Item 7.2)**

**(Powers/Pearson)**

That Report PW22023, respecting Clean and Green Hamilton Strategy 2021 Year End Update, be received.

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
YES - Chair - Ward 3 Councillor Ninder Nann  
NOT PRESENT - Ward 4 Councillor Sam Merulla  
YES - Vice Chair - Ward 5 Councillor Russ Powers  
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 - Ward 13 Councillor Arlene VanderBeek  
NOT PRESENT - Ward 14 Councillor Terry Whitehead

2. **myRide Waterdown On-Demand Transit Pilot Six-Month Review (PW22024) (Ward 15) (Item 7.3)**

**(Pearson/Powers)**

That Report PW22024, myRide Waterdown On-Demand Transit Pilot Six-Month Review, be received.

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

3. **Accessible Transportation Services Eligibility Audit Management Response (PW21055(a)) (City Wide) (Item 8.1)**

**(Pearson/VanderBeek)**

- (a) That the Director of Transit be given delegated authority to create and administer a Policy for applications to Accessible Transportation Services (ATS) services, including making subsequent revisions to the Policy and associated forms and ancillary documents in their reasonable discretion as may be required, so that ATS can conduct a records management exercise for the safety of its clients, expected to conclude by June of 2023.
- (b) That no eligibility re-assessments be undertaken during the above process as set out in (a).
- (c) That the Director of Transit be given delegated authority to update and revise the existing 2005 Accessible Transportation Services Policy entitled Trip No Shows, Late Cancellations and Excessive Cancellations (Appendix "A" attached to Report PW05051 – Policy 2005-01) on an ongoing basis in their reasonable discretion.
- (d) ***That staff be directed to report back to the Public Works Committee and the Advisory Committee for Persons with Disabilities on a quarterly basis respecting Accessible Transportation Services (ATS).***

- (e) ***That staff be directed to undertake a (Re)Envision-based voice of customer consultation process to consider service design and customer experience for users of Accessible Transit Services (ATS) and that this consultation will include broad stakeholder engagement, including but not limited to, existing ATS registrants, DARTS, ACPD and SAC and any other applicable groups.***

**Result: Main Motion, As Amended, CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**4. Proposed Sewer Use By-law No. 14-090 Amendments PW19029(a) (City Wide) (Item 9.2)**

**(Pearson/Jackson)**

- (a) That the amending By-law attached as Appendix "A" attached to Report PW19029(a), which amends By-law 14-090, being a By-law to regulate the discharge of any matter into the sewer works, including the sanitary, combined and storm sewer systems of the City of Hamilton and which has been prepared in a form satisfactory to the City Solicitor, be enacted and effective immediately;
- (b) That applicable sewer discharge fees as outlined in Appendix "B" attached to Report PW19029(a) be approved effective immediately;
- (c) That the City Solicitor be authorized and directed to prepare for Council approval, all necessary by-laws to amend the sewer discharge fees to the Water and Wastewater/Storm Fees and Charges By-law 21-234; and,
- (d) That the Director of Hamilton Water be authorized and directed to apply to the Senior Regional Judge for approval of set fines for offences under the Sewer Use By-law when the By-law amendment has been enacted.

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**5. Proposed Permanent Closure and Sale of a Portion of Kerr Street, Dundas (PW22025) (Ward 13) (Item 9.3)**

**(VanderBeek/Pearson)**

That the application of the owner of 35-37 Ogilvie Street, Dundas, to permanently close and purchase a portion of Kerr Street, Dundas ("Subject Lands"), as shown on Appendix "A", attached to Report PW22025, 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 35-37 Ogilvie Street, Dundas, as described in Report PW22025, 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 35-37 Ogilvie Street, Dundas 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 they consider reasonable to give effect to this authorization and direction;
- (vi) That the Public Works Department publish any required notice of the City of Hamilton's intention to pass the by-laws and/or permanently sell the closed highway pursuant to the City of Hamilton Sale of Land Policy By-law 14-204;
- (vii) That the applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section;
- (viii) That the proceeds of the sale of the Subject Lands be transferred to the Transportation, Operations and Maintenance Division for the purpose of repaving the remaining portion of Kerr Street, Dundas in order to accommodate a safe and functional 3-point turn radius for maintenance vehicles, removal of the curb cut and restoration of the sidewalk at the western limit of the Subject Lands, as well as any additional roadway maintenance requirements in Ward 13, to the satisfaction of the Ward Councillor in consultation with Transportation, Operations and Maintenance Division Staff;
- (ix) The applicant constructs a fence (with optional private pedestrian gate) along the western property limit of the Subject Lands within 1 year of successful purchase of the Subject Lands, in accordance with the City of Hamilton Fence By-law 10-142, to the satisfaction of the Ward Councillor;
- (x) That the 3-point turn around area at the southern end of Kerr Street, Hamilton, be signed "No Parking Anytime" and the rest of the east side of Kerr Street be signed "No Parking Anytime, December 1st to March 31st", to the satisfaction of the Manager, Parking Operations and Initiatives.

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Ninder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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

NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**6. GO Transit Subsidy (PW22021) (City Wide) (Item 10.2)**

**(VanderBeek/Pauls)**

That the General Manager of Public Works or designate be authorized and directed to execute, on behalf of the City of Hamilton, together with any necessary ancillary documents, an amending agreement between the City of Hamilton and Metrolinx relating to a GO Transit subsidy for Hamilton Street Railway Company customers, in accordance with the terms outlined in this Report and in a form acceptable to the City Solicitor.

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**7. Brightside Park – Environmental Reporting (PW22026) (Ward 3) (Item 10.3)**

**(Nann/Jackson)**

- (a) That the single source procurement, pursuant to Procurement Policy #11 – Non-competitive Procurements, for the extension of Contract C11-53-20 Environmental Reporting for Stadium Precinct Community Park as follows be approved:
- (i) \$750,000.00 for the completion of known required environmental reporting works; and,
  - (ii) \$250,000 for additional and unforeseen environmental reporting works until a Record of Site Condition is obtained from the Ministry of the Environment, Conservation and Parks (MECP);
- (b) That the General Manager, Public Works Department be authorized to negotiate and execute an amendment to the Contract and any ancillary

documents required to give effect thereto with WSP Canada Inc., in a form satisfactory to the City Solicitor;

- (c) That the \$1,000,000 budget required for the purchase order extension be funded from existing budget available in project ID 4401456401 – Parkland – Stadium Precinct up to a maximum of \$500,000; and the remaining \$500,000 to be funded by the Parkland Dedication Reserve #104090 and transferred to project ID 4401456401 – Parkland – Stadium Precinct.

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**8. Replacement of Deficient Sidewalk, Curbs and Driveway Approaches (Ward 1) (Item 11.1)**

**(VanderBeek/Pearson)**

WHEREAS, the Transportation Operations & Maintenance Division, reviewed Sanders Boulevard, Pearl Street South, Kent Street, Breadalbane and several other streets in Ward 1 and determined that there are areas requiring sidewalk (1845 sq. m), curb (56 m) and/or driveway apron (152 m) repairs;

WHEREAS, the City of Hamilton is committed to creating safe neighbourhoods and vibrant communities.

THEREFORE, BE IT RESOLVED:

- (a) That removal and replacement of sidewalk, curb, driveway approaches at deficient areas on streets such as, but not limited to, Sanders Boulevard, Pearl Street South, Kent Street, Breadalbane Street, be approved to be completed under contract C15-31-19;
- (b) That removal and replacement of sidewalk, curb, driveway approaches at deficient areas on streets such as, but not limited to, Sanders

Boulevard, Pearl Street South, Kent Street, Breadalbane Street, to be funded from the Ward 1 Capital Re-Investment Reserve Fund (#108051) at an upset limit, including contingency, not to exceed \$240,000, be approved; and

- (c) That the Mayor and City Clerk be authorized and directed to approve and 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 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**9. Glanbrook Hills Park Play Structure Improvements (Ward 11) (Item 11.2)**

**(Jackson/Pauls)**

WHEREAS, Glanbrook Hills Park was constructed in 2015, based on formal consultation received by the residents in the area;

WHEREAS, the feedback received during the planning phase of the park included desire to install a natural playground;

WHEREAS, the feedback received from parents in the neighbourhood after installation included concerns related to the usability and ability of small children in particular to use the play structures that are installed at the park; and

WHEREAS, the community has expressed strong desire for a conventional style play structure.

THEREFORE, BE IT RESOLVED:

- (a) That staff and the Ward 11 Councillor's Office work with the local residents to address the concerns raised respecting the Glanbrook Hills Park Play Structure Improvements, including options to remove and replace a portion or all of the play structures at the park, not to exceed \$200,000, to

be funded through the approved Parks Operations 2022 Tax Supported Operating Budget (#444005), and;

- (b) That the Mayor and City Clerk be authorized and directed to approve and execute all required agreements and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**10. Installation of Speed Cushions as a Traffic Calming Measures on Berko Avenue (Ward 7) (Item 11.3)**

**(Pauls/Jackson)**

WHEREAS, residents are requesting the installation of speed cushions on Berko Avenue to address roadway safety concerns as a result of speeding and cut-through traffic.

THEREFORE, BE IT RESOLVED:

- (a) That Transportation and Operations Maintenance staff be authorized and directed to install two speed cushions as a traffic calming measure on Berko Avenue as part of the 2022 Traffic Calming Program's spring application, as follows;
- (i) between Dartford Place to Lawfield Drive, and
  - (ii) between Lawfield Drive to Baroche Street
- (b) That all costs associated with the installation of two speed cushions as traffic calming measures on Berko Avenue be funded from Project ID 4242109703, to be completed under contract # C15-12-22 at an upset limit, including contingency, not to exceed \$14,000; 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 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**11. Funding for Tree Planting on Hamilton Wentworth District School Board Properties (Ward 8) (Item 11.5)**

**(Danko/Nann)**

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

WHEREAS, through increased tree planting initiatives on public property, the City continues to work towards meeting targets for the 30% urban tree canopy coverage, as set in the Council approved Draft Urban Forestry Strategy;

WHEREAS, increasing the urban tree canopy by planting trees on private property has many environmental benefits to the residents of Ward 8 and the wider City;

WHEREAS, tree planting on District School Board properties is not currently funded under existing City funded tree planting programs; and

WHEREAS, the Hamilton Wentworth District School Board has shown interest in having trees planted on their school properties.

THEREFORE, BE IT RESOLVED:

- (a) That the supply, installation and maintenance, for a period of three consecutive years including the year planted, of 54 large caliper (70mm) trees to be planted on Hamilton Wentworth District School Board properties, at a cost of \$27,000 to be funded from the Ward 8 Special Capital Re-Investment Discretionary Fund (#3302009800), be approved; 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 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**12. Flood Assessment of Foxtrot Drive and Foxmeadow Drive Neighbourhood (Ward 9) (Item 11.6)**

**(Jackson/Pauls)**

WHEREAS, homes in the Foxtrot and Foxmeadow neighbourhood have experienced a number of flooding events over the last five years;

WHEREAS, the major rain event of August 26, 2021, created another flooding event in the Foxtrot and Foxmeadow neighbourhood;

WHEREAS, the rain also caused over land flooding;

WHEREAS, the rain event created a situation where groundwater was seen to be bubbling up through the ground essentially discharging to the surface;

WHEREAS, the rain event also caused groundwater discharging into basements and yards; and

WHEREAS, groundwater was seen penetrating through the structures used to house backflow valves in basements resulting in flooded basements.

