



PUBLIC WORKS COMMITTEE MINUTES 21-010

1:30 p.m.
Wednesday, July 7, 2021
Council Chambers
Hamilton City Hall
71 Main Street West

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

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

Also Present: Councillor M. Wilson

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

1. **Woodward Upgrades Construction Update (PW20043(b)) (City Wide) (Item 7.1)**

(Pearson/Ferguson)

That Report PW20043(b), respecting a Woodward Upgrades Construction Update, be received.

Result: **Motion CARRIED by a vote of 10 to 0, as follows:**

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

2. Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2) (deferred from the May 31, 2021 meeting) (Item 9.1)

(Farr/Pauls)

That Report PW21034, respecting the Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton, be REFERRED to the July 9, 2021 Council meeting for consideration to allow for a meeting between the appropriate staff, the Ward Councillor and the proponents in gauging the potential proponents interest in amending the existing development agreement to no longer include the Bay / Strachan parcel while still maintaining the same approximate level of affordable housing units (which includes an approximate net gain of 110 new units) in the over-all mixed income Jamesville proposal.

Result: Motion CARRIED by a vote of 10 to 0, as follows:

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

3. Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1) (Item 9.2)

(Pearson/Danko)

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

(i) That the applicant makes an application to the Ontario Superior Court of Justice, under Section 88 of the Registry Act, for an order to permanently close the Subject Lands, if required by the City, subject to:

(1) The General Manager of Public Works, or designate, signing the appropriate documentation to obtain any required court order; and,

- (2) The documentation regarding any required application to the Ontario Superior Court of Justice being prepared by the applicant, to the satisfaction of the City Solicitor;
- (ii) 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;
 - (iii) That, subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved;
 - (1) The City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the alleyway, for enactment by Council;
 - (2) That the City Solicitor be authorized to amend and waive such terms as they consider reasonable to give effect to this authorization and direction;
 - (3) The Real Estate Section of the Planning and Economic Development Department be authorized and directed to secure any requisite easement agreements (subject to the obligations of the applicant to negotiate such agreements as set out in recommendation (a)(iv)), right of way agreements, and/or other agreements deemed necessary to affect the orderly disposition of the Subject Lands and to proceed to sell the Subject Lands to the owners of 315B Aberdeen Avenue, Hamilton, as described in Report PW21041, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
 - (4) The City Solicitor be authorized to complete the transfer of the Subject Lands to the owners of 315B Aberdeen Avenue, Hamilton and transfers of easement to all land owners requiring access to the Subject Lands as outlined in Report PW21041, pursuant to an Agreement of Purchase and Sale or Offer to Purchase as negotiated by the Real Estate Section of the Planning and Economic Development Department;
 - (5) The City Solicitor be authorized and directed to register a certified copy of the by-laws permanently closing and selling the alleyway in the proper land registry office;

- (6) The Public Works Department publish any required notice of the City's intention to pass the by-laws and/or permanently sell the closed alleyway pursuant to City of Hamilton Sale of Land Policy By-law 14-204;

- (iv) That the applicant be responsible to arrange, negotiate, and obtain agreements, at the applicant's sole cost, with respect to all necessary transfers of right of way easements as outlined and as a condition of the transfer of the Subject Lands and for all legal costs associated with the aforesaid as well as the registration of required right of way agreements on title with the land owners who require access as indicated within Report PW21041 and such agreements ensure the following terms are included;
 - (1) That 72 hours prior written notice delivered to all abutting landowners of the private right of way lands as shown on Appendix "C" attached to Report PW21041, of any construction or other activities on or over the laneway;
 - (2) That any such construction or other activity not interfere with or impede access to or over the laneway except between the hours of 9:00am and 5:00pm on the days specified in the prior written notice;
 - (3) That at all other times there is to be unobstructed access to all abutting land owners;

- (v) That the applicant prepares a site drainage plan to the satisfaction of the Manager, Development Approvals;

- (vi) That the applicant works with the City of Hamilton to ensures all sight lines are clear at the intersection of Aberdeen Avenue and Locke Street South, Hamilton which fall on City property, to the satisfaction of the Manager, Traffic Safety;

- (vii) That the applicant abides by Committee of Adjustment decision HM/A-19:290 and subsequent Local Planning Appeal Tribunal decision PL200334;

- (viii) That the applicant be responsible for all costs associated with any construction related damages to the retaining wall and landscaping at 315 Aberdeen Avenue, Hamilton, excluding any costs related to the works proposed under recommendation "(a)(x)";

