

# Added Item 11.1

## CITY OF HAMILTON

### NOTICE OF MOTION

Public Works Committee: September 11, 2020

**MOVED BY MAYOR F. EISENBERGER.....**

#### **Repair of Valley Inn Road Bridge #457 (Ward 1)**

WHEREAS, the Patrick J. McNally Charitable Foundation (the “McNally Foundation”) has offered to donate funds up to a maximum amount of One Million Dollars (the “Donation”) to the City to be used to pay for repairs to the Valley Inn Road Bridge #457 (the “Project”);

WHEREAS, the McNally Foundation has expressed the hope that the Project shall be completed as soon as possible following the completion of normal tendering processes;

WHEREAS, the Valley Inn Road Bridge #457 is jointly owned by the City of Hamilton and the City of Burlington; and,

WHEREAS, Council wishes to authorize the Project on the conditions outlined below;

THEREFORE, BE IT RESOLVED:

- (a) That the Mayor, on behalf of the City, be requested to formally thank the McNally Foundation for its Donation of up to a maximum amount of One Million Dollars to the City to be used to pay for repairs to the Valley Inn Road Bridge #457;
- (b) That the acceptance of the McNally Foundation Donation be approved to fund the repairs of the Valley Inn Road Bridge #457 on the following conditions:
  - (i) the McNally Foundation shall reimburse the City for its costs for the actual repairs to the bridge when the Project has been completed, and that pending the receipt of the Donation the City Treasurer shall use such interim funding sources as he may identify;
  - (ii) tendering of the Project shall occur in accordance with the City’s Procurement Policy, procedures and requirements;
  - (iii) the General Manager of Public Works, or their designate, be authorized to award any tenders for the Project provided the cost of the Project, including the net amount of all applicable taxes, does not exceed the maximum Donation amount;

- (iv) the City of Burlington consents to, and authorizes, completion of those components of the Project to be completed on Burlington's lands, property and assets; and,
  - (v) the City of Hamilton obtains all necessary permissions, permits and approvals on conditions acceptable to the General Manager of Public Works, or their designate, on a timely basis;
- (c) That the General Manager of Public Works, or their designate, be authorized and directed to negotiate, enter into and execute, on behalf of the City, all agreements, permissions, consents and ancillary documents required to give effect thereto, including the acceptance of the McNally Foundation Donation of up to a maximum amount of One Million Dollars to the City to be used to pay for repairs to the Valley Inn Road Bridge #457, each in a form satisfactory to the City Solicitor.