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to conduct a flood assessment of Foxtrot Drive and Foxmeadow Drive, in response to flood damages to homes in that area, through a consultant engineering assignment to include:

- (i) Assessment of the potential causes of flooding in the neighbourhood including groundwater impacts;
  - (ii) Examination of the hydraulic capacity of the existing storm infrastructure;
  - (iii) Recommendations for the development of a future workplan with tasks to strategically address flooding concerns in the neighbourhood; and
- (b) That the flood assessment of Foxtrot Drive and Foxmeadow Drive neighbourhood be funded through the Ward 9 minor maintenance budget (Project ID 4031911609) for a limit up to \$100,000 in order to initiate work in 2022.
- (c) That the Mayor and City Clerk be authorized and directed to approve and execute all required agreements 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:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**13. Installation of Speed Cushions at Various Locations (Ward 6) (Item 11.7)**

**(Jackson/Pauls)**

WHEREAS, residents are requesting the installation of speed cushions on various roadways in Ward 6 to address roadway safety concerns as a result of speeding and cut-through traffic; and

WHEREAS, petitions were submitted by residents requesting the installation of speed cushions as a traffic calming measure.

THEREFORE, BE IT RESOLVED:

- (a) That Transportation and Operations Maintenance staff be authorized and directed to install up to six speed cushions as a traffic calming measure on the following roadways as part of the 2022 Traffic Calming Program's spring application, as follows:
- (i) Two speed cushions on Upper Kenilworth Avenue on the section south of Limeridge Road East that terminates at Milkyway Drive and functions as a local roadway:
    - a. between Limeridge Road East to Trenholme Crescent, and
    - b. between Trenholme Crescent to Milkyway Drive
  - (ii) Four speed cushions on East 44<sup>th</sup> Street:
    - a. between Mohawk Road East to 11<sup>th</sup> Avenue,
    - b. between 11<sup>th</sup> Avenue to 10<sup>th</sup> Avenue,
    - c. between 9<sup>th</sup> Avenue to Lupin Avenue, and
    - d. between Lupin Avenue to 7<sup>th</sup> Avenue
- (b) That all costs associated with the installation of traffic calming measures on Upper Kenilworth Avenue and East 44<sup>th</sup> Street be funded from Project ID 4031911606, to be completed under contract # C15-12-22 at an upset limit, including contingency, not to exceed \$42,000; 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 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**FOR INFORMATION:**

**(a) APPROVAL OF AGENDA (Item 2)**

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

**6. DELEGATION REQUESTS**

6.1 Delegation Requests respecting Item 8.1 - Accessible Transportation Services Eligibility Audit Management Response (PW21055(a)) (City Wide) (for today's meeting)

6.1 (b) Tim Nolan

6.1 (c) Aznive Mallett

6.2 Carl Loewith, Joseph Loewith & Sons Dairy Farm, respecting Support of Installation of a Roundabout at the Intersection of Highway 52 and Powerline Road West (for today's meeting) (to be heard following Item 9.1)

6.3 Dana Ferguson respecting Accessibility of Traffic Lights and Pedestrian Crossings in Hamilton (for a future meeting)

**9. PUBLIC HEARINGS / DELEGATIONS**

9.3 Proposed Permanent Closure and Sale of a Portion of Kerr Street, Dundas (PW22025) (Ward 13)

9.3(a) Registered Speakers

9.3(a)(a) Shirley O'Meara

**10. DISCUSSION ITEMS**

10.1 Accessible Transportation Services Eligibility Audit Management Response (PW21055(a)) (City Wide) will be moved under Item 8, Staff Presentations as Item 8.1. In accordance with moving this Item, the Delegations originally respecting Item 10.1 will now be referred to Item 8.1. The consideration of the report will be deferred until after the delegates have been heard. Finally, although not a change to the agenda, the Presentation for this Item has been published.

**11. MOTIONS**

- 11.4 Veevers Park, 688 Greenhill Avenue, Fencing Replacement (Ward 5) – WITHDRAWN as per Councillor Powers' request.

**12. NOTICES OF MOTION**

- 12.2 Flood Assessment of the Foxtrot Drive and Foxmeadow Drive Neighbourhood (Ward 9) (to be heard following Item 2)
- 12.3 Installation of Speed Cushions at Various Locations (Ward 6)

**(Ferguson/Pearson)**

That the agenda for the April 22, 2022 Public Works Committee meeting be approved, as amended.

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - 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 PREVIOUS MEETING (Item 4)**

**(i) April 4, 2022 (Item 4.1)**

**(Pearson/Powers)**

That the Minutes of the April 4, 2022 meeting of the Public Works Committee be approved, as presented.

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(d) DELEGATION REQUESTS (Item 6)**

**(VanderBeek/Danko)**

That the following Delegation Requests be approved for today's meeting:

- (i) Delegation Requests respecting Item 8.1 - Accessible Transportation Services Eligibility Audit Management Response (PW21055(a)) (City Wide) (for today's meeting) (Item 6.1)
  - (i) James Kemp, Advisory Committee for Persons with Disabilities (Item 6.1(a))
  - (ii) Tim Nolan (Added Item 6.1(b))
  - (iii) Aznive Mallett (Added Item 6.1(c))
- (ii) Carl Loewith, Joseph Loewith & Sons Dairy Farm, respecting Support of Installation of a Roundabout at the Intersection of Highway 52 and Powerline Road West (for today's meeting) (Added Item 6.2)

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(VanderBeek/Danko)**

That the following Delegation Request be received for a future meeting:

- (i) Dana Ferguson respecting Accessibility of Traffic Lights and Pedestrian Crossings in Hamilton (for a future meeting) (Added Item 6.3)

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(e) CONSENT ITEMS (Item 7)**

**(i) Hamilton Cycling Committee Minutes (Item 7.1)**

**(Pauls/Jackson)**

That the following Minutes of the Hamilton Cycling Committee, be received:

- (i) December 1, 2021 (Item 7.1(a))
- (ii) January 5, 2022 (Item 7.1(b))
- (iii) February 2, 2022 (Item 7.1(c))
- (iv) March 2, 2022 (Item 7.1(d))

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(f) STAFF PRESENTATIONS (Item 8)**

**(i) Accessible Transportation Services Eligibility Audit Management Response (PW21055(a)) (City Wide) (Item 8.1)**

Maureen Cosyn Heath, Director of Transit, provided the Committee with an overview of Report PW21055(a) respecting the Accessible Transportation Services Eligibility Audit Management Response, with the aid of a PowerPoint presentation.

**(Powers/Ferguson)**

That the presentation respecting Report PW21055(a), Accessible Transportation Services Eligibility Audit Management Response, be received.

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(Pearson/VanderBeek)**

(a) That the Director of Transit be given delegated authority to create and administer a Policy for applications to Accessible Transportation Services (ATS) services, including making subsequent revisions to the Policy and associated forms and ancillary documents in their reasonable discretion as may be required, so that ATS can conduct a records management exercise for the safety of its clients, expected to conclude by June of 2023.

- (b) That no eligibility re-assessments be undertaken during the above process as set out in (a).
- (c) That the Director of Transit be given delegated authority to update and revise the existing 2005 Accessible Transportation Services Policy entitled Trip No Shows, Late Cancellations and Excessive Cancellations (Appendix "A" attached to Report PW05051 – Policy 2005-01) on an ongoing basis in their reasonable discretion.

**(Jackson/Pearson)**

That Report PW21055(a), respecting Accessible Transportation Services Eligibility Audit Management Response be **amended** by adding recommendation (d), to read as follows:

- (d) ***That staff be directed to report back to Public Works Committee and the Advisory Committee for Persons with Disabilities on a quarterly basis respecting Accessible Transportation Services (ATS).***

**Result: Amendment CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nringer Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(Nann/Danko)**

That Report PW21055(a), respecting Accessible Transportation Services Eligibility Audit Management Response be **amended** by adding recommendation (e), to read as follows:

- (e) ***That staff be directed to undertake a (Re)Envision-based voice of customer consultation process to consider service design and customer experience for users of Accessible Transit Services (ATS) and that this consultation will include broad stakeholder engagement, including but not limited to, existing ATS registrants, DARTS, ACPD and SAC and any other applicable groups.***

**Result:       Amendment CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

For disposition of this matter, refer to Item 3.

**(g) PUBLIC HEARINGS / DELEGATIONS (Item 9)**

**(i) Construction of a Roundabout at the Corner of Highway 52 and Powerline Road, Ancaster (Item 9.1)**

**(Ferguson/Pauls)**

That David Jones, Turn On Powerline, be granted an additional 2 minutes, beyond the 5-minute time limit, to complete their delegation respecting construction of a roundabout at the corner of Highway 52 and Powerline Road, Ancaster.

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

David Jones, Turn On Powerline addressed the Committee respecting construction of a roundabout at the corner of Highway 52 and Powerline Road, Ancaster.

**Public Works Committee  
Minutes 22-006**

**April 22, 2022  
Page 21 of 29**

Carl Loewith, Joseph Loewith & Sons Dairy Farm addressed the Committee respecting construction of a roundabout at the corner of Highway 52 and Powerline Road, Ancaster.

**(Ferguson/VanderBeek)**

That the following delegations respecting construction of a roundabout at the corner of Highway 52 and Powerline Road, Ancaster, be received:

- (i) David Jones, Turn On Powerline
- (ii) Carl Loewith, Joseph Loewith & Sons Dairy Farm

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(Ferguson/VanderBeek)**

That the process for installing a roundabout at the intersection of Highway 52 and Powerline Road, at the parking entrance to the Hamilton Conservation Authority property, be referred to Transportation Operations & Maintenance staff for a report back to Public Works Committee.

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(ii) Proposed Sewer Use By-law No. 14-090 Amendments (PW19029(a))  
(City Wide) (Item 9.2)**

Councillor Nann advised that notice of the Proposed Sewer Use By-law No. 14-090 Amendments (PW19029(a)), was given as required under the City's By-law 07-351 – The Public Notice By-law.

Hector Quintero, Superintendent Environmental Monitoring & Enforcement addressed Committee respecting Report (PW19029(a)), Proposed Sewer Use By-law No. 14-090 Amendments, with the aid of a PowerPoint presentation.

The Committee Clerk advised there were no registered speakers.

**(Pearson/Jackson)**

That the presentation respecting Report (PW19029(a)), Proposed Sewer Use By-law No. 14-090 Amendments, be received.

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(Pauls/Pearson)**

That the public meeting be closed.

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

For disposition of this matter, refer to Item 4.