- (ix) That the proposed "right of way" lands as shown on Appendix "C" attached to Report PW21041 be paved at the expense of the applicant once recommendations "(a)(v)" and "(a)(x)" have been cleared;

- (x) That a portion of the proceeds of the sale of the Subject Lands not exceeding \$40,000.00 be transferred to the appropriate account as determined by the Manager, Transportation, Operations, and Maintenance Division for the purpose of widening the sidewalk at the southwest corner of the intersection located at Locke Street South and Aberdeen Avenue, Hamilton, subject to the following:
 - (1) That no building permits be submitted by the owner of 315B Aberdeen Avenue, Hamilton, or issued by the City of Hamilton until all works related to recommendation “(a)(x)” be completed;
 - (2) That the City of Hamilton retain ownership and maintenance responsibility of all works completed by the City of Hamilton related to recommendation “(a)(x)”;
 - (3) That the owner of 315B Aberdeen Avenue, Hamilton, install at his own expense a stop sign at the south side of the property boundary between the proposed “right of way” lands and City of Hamilton road allowance;
 - (4) That the retaining wall be constructed of concrete to match the existing retaining walls at 315 Aberdeen Avenue, Hamilton and ensure the newly constructed retaining wall is adequately tied in to the existing step retaining wall at 315 Aberdeen Avenue, Hamilton.

Result: Motion CARRIED by a vote of 9 to 1, as follows:

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
NO - Ward 8 Councillor John-Paul Danko
YES - Ward 10 Councillor Maria Pearson
YES - Ward 12 Councillor Lloyd Ferguson
YES - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

4. Receiving Portland Bikeshare Equipment (PED21144) (City Wide) (Item 10.1)

(Farr/Nann)

- (a) That staff be authorized and directed to submit a formal expression of interest to the City of Portland, Oregon, USA, to receive up to 600 used bike share bikes that have become available via donation as a result of Portland’s upgrade to a newer system;

- (b) That, should the expression of interest be successful, that the bike share bikes, which are fully compatible with Hamilton's current bikeshare technology, be added to the City-owned bikeshare fleet as a City-owned asset and be used to extend the fleet life by providing a reliable source of spare equipment and parts;
- (c) That staff be authorized and directed to arrange for shipping and other logistics to transport the donated bikes from Portland to Hamilton, pursuant to the City's Procurement Policy;
- (d) That the estimated cost of \$50,000 for shipping the bikes from Portland, moving bikes into the current City-owned maintenance and storage facility and rebranding the bikes to reflect Hamilton Bike Share logos be funded through the Sustainable Mobility Programs Project ID: 4032055820;
- (e) That staff negotiate with Hamilton Bike Share Inc. (HBSI) for the use of the donated bikeshare equipment through the current contract period which extends to December 31, 2022; and,
- (f) That the General Manager of Planning and Economic Development be authorized to negotiate, enter into, and execute the agreements and any ancillary documents required to give effect to the donation of the bikeshare equipment from Portland, the shipping and storage of the equipment, and the arrangements with Hamilton Bike Share Inc. (HBSI), all in a form satisfactory to the City Solicitor, based on the general scope and terms outlined in this Report.

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

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

5. Investment in Churchill Park (Ward 1) (Item 11.1)

(Nann/Danko)

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

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

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

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

THEREFORE, BE IT RESOLVED:

- (a) That Public Works Facilities staff be authorized and directed to retain a Prime Design Consultant to undertake both a feasibility study of accessibility improvements, as well as a Cultural Heritage Study, of Churchill Park, to determine recommendations for upgrades to support the community and programming uses;
- (b) That the funding for the feasibility study of accessibility improvements, as well as a Cultural Heritage Study, of Churchill Park, at a cost of \$150,000, to be funded from the Ward 1 Area Rating Reserve Account (108051) be approved; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
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 - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

6. Investment in Hamilton Amateur Athletic Association (HAAA) Park Fieldhouse (Ward 1) (Item 11.2)

(Nann/Danko)

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

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

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

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

THEREFORE, BE IT RESOLVED:

- (a) That Public Works Facilities staff be authorized and directed to retain a Prime Design Consultant to undertake a feasibility study of accessibility improvements, including a Cultural Heritage Assessment, of the Hamilton Amateur Athletic Association (HAAA) Fieldhouse, to support the community, programming, and anticipated increased use after future investments in park infrastructure;
- (b) That the funding for the feasibility study of accessibility improvements, including a Cultural Heritage Assessment, of the HAAA Fieldhouse, at a cost of \$150,000, to be funded from the Ward 1 Area Rating Reserve Account (108051) be approved; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nringer Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
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 - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