**(iii) Proposed Permanent Closure and Sale of a Portion of Kerr Street, Dundas (PW22025) (Ward 13) (Item 9.3)**

Councillor Nann advised that notice of the Proposed Permanent Closure and Sale of a Portion of Kerr Street, Dundas (PW22025), was given as required under the City's By-law 14-204 - the Sale of Land Policy By-law.

The Committee Clerk advised that there was one registered speaker.

**1. Shirley O'Meara (Item 9.1(a)(a))**

Shirley O'Meara was not present when called upon.

**(Jackson/Danko)**

That the presentation be waived.

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(Pearson/VanderBeek)**

That the public meeting be closed.

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

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

NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

For disposition of this matter, refer to Item 5.

**(iv) Delegation Requests respecting Accessible Transportation Services Eligibility Audit Management Response (PW21055(a))(City Wide) (Item 8.1) (for today's meeting) (Item 9.4)**

The following Delegates addressed Committee respecting Item 8.1 Accessible Transportation Services Eligibility Audit Management Response (PW21055(a)) (City Wide):

- (i) James Kemp, Advisory Committee for Persons with Disabilities (Item 9.4(a))
- (ii) Tim Nolan (Item 9.4(b))
- (iii) Aznive Mallett (Item 9.4(c))

**(Ferguson/Pauls)**

That Tim Nolan be granted an additional 5 minutes, beyond the 5-minute time limit, to complete their delegation respecting Report PW21055(a), Accessible Transportation Services Eligibility Audit Management Response (PW21055(a))(City Wide).

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

**(Ferguson/VanderBeek)**

That the presentations from the following delegates respecting Item 8.1 Accessible Transportation Services Eligibility Audit Management Response (PW21055(a)) (City Wide), be received:

- (i) James Kemp, Advisory Committee for Persons with Disabilities (Item 9.4(a))
- (ii) Tim Nolan (Item 9.4(b))
- (iii) Aznive Mallett (Item 9.4(c))

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

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

For disposition of this matter, refer to Item 3.

**(h) DISCUSSION ITEMS (Item 10)**

**(i) Brightside Park – Environmental Reporting (PW22026) (Ward 3) (Item 10.3)**

Councillor Nann relinquished the Chair to Councillor VanderBeek in order to move the recommendation respecting Report PW22026, Brightside Park – Environmental Reporting.

For disposition of this matter, refer to Item 7.

Councillor Nann assumed the Chair.

**(i) NOTICES OF MOTION (Item 12)****(i) Joint Action by City of Hamilton and Hamilton Police Service to Improve Pedestrian Safety (City Wide) (Item 12.1)**

Councillor Danko introduced the following Notice of Motion:

WHEREAS, in 2019 Hamilton City Council approved the City of Hamilton Vision Zero Action Plan 2019-2025 which identifies that fatalities and serious injuries on our roads are preventable and that no loss of life is acceptable;

WHEREAS, the Vision Zero Action Plan 2019-2025 recognizes that using a safe systems approach that focuses on safe drivers, safe speeds, safe roads and safe vehicles is fundamental to achieving the plan's goals;

WHEREAS, a key component to the Vision Zero Action Plan 2019-2025 is the City of Hamilton Strategic Road Safety Committee whose mandate is to guide the implementation of the Vision Zero Action Plan and is comprised of members from the Public Works Department, Planning and Economic Development Department, Hamilton Police Services, Hamilton Fire Department, Public Health, Hamilton Wentworth District School Board and the Hamilton Wentworth Catholic District School Board;

WHEREAS, in 2020 Hamilton City Council approved funding to create eight dedicated traffic enforcement officers within Hamilton Police Services;

WHEREAS, in 2021, Hamilton Police Service launched a 20-member centralized traffic enforcement unit to respond to traffic-related issues in the City with a strategic City-wide approach with the goal of reducing collision, injuries and deaths for all roadway users;

WHEREAS, roadway safety efforts have resulted in a steady year over year decline in the total number of people being injured on City of Hamilton roadways since 2016; and

WHEREAS, notwithstanding roadway safety and Vision Zero initiatives, the annual total number of fatal collisions has not trended downwards and there have been eight pedestrian deaths in 2022 as of April.

THEREFORE, BE IT RESOLVED:

- (a) That the Transportation Operations & Maintenance Division, through their facilitation of the City of Hamilton Strategic Road Safety Committee, identify opportunities for enhancements to the collaboration of efforts specifically related to roadway safety

improvements and traffic enforcement by leveraging annual collision statistics and Hamilton Police Services collision reconstruction investigation forensics;

- (b) That the Transportation Operations & Maintenance Division, through their facilitation of the City of Hamilton Strategic Road Safety Committee, isolate specific dangers to vulnerable road user safety (pedestrians and cyclists) and determine joint efforts that can be undertaken for both traffic enforcement and preventative measures delivered through infrastructure improvements; and
- (c) That the Transportation Operations & Maintenance Division report back to the Public Works Committee regarding any roadway safety improvements and traffic enforcement enhancements or opportunities to improve pedestrian safety identified during the completion of items (a) and (b), including implementation and identification of any funding and/or resource requirements.

**(ii) Flood Assessment of Foxtrot Drive and Foxmeadow Drive Neighbourhood (Ward 9) (Item 12.2)**

**(Jackson/Pauls)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting Flood Assessment of Foxtrot Drive and Foxmeadow Drive Neighbourhood (Ward 9).

**Result: Motion CARRIED by a 2/3 majority vote of 8 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 YES - Vice Chair - Ward 5 Councillor Russ Powers  
 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 - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

For disposition of this matter, refer to Item 12.

**(iii) Installation of Speed Cushions at Various Locations (Ward 6) (Item 12.3)**

**(Jackson/Pauls)**

That the Rules of Order be waived to allow for the introduction of a Motion respecting Installation of Speed Cushions at Various Locations (Ward 6).

**Result: Motion CARRIED by a 2/3 majority vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann  
 NOT PRESENT - Ward 4 Councillor Sam Merulla  
 NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
 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  
 NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
 YES - Ward 13 Councillor Arlene VanderBeek  
 NOT PRESENT - Ward 14 Councillor Terry Whitehead

For disposition of this matter, refer to Item 13.

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

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

**(Pearson/VanderBeek)**

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

**(a) Items Considered Complete and Needing to be Removed (Item 13.1 (a)):**

13.1(a)(a) Public Bike Share Program Phased Procurement Process  
 Addressed as Item 20, GIC Budget Report 22-002 (PED20109(d))  
 Item on OBL: ABL

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
 YES - Chair - Ward 3 Councillor Nrinder Nann

NOT PRESENT - Ward 4 Councillor Sam Merulla  
NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
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  
NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 13 Councillor Arlene VanderBeek  
NOT PRESENT - Ward 14 Councillor Terry Whitehead

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

**(Pearson/VanderBeek)**

That there being no further business, the meeting adjourned at 4:58 p.m.

**Result: Motion CARRIED by a vote of 6 to 0, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr  
YES - Chair - Ward 3 Councillor Nrinder Nann  
NOT PRESENT - Ward 4 Councillor Sam Merulla  
NOT PRESENT - Vice Chair - Ward 5 Councillor Russ Powers  
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  
NOT PRESENT - Ward 12 Councillor Lloyd Ferguson  
YES - Ward 13 Councillor Arlene VanderBeek  
NOT PRESENT - Ward 14 Councillor Terry Whitehead

Respectfully submitted,

Councillor N. Nann, Chair,  
Public Works Committee

Carrie McIntosh  
Legislative Coordinator  
Office of the City Clerk



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

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	May 2, 2022
<b>SUBJECT/REPORT NO:</b>	Proposed Permanent Closure of Portion of Denison Avenue, Stoney Creek (PW22028) (Ward 10)
<b>WARD(S) AFFECTED:</b>	Ward 10
<b>PREPARED BY:</b>	Cetina Farruggia (905) 546-2424 Ext. 5803
<b>SUBMITTED BY:</b>	Susan Jacob Acting Director, Engineering Services Public Works Department
<b>SIGNATURE:</b>	

### RECOMMENDATION

- (a) That the application of the City of Hamilton's Corporate Real Estate Office, to permanently close and sell a portion of Denison Avenue, Stoney Creek ("Subject Lands"), as shown on Appendix "A" and "B" attached to Report PW22028, be approved, subject to the following conditions:
- (i) The City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the highways, for enactment by Council;
  - (ii) The Corporate Real Estate Office 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 they deem fit, 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 pursuant to an Agreement of Purchase and Sale or Offer to

---

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Denison Avenue, Stoney Creek (PW22028) (Ward 10) - Page 2 of 5**

---

Purchase as negotiated by the Corporate Real Estate Office of the Planning and Economic Development Department;

- (iv) The City Solicitor be authorized and directed to register a certified copy of the by-law(s) permanently closing and selling the highways in the proper land registry office;
- (v) The City Solicitor be authorized to amend and waive such terms as they consider reasonable to give effect to this authorization and direction;
- (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 highway pursuant to the City of Hamilton Sale of Land Policy By-law 14-204;
- (vii) The applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section.

**EXECUTIVE SUMMARY**

The City of Hamilton's (City) Corporate Real Estate office has made an application to permanently close and sell a portion of Denison Avenue, Stoney Creek. Portions of the Subject Lands known as Denison Avenue, Stoney Creek have received a number of public inquiries to purchase by the City's Corporate Real Estate Office. As there are multiple interested parties, the City's Corporate Real Estate Office has opted to submit their own application in order to close and sell the portions of the Subject Lands known as Denison Avenue, Stoney Creek on an open market. There were no objections from any City Department, Division, or Public Utilities, and objections were received from abutting land owners. However, an open market sale will allow for any and all parties interested to fairly bid on the Subject Lands. Abutting land owners were provided with contact information for the City's Corporate Real Estate Office to be made aware of the future sale of the Subject Lands known as Denison Avenue, Hamilton. As such staff are supportive of the Closure and Sale of the Subject Lands by the City's Corporate Real Estate Office in accordance with the City's Sale of Land Policy By-law 14-204.

**Alternatives for Consideration – Not Applicable**

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Denison Avenue, Stoney Creek (PW22028) (Ward 10) - Page 3 of 5**

---

**FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

**Financial:** The applicant has paid the Council approved user fee of \$4868.50 for this application. The Subject Lands will be sold at fair market value, as determined by the Corporate Real Estate Office of the Planning and Economic Development Department, in accordance with the City Sale of Land Policy By-law 14-204.

**Staffing:** All agreements to purchase the Subject Lands will be negotiated by the Corporate Real Estate Office of the Planning and Economic Development Department.

**Legal:** The City Solicitor will prepare all necessary by-laws to permanently close and sell the Subject Lands and will register 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 Office of the Planning and Economic Development Department.

**HISTORICAL BACKGROUND**

The portion of the Subject Lands known as Denison Avenue, Stoney Creek, was created by Registered Plan 1023 in 1955. The lands are currently vacant. On February 26, 2021 staff received an application to close and purchase the Subject Lands from an external applicant. During the circulation process, and due to multiple inquiries being received by the Corporate Real Estate Office on the parcel, staff received an objection from the City's Corporate Real Estate Office in favour of an open market sale. Do to this internal objection, the external application was denied. On May 26, 2021 an application was received by the City's Corporate Real Estate Office to close and sell the portion of the Subject Lands known as Denison Avenue, Stoney Creek, as shown on Appendix "A" attached to Report PW22028 in order to sell the Subject Lands on an open market.

**POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

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

**RELEVANT CONSULTATION**

The following public utilities, City departments and divisions were provided with a copy of the application and were invited to provide comments:

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Denison Avenue, Stoney Creek (PW22028) (Ward 10) - Page 4 of 5**

---

- Planning and Economic Development Department: Development Engineering, Building, Economic Development, Corporate Real Estate Office, and Planning
- Public Works Department: Engineering Services, Hamilton Water, Transportation Operations and Maintenance, and Environmental Services
- 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.

With regards to the portion of the Subject Lands known as Denison Avenue, Stoney Creek, as shown on Appendix “A” & “B” attached to Report PW22028, there were 3 notices mailed, and the results are as follows:

In favour: 0

Opposed: 2

No comment: 0

Both of the opposed stated interest in purchasing the lands and were provided appropriate contact information for the City’s Corporate Real Estate Office to ensure they will be notified when this portion of the Subject Lands known as Denison Avenue, Stoney Creek, is listed for sale. Comments were also received from one of the opposed regarding concerns related to Greenbelt and Niagara Escarpment Commission regulations. If the lands are sold, any future purchaser would need to meet any/all zoning requirements.

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

As there were no objections received from any City Department, Division, or Public Utility, and the objections received from abutting land owners have been addressed (they can bid on the sale), staff are supportive of the applications by the City of Hamilton’s Corporate Real Estate Office to close and sell the Subject Lands in accordance with the City of Hamilton’s Sale of Land Policy 14-204.

### **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.

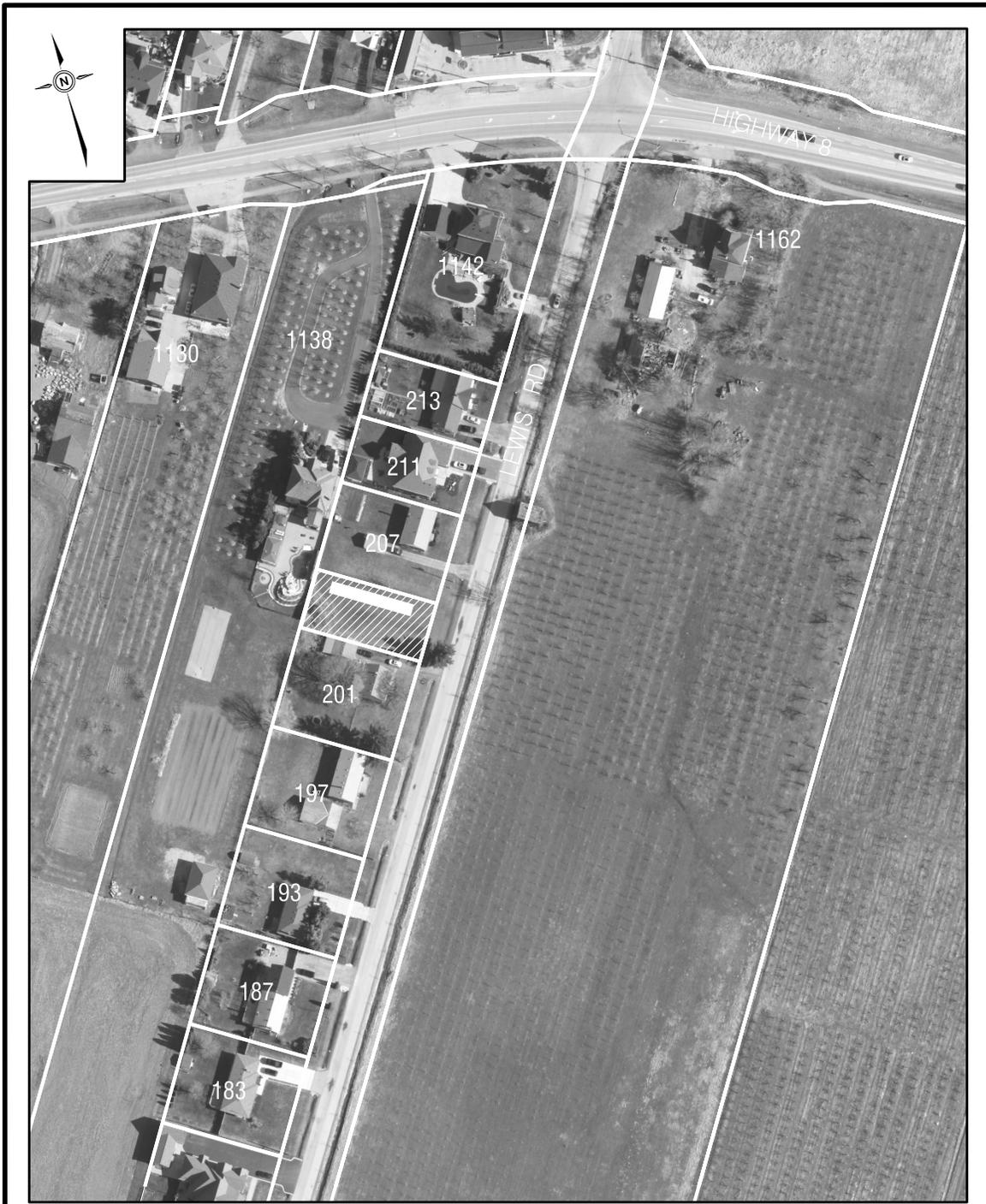
**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Denison  
Avenue, Stoney Creek (PW22028) (Ward 10) - Page 5 of 5**

---

**APPENDICES AND SCHEDULES ATTACHED**

Appendix "A" attached to Report PW22028 - Aerial Drawing

Appendix "B" attached to Report PW22028 - Location Plan



**Hamilton**

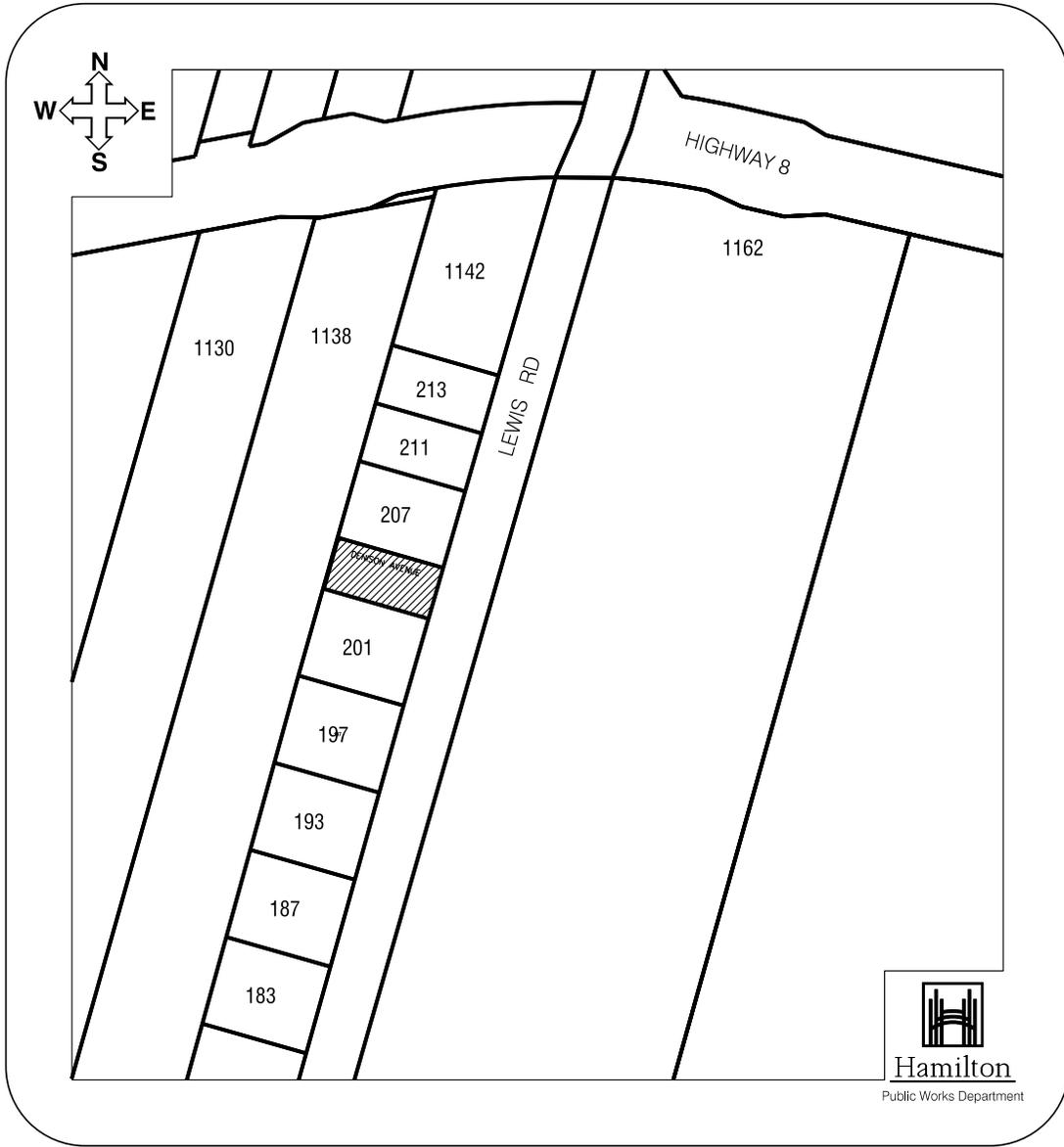
**PROPOSED CLOSURE OF PORTION OF DENISON AVENUE, STONEY CREEK**

Geomatics & Corridor Management Section  
Public Works Department

**LEGEND**

 **Lands to be Closed**

NTS | 30/04/2021 | Sketch by: CF



**LOCATION PLAN**

---

PROPOSED CLOSURE OF

**DENISON AVENUE**

---

CITY OF HAMILTON  
 PUBLIC WORKS DEPARTMENT

**LEGEND**



**SUBJECT LANDS**

---

DATE: April 1, 2021	Not to Scale   Sketch By: CF
---------------------	------------------------------

---

REFERENCE FILE NO : PW21\_\_



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

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	May 2, 2022
<b>SUBJECT/REPORT NO:</b>	Proposed Permanent Closure of Portion of Crestview Avenue, Ancaster (PW22029) (Ward 12)
<b>WARD(S) AFFECTED:</b>	Ward 12
<b>PREPARED BY:</b>	Cetina Farruggia (905) 546-2424 Ext. 5803
<b>SUBMITTED BY:</b>	Susan Jacob Acting Director, Engineering Services Public Works Department
<b>SIGNATURE:</b>	

### RECOMMENDATION

- (a) That the application of the City of Hamilton's Corporate Real Estate Office, to permanently close and sell a portion of Crestview Avenue, Ancaster (Subject Lands), as shown on Appendix "A" and "B" attached to Report PW22029, be approved, subject to the following conditions:
- (i) The City Solicitor be authorized and directed to prepare all necessary By-laws to permanently close and sell the highways, for enactment by Council;
  - (ii) The Corporate Real Estate office 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 they deem fit, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;

---

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Crestview Avenue, Ancaster (PW22029) (Ward 12) - Page 2 of 4**

---

- (iii) The City Solicitor be authorized to complete the transfer of the Subject Lands pursuant to an Agreement of Purchase and Sale or Offer to Purchase as negotiated by the Corporate Real Estate Office of the Planning and Economic Development Department;
- (iv) The City Solicitor be authorized and directed to register a certified copy of the by-law(s) permanently closing and selling the highways in the proper land registry office;
- (v) The City Solicitor be authorized to amend and waive such terms as they consider reasonable to give effect to this authorization and direction;
- (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 highway pursuant to the City of Hamilton Sale of Land Policy By-law 14-204;
- (vii) The applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section;

## **EXECUTIVE SUMMARY**

The City of Hamilton's (City) Corporate Real Estate office has made an application to permanently close and sell a portion of Crestview Avenue, Ancaster. The intention is to sell this portion of the Subject Lands to the Hamilton Conservation Authority. There were no objections from any City Department, Division, or Public Utilities, and no direct impact to abutting land owners. As such staff are supportive of the Closure and Sale of the Subject Lands by the City's Corporate Real Estate Office in accordance with the City's Sale of Land Policy By-law 14-204.

## **Alternatives for Consideration – Not Applicable**

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

Financial: The applicant has paid the Council approved user fee of \$4868.50 for this application. The Subject Lands will be sold at fair market value, as determined by the Corporate Real Estate Office of the Planning and Economic Development Department, in accordance with the City's Sale of Land Policy By-law 14-204.

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Crestview Avenue, Ancaster (PW22029) (Ward 12) - Page 3 of 4**

---

**Staffing:** All agreements to purchase the Subject Lands will be negotiated by the Corporate Real Estate Office of the Planning and Economic Development Department.

**Legal:** The City Solicitor will prepare all necessary by-laws to permanently close and sell the Subject Lands and will register 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 Office of the Planning and Economic Development Department.

### **HISTORICAL BACKGROUND**

The portion of the Subject Lands known as Crestview Avenue, Ancaster was created by Registered Plan 1076 in 1956. The lands are currently vacant and used by the public to access the adjacent trail lands, which are in the process of being sold to the Hamilton Conservation Authority. On July 8, 2021, an application was received by the City's Corporate Real Estate office to close and sell the portion of the Subject Lands known as Crestview Avenue, Ancaster, as shown on Appendix "A" attached to report PW22029 in order to include this portion of land in the sale to the Hamilton Conservation Authority.

### **POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

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

### **RELEVANT CONSULTATION**

The following 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, Corporate Real Estate Office, and Planning
- Public Works Department: Engineering Services, Hamilton Water, Transportation Operations and Maintenance, and Environmental Services
- 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.

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Crestview Avenue, Ancaster (PW22029) (Ward 12) - Page 4 of 4**

---

Hydro One has advised that they will require easement protection.

With regards to the portion of the Subject Lands known as Crestview Avenue, Ancaster, as shown on Appendix “A” & “B” attached to Report PW22029, no notices were sent as there is no direct impact to abutting land owners.

**ANALYSIS AND RATIONALE FOR RECOMMENDATION**

As there were no objections received from any City Department, Division, or Public Utility, and there is no direct impact to abutting land owners, staff are supportive of the application by the City’s Corporate Real Estate Office to close and sell the Subject Lands in accordance with the City’s Sale of Land Policy 14-204.

**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 PW22029 - Aerial Drawing

Appendix “B” to Report PW22029 - Location Plan



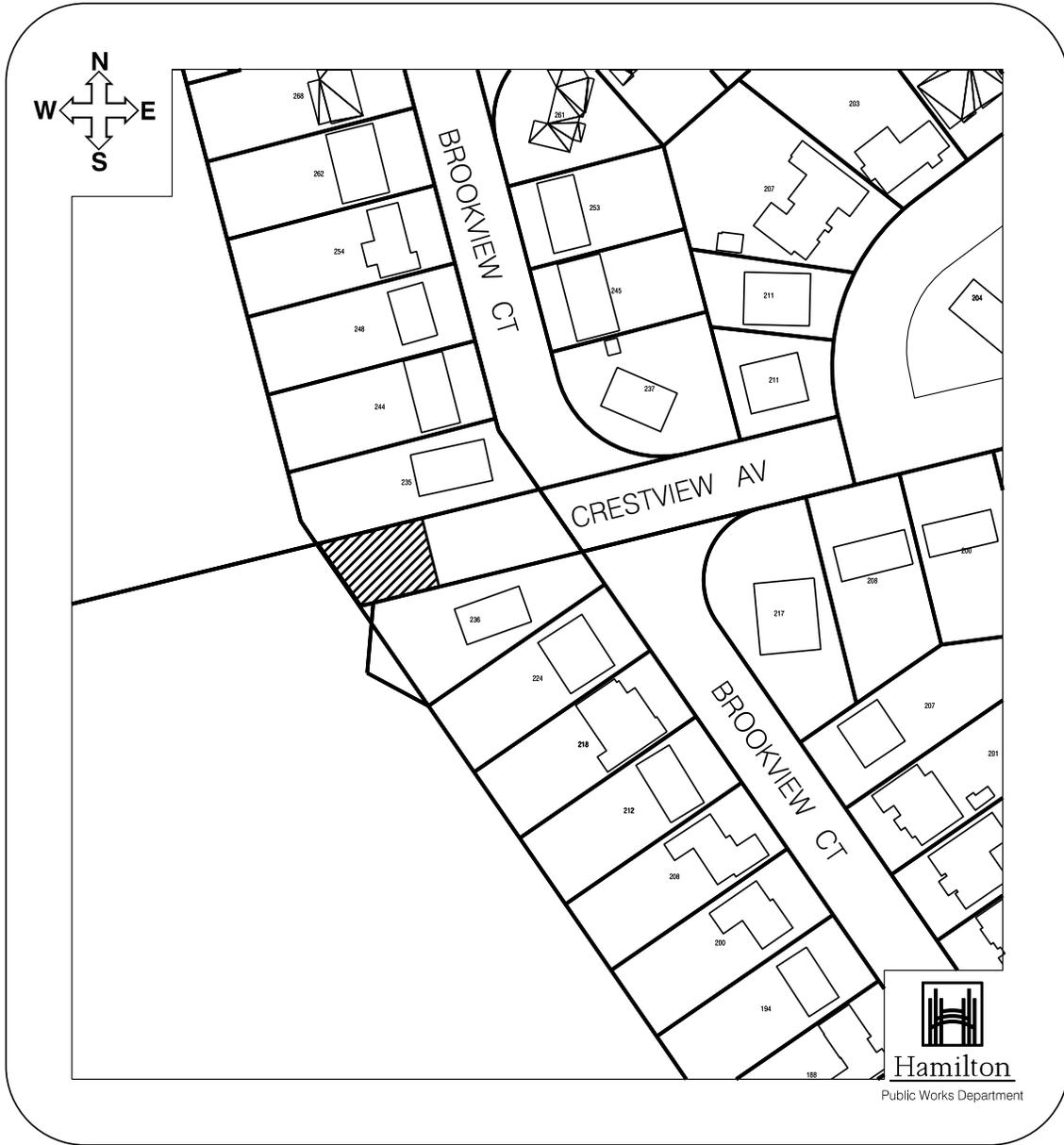
PROPOSED CLOSURE OF PORTION OF CRESTVIEW AVENUE, ANCASTER

Geomatics & Corridor Management Section  
Public Works Department

**LEGEND**

 **Lands to be Closed**

NTS | 20/08/2021 | Sketch By: CF



**LOCATION PLAN**

PROPOSED CLOSURE OF  
PORTION OF

**CRESTVIEW AVENUE,  
ANCASTER**

CITY OF HAMILTON  
PUBLIC WORKS DEPARTMENT

**LEGEND**



**SUBJECT LANDS**

DATE: August 20, 2021

Not to Scale | Sketch By: CF

REFERENCE FILE NO : PW21\_



**CITY OF HAMILTON**  
**PUBLIC WORKS DEPARTMENT**  
**Hamilton Water Division**

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	May 2, 2022
<b>SUBJECT/REPORT NO:</b>	HDR01 Kenilworth Reservoir Soil Removal and East Cell Upgrades (PW20074(b)) (Ward 4)
<b>WARD(S) AFFECTED:</b>	Ward 4
<b>PREPARED BY:</b>	Stuart Leitch (905) 546-2424 Ext. 7808
<b>SUBMITTED BY:</b>	Mark Bainbridge Director, Water and Wastewater Planning and Capital Public Works Department
<b>SIGNATURE:</b>	

### RECOMMENDATION

- (a) That the Purchase Order #91268 for R.V. Anderson Associates Limited (C11-53-18) be expanded by \$400,000 and funded from Project ID. No. 5141967375, pursuant to Procurement Policy #11 – Non-Competitive Procurements, for consultancy services including project management, contract administration and site inspection during construction/commissioning/warranty services for the Kenilworth (HDR01) Reservoir Soil Removal and East Cell Upgrades project; and,
- (b) That the General Manager of Public Works, or their designate, be authorized and directed to negotiate, enter into and execute a contract and any ancillary documents required to give effect thereto with R.V Anderson Associates Limited in a form satisfactory to the City Solicitor.

### EXECUTIVE SUMMARY

Report PW20074(a) (dated November 17, 2021) provided Council with the status of the construction award and timelines for the Kenilworth (HDR01) Reservoir Soil Removal and East Cell Upgrades project.

The City of Hamilton's (City) consultant, R.V. Anderson Associates Limited (RVA) supported the design and tendering of the project and is also providing contract administration and site inspection services throughout construction (C11-53-18). In

---

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

**SUBJECT: HDR01 Kenilworth Reservoir Soil Removal and East Cell Upgrades  
(PW20074(b)) (Ward 4) - Page 2 of 6**

---

October 2021, the project was awarded to Torbear Contracting Inc. (Torbear) through contract C13-50-21 competitive request for tenders with a completion date by June 2022 as estimated by RVA during the tendering process. The project is currently in construction and the completion date is estimated to be within Q4 2022 as a result of Torbear's initial project schedule and additional construction time required to remove contaminated slag material that was found adhered to the exterior roof of the reservoir after the soil cover had been removed. Options are currently being reviewed to confirm the appropriate approach for the slag removal and the associated project delay. However, the project schedule will extend up to approximately six (6) months beyond the initial RVA estimate.

Report PW20074(a) noted that the project management, contract administration and site inspection assignment with RVA would be assessed and if necessary, staff would report back to Council for approval of additional financial support when additional information was obtained through the awarded contractor. The awarded purchase order (PO) #91268 for C11-53-18 with RVA did not have enough funds for consultant site services for the full construction period. Staff were hoping to find project schedule efficiencies once Torbear submitted their initial schedule. Unfortunately, no project schedule efficiencies were found. As a result of the extended project schedule additional funds are required on the PO for up to approximately six (6) months of additional consultant site services.

In order to complete the project in the most efficient and timely manner, this report recommends that the existing PO for C11-53-18 with RVA be expanded by \$400,000. This financing supports the extended construction schedule and the additional consultant effort to oversee the removal of the newly discovered slag as identified above. There are sufficient funds in the existing budget, Capital Project ID. No. 5141967375. Council's approval is required for this PO expansion because the total value is greater than \$250,000, and also because the PO has already been expanded once via Procurement Policy #11 – Non-Competitive Procurements.

**Alternatives for Consideration – See Page 5****FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

Financial: Report PW20074(b) is recommending that an additional \$400,000 be added to RVA's contract C11-53-18 for additional project management, contract administration, and site inspection for the timeframe beyond what was allotted in the original scope of work. Project ID No. 5141967375 has sufficient budget to cover this additional work, therefore no additional funds are required. Council's approval is required for this PO expansion because the total value is greater than \$250,000, and also because the PO has

**SUBJECT: HDR01 Kenilworth Reservoir Soil Removal and East Cell Upgrades  
(PW20074(b)) (Ward 4) - Page 3 of 6**

---

already been expanded once via Procurement Policy #11 – Non-Competitive Procurements.

No additional funds are being requested for Torbear as their current PO has sufficient contingency to cover the anticipated cost to remove the slag material.

RVA Purchase Order (PO) Summary:

Original RVA PO	\$574,120
GM Approved Policy #11 Expansion	\$249,832
Report PW20074(b) Recommended Expansion	\$400,000
<b>TOTAL</b>	<b>\$1,223,952</b>

Including the recommended expansion to the RVA PO, this total represents 17.9% of the overall construction value of \$6.8M, which is reasonable for this type of construction contract.

Staffing: N/A

Legal: N/A

## **HISTORICAL BACKGROUND**

The Kenilworth Reservoir site is located at 111 Kenilworth Access. In July 2020, under a previous construction contract, some abnormal soil was identified on site. The City undertook site wide soil sampling and confirmed that half the reservoir's soil cover was contaminated with concentrations of Poly Aromatic Hydrocarbons (PAHs) above Provincial Standards (MECP Soil Quality Standards in a Non-Potable Ground Water Condition). The soil contamination was reported to City Council in November 2020, and the subsequent direction from Council was to remove the contaminated soils. Due to the significant volume of soil requiring removal, it was prudent to close out the original construction contract and initiate a new project for the removal and replacement of soil for the entire reservoir and inclusive of the remaining repairs to the East Cell of the reservoir.

In order to expedite the soil removal project, contingency funds remaining on R.V. Anderson Associates Limited's (RVA) contract (C11-53-18), from the completed works at the Kenilworth Reservoir West Cell were utilized to complete the design drawings and specifications for the new project tender. It was also necessary to expand RVA's purchase order (PO) for C11-53-18 in April 2021 at a value of \$249,832 for additional consulting services to support the project. This PO expansion was completed via Procurement Policy #11 – Non-Competitive Procurements under approval authority delegated to the General Manager of Public Works.

**SUBJECT: HDR01 Kenilworth Reservoir Soil Removal and East Cell Upgrades  
(PW20074(b)) (Ward 4) - Page 4 of 6**

---

The tender for the new construction project was released in the summer of 2021, and in October 2021, the project was awarded to Torbear Contracting Inc. (Torbear) through contract C13-50-21 competitive request for tenders with a completion date by June 2022 as estimated by RVA during the tendering process. Report PW20074(a) (dated November 17, 2021) provided Council with the status of the construction award and estimated timelines for the Kenilworth (HDR01) Reservoir Soil Removal and East Cell Upgrades project. This report also advised Council that the RVA assignment might require expansion once the initial project schedule was submitted by Torbear post-award. At that time the pre-tender schedule identified in the construction tender documents was established as the basis for bidding.

The project is currently in construction and the completion date is estimated to be within Q4 2022 as a result of Torbear's initial project schedule and additional construction time required to remove contaminated slag material that was found adhered to the exterior roof of the reservoir after the soil cover had been removed. Options are currently being reviewed to confirm the appropriate approach for the slag removal and the associated project delay. However, the project schedule will extend up to approximately six (6) months beyond the initial RVA estimate.

### **POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

The policies affecting or impacting this Report include:

- By-Law No. 21-215 Procurement Policy #11 – Non-Competitive Procurements
- By-Law No. 21-215 Procurement Policy #2, Section 4.2 Approval Authority
- By-Law No. 21-215 Procurement Policy #5.3 – Request for Tenders (\$100,000 and greater)

### **RELEVANT CONSULTATION**

The following groups have been consulted:

- Finance Planning Administration and Policy Division, Corporate Services Department
- Financial Services and Taxation Division, Procurement Section, Corporate Services has provided guidance as to adherence to the Procurement Policy

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

Report PW20074(a) noted that the project management, contract administration and site inspection assignment with RVA would be assessed and if necessary, staff would report back to Council for approval of additional financial support when additional information was obtained through the awarded contractor. The awarded purchase order

**SUBJECT: HDR01 Kenilworth Reservoir Soil Removal and East Cell Upgrades  
(PW20074(b)) (Ward 4) - Page 5 of 6**

---

(PO) #91268 for C11-53-18 with RVA did not have enough funds for consultant site services for the full construction period. Staff were hoping to find project schedule efficiencies once Torbear submitted their initial schedule. Unfortunately, no project schedule efficiencies were found. As a result of the extended project schedule additional funds are required on the PO for up to approximately six (6) months of additional consultant site services.

RVA has intimate constructability and technical knowledge of the site and are already mobilized and able to complete their assignment. It would not be in the City's best interests to remove or replace RVA on the project at this time.

Recommendation (a) in report PW20074(b) is to expand the RVA Purchase Order #91268 by \$400,000 to fund additional consulting services throughout the expanded project schedule. Sufficient budget is available in the existing Project ID. No. 5141967375. Council approval is required for the PO expansion because the total value is greater than \$250,000, and also because PO has already been expanded once via Procurement Policy #11 – Non-Competitive Procurements.

Recommendation (b) in report PW20074(b) is to provide the General Manager of Public Works, or their designate, with authorization and direction to negotiate, enter into and execute a contract and any ancillary documents required for the continued provision of consulting services throughout the expanded project schedule.

**ALTERNATIVES FOR CONSIDERATION**

Contract C11-53-18 with RVA could be cancelled/closed-out and a new tender for the necessary consulting services could be re-issued competitively with a modified scope. The scope of work would need to be reduced to avoid or mitigate the risk of the City being cited for bid shopping. This alternative is not recommended for several reasons. The Contractor would be put on hold until a consultant is procured, thus resulting in significant delay costs. Cancelling the consultant contract would also create approximately 10 to 12 months of additional time for procurement and establishing renewed design and tender documents. This delayed approach would put the existing reservoir storage at future risk. The east reservoir repairs and the removal of the contaminated soils from the reservoir is approximately 50% complete and is required to be completed in an expeditious manner.

Financial: The alternative will result in increased construction and design costs due to potential market fluctuations and inflation cost escalations.

Staffing: N/A

Legal: N/A

**SUBJECT: HDR01 Kenilworth Reservoir Soil Removal and East Cell Upgrades  
(PW20074(b)) (Ward 4) - Page 6 of 6**

---

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

**Economic Prosperity and Growth**

Hamilton has a prosperous and diverse local economy where people have opportunities to grow and develop.

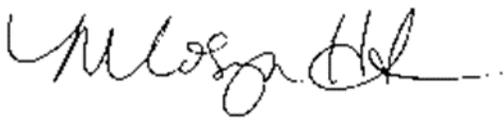
**Built Environment and Infrastructure**

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

**APPENDICES AND SCHEDULES ATTACHED – N/A**



**CITY OF HAMILTON**  
**PUBLIC WORKS DEPARTMENT**  
 Transit Division

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	May 2, 2022
<b>SUBJECT/REPORT NO:</b>	Bayfront Park - Transit Service Extension (PW22027) (Ward 2)
<b>WARD(S) AFFECTED:</b>	Ward 2
<b>PREPARED BY:</b>	Andy McLaughlin (905) 546-2424 Ext. 1809
<b>SUBMITTED BY:</b>	Maureen Cosyn-Heath Director, Transit Public Works Department
<b>SIGNATURE:</b>	

## RECOMMENDATION

- (a) That staff be directed to modify the routing of Route #99 Waterfront Shuttle, effective June 25, 2023 to provide daily service from 10:00 a.m. to 9:00 p.m. at a 30-minute frequency, between downtown and lower Bayfront Park.

## EXECUTIVE SUMMARY

Motion 11.2, Addressing Traffic Speed Volume on Harbourfront Drive presented at Public Works Committee on November 15, 2021 and approve at Council November 24, 2021, directed staff to explore the feasibility of expanding bus service into the lower bowl of Bayfront Park, as a complementary, multi-modal action in support of other Vision Zero initiatives being taken to address traffic speed and volume on Harbour Front Drive.

HSR Route #99, the Waterfront Shuttle, can accommodate a routing modification effective June 25, 2023 with no impact to the transit operating budget. The Route #99 Waterfront Shuttle operates as a Summer Only service and is a non-fare route, meaning customers do not pay to ride. The route provides a fully accessible connection between downtown and Bayfront Park via Bay Street North. The current Route #99 service span and frequency (10:00am to 9:00pm, 30-minutes) will be maintained.

---

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

**SUBJECT: Bayfront Park - Transit Service Extension  
(PW22027) (Ward 2) - Page 2 of 4**

---

**Alternatives for Consideration – Not Applicable**

**FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

Financial: N/A

Staffing: N/A

Legal: N/A

**HISTORICAL BACKGROUND**

At the November 15, 2021 Public Works Committee meeting, Motion 11.2 respecting Addressing Traffic Speed and Volume on Harbour Front Drive was approved by committee.

The motion calls for staff to explore expanding bus service into the lower bowl of Bayfront Park, located at 200 Harbour Front Drive, in order to complement other traffic control and roadway improvements being implemented while improving multi-modal access for this popular travel destination.

**POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

N/A

**RELEVANT CONSULTATION**

Public Works Department, Transportation, Operations and Maintenance Division was consulted and are supportive of the recommendations.

**ANALYSIS AND RATIONALE FOR RECOMMENDATION**

HSR Routes 4 Bayfront and 20 A Line operate in both directions on James Street North serving customers travelling to/from the Airport, Mountain Transit Centre Park'n'Ride, Upper James Street, Mohawk College, downtown, two GO Stations, Pier 8, the Industrial Sector, Nash Road and Quigley Road. Bus stops for these routes are situated on James Street North at Strachan Street, putting public transit within a 640m (15-minute) walk of the lower bowl of Bayfront Park. HSR route coverage service standard guidelines are set at a 400m walk for 90% of the urban transit area. Since these routes provide customers with direct routings between the above trip generators, it is not recommended that either route be modified to serve Bayfront Park.

**SUBJECT: Bayfront Park - Transit Service Extension  
(PW22027) (Ward 2) - Page 3 of 4**

---

Route #99 Waterfront Shuttle has been operating since 2002, providing daily Summer only service between downtown and the waterfront. Waterfront ends-of-line have varied, as follows:

- 2002 thru 2004      Bayfront Park
- 2005 thru 2006      No Service
- 2007 thru 2021      Pier 8

Operating during the summer only (last week in June to Labour Day), the service has been provided since 2008 by a replica trolley vehicle with a seated capacity of 26 customers. Downtown bus stops are located on James at King and on King opposite Summers' Lane, providing customers with convenient transfers to a range of HSR routes operating in the lower City of Hamilton (City) and on the mountain.

Ridership on Route #99 has been sampled during the last four years. In 2018 and 2019 (pre-COVID) daily boardings averaged between 380 to 460, depending on day of week. During COVID (2020 and 2021) daily boarding activity averaged between 90 and 150. Graphical representations of boardings per hour, by day of week, for each of the four years are provided in Appendix "A" attached to Report PW22027.

While Route #99 service productivity standards (targets are 15/25 boardings per hour in off-peak/peak periods respectively) were being met pre-COVID, the route demand does support further expansion and in combination with the absence of fare revenue collection, staff do not recommend further investments (adding a bus, an Operator and service hours) to increase this route's frequency and/or route coverage. Expansion of Route #99, such that it stops in at Bayfront Park while continuing to serve Pier 8 at a 30-minute frequency, would result in increases of 1 bus, 870 annual service hours and 0.5 FTE at an estimated increase to the annual operating budget of \$104,000. Changing the routing of Route #99 to coincide with planned Route #20 service changes in Fall 2022 and Harbour Front Drive roadway improvements will result in no additional transit operating costs.

The recommended route modification effective date is June 25, 2023. This date aligns with upcoming transit service enhancements. Route #99 will no longer service Pier 8. Customers who currently make use of Route #99 to access various James Street North and Pier 8 attractions (including Waterfront Trolley Summer Tours) will be able to use Route #20. Route #20 service span will be increased effective September 2022, adding Saturday service to the service currently available Monday thru Friday. On Sunday and Holidays, customers will be able to travel on Route #4 to the intersection of James Street North and Burlington Street East. From this point, Pier 8 can be reached by walking 480m, a 6-minute walk duration or alternatively customers will be able to reach Pier 8 on foot from the new Bayfront Park stop.

**SUBJECT: Bayfront Park - Transit Service Extension  
(PW22027) (Ward 2) - Page 4 of 4**

---

The recommended Route #99 modifications will result in it serving the lower bowl of Bayfront Park, operating Northbound on Bay Street North and Southbound on James Street North, providing customers travelling during the Summer with direct service from downtown into the park. A bus stop will be installed on Harbour Front Drive at the main pedestrian plaza opposite the car park. Appendix “B” attached to Report PW22027 provides a map showing the recommended routing for the #99 service.

**ALTERNATIVES FOR CONSIDERATION**

N/A

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

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

**Clean and Green**

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

**Built Environment and Infrastructure**

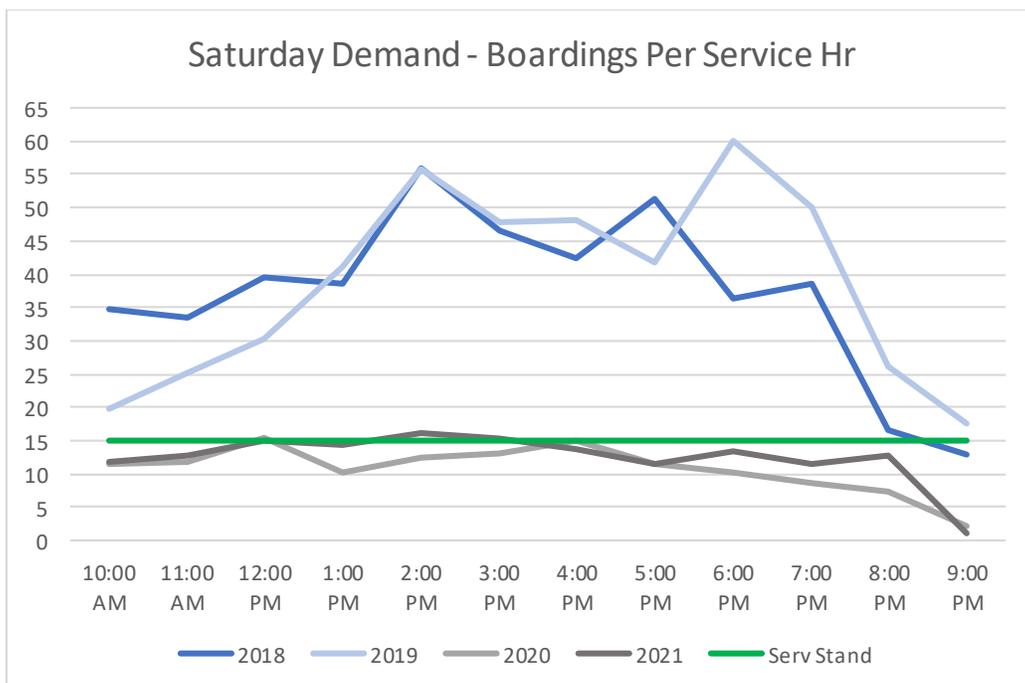
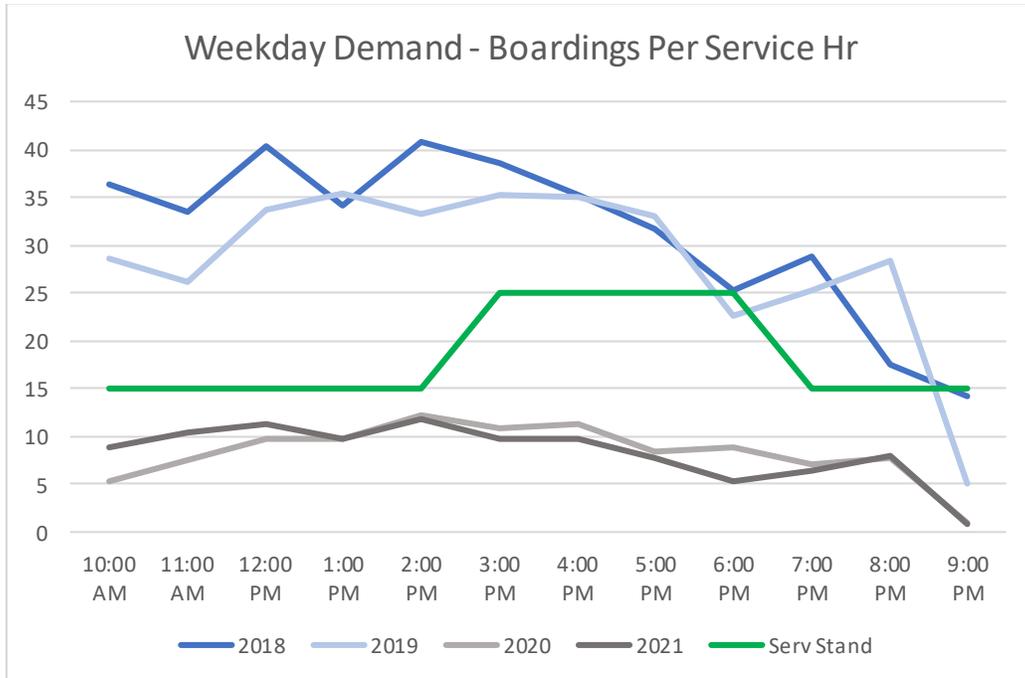
Hamilton is supported by state-of-the-art infrastructure, transportation options, buildings and public spaces that create a dynamic City.

**APPENDICES AND SCHEDULES ATTACHED**

Appendix “A” to Report PW22027 – #99 Waterfront Shuttle - Average Usage –  
2018 to 2021

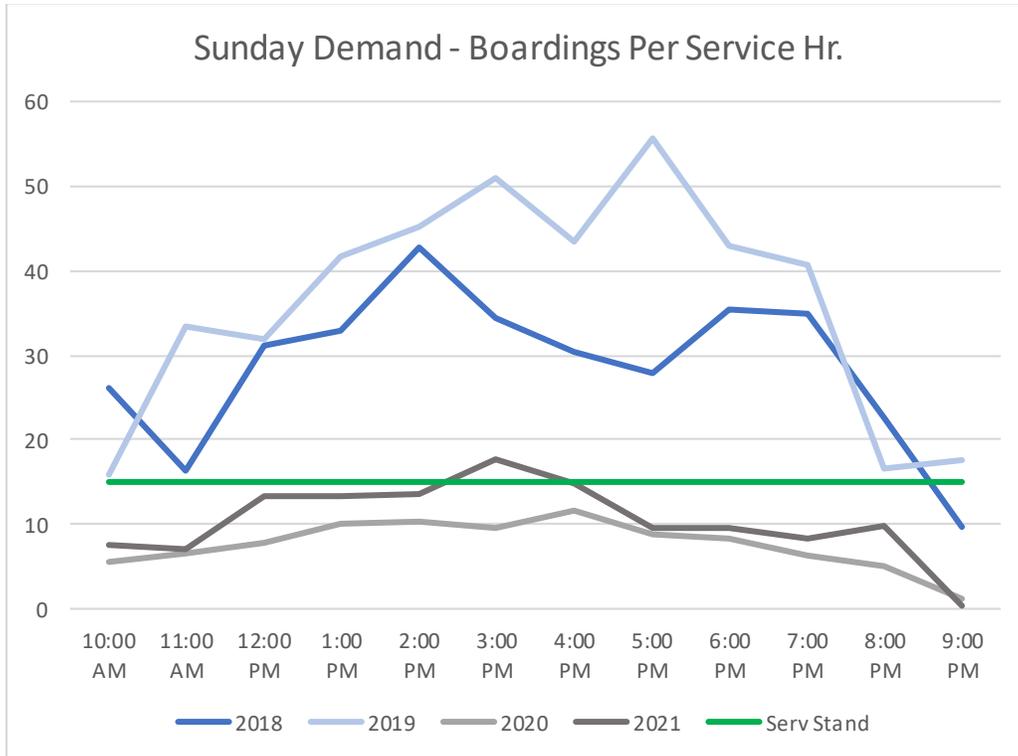
Appendix “B” to Report PW22027 – #99 Waterfront Shuttle – Recommended Routing

### Route #99 Waterfront Shuttle Ridership



OUR Vision: To be the best place to raise a child and age successfully.  
 OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.  
 OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

Route #99 Waterfront Shuttle Ridership



OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

# Route #99 Waterfront Shuttle Recommended Routing





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

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	May 2, 2022
<b>SUBJECT/REPORT NO:</b>	Wellington Street North Storm Sewer Outfall Repair (PW22030) (Wards 2 and 3)
<b>WARD(S) AFFECTED:</b>	Wards 2 and 3
<b>PREPARED BY:</b>	Erika Waite (905) 546-2424 Ext. 1234
<b>SUBMITTED BY:</b>	Susan Jacob Acting Director, Engineering Services Public Works Department
<b>SIGNATURE:</b>	

### RECOMMENDATION

- (a) That the General Manager of Public Works be authorized and directed to design, tender and award a contract in 2022 to repair the Wellington Street North Outfall;
- (b) That the General Manager of Public Works be authorized to execute, on behalf of the City of Hamilton, all agreements and other documents necessary to implement such award on confirmation that each such agreement be in a form satisfactory to the City Solicitor;
- (c) That the Wellington Street Storm Outfall Repair project be funded by a transfer of previously approved rate supported funding of \$3,000,000 from the Eastern Sewer Interceptor (ESI) - South Service - Fruitland to Green (#5162262250);
- (d) That the Eastern Sewer Interceptor (ESI) - South Service - Fruitland to Green 2022 planned rehabilitation works be postponed and reprogrammed during the 2023 Capital Budget Process.

### EXECUTIVE SUMMARY

---

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

**SUBJECT: Wellington Street North Storm Sewer Outfall Repair  
(PW22030) (Wards 2 and 3) - Page 2 of 4**

---

The Wellington Street outfall is a large (2.5m wide x 2.13m tall) twin box storm sewer that outfalls directly into Hamilton Harbour at Pier 10, just north of Burlington St. and immediately east of Wellington St. North. It was constructed in 1937.

The City of Hamilton (City) retained R.V. Anderson Associates Ltd. to undertake the structural rehabilitation design needed to repair the structure in 2021 with the intent to determine needs and schedule work in 2023-2024.

Due to the extent of deterioration, delay of a repair will increase risk and liability due to possible collapse, impacting business for Hamilton Oshawa Port Authority and its clients. It is recommended that the City expedites design, procurement, and construction so that full repairs can be completed in the Summer of 2022. Coordination with Hamilton Oshawa Port Authority and its clients has taken place and the preferred timing for construction has been identified as being between June and August.

Staff have determined the most appropriate and cost-effective long-term intervention is to:

1. Temporarily remove the rail section that crosses the sewer structure,
2. Repair the roof of the structure by a combination of precast and cast-in-place slab replacements and interior concrete wall repairs to mitigate further deterioration, and;
3. Replace the rail section above the sewer structure.

**Alternatives for Consideration – See page 4**

**FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

Financial: The cost to repair the Wellington Street Sewer Outfall has been estimated as having an upset limit of \$3,000,000. All funding to award the contract is recommended to be funded from project ID 5162262250 (Eastern Sewer Interceptor (ESI) - South Service - Fruitland to Green) which has an approved budget of \$8,000,000. The Eastern Sewer Interceptor (ESI) project would be resubmitted for consideration through the 2023 Capital Budget Process where timing of construction would better align with the preferred rehabilitation plan for both sewers.

Staffing: None

Legal: None

**HISTORICAL BACKGROUND**

---

OUR Vision: To be the best place to raise a child and age successfully.  
 OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.  
 OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

**SUBJECT: Wellington Street North Storm Sewer Outfall Repair  
(PW22030) (Wards 2 and 3) - Page 3 of 4**

---

In 2020, the City retained R.V. Anderson Associates to undertake a Remotely Operated Vehicle (ROV) inspection inside the Wellington Street North Storm Outfall Sewer. Based on the recommendations outlined in the resulting assessment report dated June 21, 2021, it was concluded that further investigation is required to determine the accurate location and condition of the sewer.

Further investigation and assessment of the structure has been taking place since 2021. Low lake levels encountered late in 2021 allowed human entry into the structure resulting in a more thorough and detailed condition assessment.

The concrete roof along the entire length of the structure is in poor condition. The roof section and supporting columns under the rail crossing, that were built in 1928 to support the rail, were determined to be inadequately designed and exhibit significant structural damage.

The rail crossing the Wellington Outfall structure is owned and operated by the Hamilton Oshawa Port Authority.

**POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

None

**RELEVANT CONSULTATION**

The following groups have been consulted and are supportive of the recommendations:

Corporate Services Department – Risk Management Division  
 Corporate Services Department – Financial Planning, Administration and Policy  
 Division, Budgets and Financial Policy Section  
 Public Works Department – Hamilton Water Division  
 Hamilton Oshawa Port Authority – Rail Owner and Operator  
 Parrish and Heinbecker, Limited – Impacted Industry  
 Bunge Canada – Impacted Industry

**ANALYSIS AND RATIONALE FOR RECOMMENDATION**

The findings of the detailed condition assessment were initially communicated to the City in February of 2022. Based on those findings City staff are recommending that expedited repairs take place in 2022 to reduce the risk and exposure to failure during a construction period preferred by the Hamilton-Oshawa Port Authority and its clients.

**SUBJECT: Wellington Street North Storm Sewer Outfall Repair  
(PW22030) (Wards 2 and 3) - Page 4 of 4**

---

The Eastern Sewer Interceptor (ESI) project would be resubmitted for consideration through the 2023 Capital Budget Process where timing of construction would better align with the preferred rehabilitation plan for this sewer. Condition of the sewer is periodically monitored and is expected to remain in stable condition within the next year.

**ALTERNATIVES FOR CONSIDERATION**

An alternative for consideration is to not expediate the project. In this case, rates supported funds will be requested during the 2023 budget Council approval process with tendering and construction scheduled in 2023. This option will increase risk and liability due to possible collapse in the interim impacting business for Hamilton Oshawa Port Authority and its clients.

Financial: No financial Implications.

Staffing: No staffing Implications.

Legal: Liability implications in the case the structure collapse in the interim.

**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.

**Built Environment and Infrastructure**

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

**Our People and Performance**

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

**APPENDICES AND SCHEDULES ATTACHED**

N/A

# CITY OF HAMILTON

## MOTION

Public Works Committee: May 2, 2022

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

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

**Joint Action by City of Hamilton and Hamilton Police Service to Improve Pedestrian Safety (City Wide)**

WHEREAS, in 2019 Hamilton City Council approved the City of Hamilton Vision Zero Action Plan 2019-2025 which identifies that fatalities and serious injuries on our roads are preventable and that no loss of life is acceptable;

WHEREAS, the Vision Zero Action Plan 2019-2025 recognizes that using a safe systems approach that focuses on safe drivers, safe speeds, safe roads and safe vehicles is fundamental to achieving the plan’s goals;

WHEREAS, a key component to the Vision Zero Action Plan 2019-2025 is the City of Hamilton Strategic Road Safety Committee whose mandate is to guide the implementation of the Vision Zero Action Plan and is comprised of members from the Public Works Department, Planning and Economic Development Department, Hamilton Police Services, Hamilton Fire Department, Public Health, Hamilton Wentworth District School Board and the Hamilton Wentworth Catholic District School Board;

WHEREAS, in 2020 Hamilton City Council approved funding to create eight dedicated traffic enforcement officers within Hamilton Police Services;

WHEREAS, in 2021, Hamilton Police Service launched a 20-member centralized traffic enforcement unit to respond to traffic-related issues in the City with a strategic City-wide approach with the goal of reducing collision, injuries and deaths for all roadway users;

WHEREAS, roadway safety efforts have resulted in a steady year over year decline in the total number of people being injured on City of Hamilton roadways since 2016; and

WHEREAS, notwithstanding roadway safety and Vision Zero initiatives, the annual total number of fatal collisions has not trended downwards and there have been eight pedestrian deaths in 2022 as of April.

**Motion Respecting Joint Action by City of  
Hamilton and Hamilton Police Service to  
Improve Pedestrian Safety (City Wide)**

Page 2 of 2

THEREFORE, BE IT RESOLVED:

- (a) That the Transportation Operations & Maintenance Division, through their facilitation of the City of Hamilton Strategic Road Safety Committee, identify opportunities for enhancements to the collaboration of efforts specifically related to roadway safety improvements and traffic enforcement by leveraging annual collision statistics and Hamilton Police Services collision reconstruction investigation forensics;
- (b) That the Transportation Operations & Maintenance Division, through their facilitation of the City of Hamilton Strategic Road Safety Committee, isolate specific dangers to vulnerable road user safety (pedestrians and cyclists) and determine joint efforts that can be undertaken for both traffic enforcement and preventative measures delivered through infrastructure improvements; and
- (c) That the Transportation Operations & Maintenance Division report back to the Public Works Committee regarding any roadway safety improvements and traffic enforcement enhancements or opportunities to improve pedestrian safety identified during the completion of items (a) and (b), including implementation and identification of any funding and/or resource requirements.

# CITY OF HAMILTON

## MOTION

Public Works Committee: May 2, 2022

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

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

**Replacement Trees at City Housing Hamilton Property, 430 Cumberland Avenue (Ward 3)**

WHEREAS, the urban canopy deficit in Ward 3 is best addressed by planting more trees and ensuring trees that must be removed for redevelopment purposes are replaced;

WHEREAS, increasing urban tree canopy assists in addressing health inequities;

WHEREAS, City Housing Hamilton (CHH) provides affordable housing to approximately 261 residents at 430 Cumberland Avenue; and

WHEREAS, tree planting on City Housing Hamilton properties is not currently funded under existing City funded tree planting programs.

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to supply, install and maintain, for a period of three consecutive years including the year planted, 12 large caliper (50mm) trees, in coordination with City Housing Hamilton at 430 Cumberland Avenue, at an upset limit cost of \$5,700, to be funded from Ward 3 Capital Special Capital Re-Investment Discretionary Fund (#3301909300); and
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

# CITY OF HAMILTON

## MOTION

Public Works Committee: May 2, 2022

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

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

**Naming of the Multi-Use Court at Woodlands Park, 501 Barton Street East, Hamilton (Ward 3)**

WHEREAS, Woodlands Park is a City of Hamilton park that services the Gibson, Landsdale neighbourhoods and beyond;

WHEREAS, Hamilton’s Arkells musical group have coordinated the fundraising of \$80,000 to fund enhancements to the multi-use court at Woodlands Park;

WHEREAS, the multi-use court at Woodlands Park will be receiving enhancements such as new professional level basketball backboards, spectator bleachers, acrylic court surfacing, and an upgrade to the existing light fixture;

WHEREAS, the proposed enhancements will foster community pride and provide a destination level sport court within the City’s north end;

WHEREAS, Arkells hosted one of the largest attended outdoor concerts at Tim Hortons Field in 2018 called “The Rally”, and is poised to repeat this achievement again in June 2022;

WHEREAS, “The Rally” concert has a community and sustainable-living focus, in which there are local artist markets outside the stadium, a community bike ride, partnerships with the Hamilton Street Railway (HSR) to promote public transportation, an emphasis on inclusion and equality for all, and large charitable components throughout;

THEREFORE, BE IT RESOLVED:

- (a) That the multi-use court at Woodlands Park, 501 Barton Street East, be named “The Rally Court” by incorporating this name within the design of the acrylic court surfacing, recognizing the local musical group and their community focus and contributions; and

- (b) That the Mayor and City Clerk be authorized and directed to approve and execute all required agreements and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.