**7. Design and Construction of a Spray Pad at Woodlands Park, Hamilton
(Ward 3) (Item 11.3)**

(Nann/Pauls)

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

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

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

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

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

THEREFORE, BE IT RESOLVED:

- (a) That \$710,000 of funding be allocated from the Ward 3 Special Capital Re-investment Reserve Fund (#108053), to design and construct the Woodlands Park spray pad development project;
- (b) That the annual operating impacts of \$29,000 for the supply of water, maintenance, and winterization be included in the 2022 Public Works Department base operating budget submission; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
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 - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

8. Installation of Pathway Lighting for the Buchanan Neighbourhood in Ward 8 (Item 11.4)

(Danko/Nann)

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

THEREFORE, BE IT RESOLVED:

- (a) That Transportation Operations and Maintenance staff be authorized and directed to install pedestrian scale lighting on the following eight pathways in the Buchanan neighbourhood in 2021:
 - (i) Laurier Avenue to Delmar Drive;
 - (ii) Laurier Drive to Collier Crescent;
 - (iii) Delmar Drive to Collier Crescent;
 - (iv) Laurier Avenue to Algoma Crescent;
 - (v) Leadale Place to Mohawk Road West;
 - (vi) Verona Place to Columbia Drive;
 - (vii) Geneva Drive to Columbia Drive; and,
 - (viii) Delmar Drive to Geneva Drive;
- (b) That all costs associated with the installation of pedestrian scale lighting on these pathways be funded from the Ward 8 Special Capital Reinvestment Reserve Account (108058) at an upset limit, including contingency, not to exceed \$180,000; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

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

9. Reimbursement of Backwater Valve Installation at 35 Lisgar Court, Hamilton (Ward 6) (Item 11.5)

(Jackson/Collins)

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

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

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

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

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

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

THEREFORE, BE IT RESOLVED:

- (a) That following the replacement of the Mainline Fullport Backwater Valve with an Adapt-A-Valve backwater valve at 35 Lisgar Court, by a qualified contractor retained by the resident, and submission of the final invoice and proof of payment be given to the Hamilton Water Services Division, the homeowner be reimbursed a maximum of \$2,000 from the Ward 6 Special Capital Re-Investment Discretionary Fund (#3301909600); and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
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 - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

**10. Installation of a Speed Cushion on Robson Crescent, Hamilton (Ward 6)
(Item 11.6)**

(Jackson/Collins)

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

THEREFORE, BE IT RESOLVED:

- (a) That staff be authorized and directed to install one speed cushion at #99 Robson Crescent, Hamilton, at a cost not to exceed \$7,000, to be funded from the Ward 6 Minor Maintenance Account (4031911606); and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
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 - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

11. Installation of an All-Way Stop at the Intersection of Rosewell Street and Rexford Drive, Hamilton (Ward 6) (Item 11.7)

(Jackson/Collins)

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

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

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

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

THEREFORE, BE IT RESOLVED:

- (a) That staff be authorized and directed to add new stop controls on Rosewell Street at Rexford Drive to convert the intersection to an all-way stop, at a cost not to exceed \$10,000, to be funded from the Ward 6 Minor Maintenance Account (4031911606); and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
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 - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

12. Purchase of New Mounting Base for Memorial Stone within Fisher Mills Park (Ward 13) (Item 11.8)

(VanderBeek/Pearson)

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

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

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

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

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

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

THEREFORE, BE IT RESOLVED:

- (a) That Public Works Parks staff be authorized and directed to purchase the required mounting base for the Memorial Stone within Fisher Mills Park, at a cost not to exceed \$1,500, to be funded from the Ward 13 Non-Property Tax Revenue account (3301609613); and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
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 - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

13. Locke Street BIA Area Pedestrianization Grant (Ward 1) (Item 11.9)

(Pauls/Pearson)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

THEREFORE, BE IT RESOLVED:

- (a) That \$7,000 be provided to the Locke Street Business Improvement Area to help support safe street closures from the Ward 1 Area Rating Capital Reinvestment Discretionary Fund (3302109100); and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
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 - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

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

5. COMMUNICATIONS

- 5.1 Correspondence from Erin Shacklette respecting Item 9.1 – Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2)

Recommendation: Be received and referred to the consideration of Item 9.1

9. PUBLIC HEARINGS / DELEGATIONS

- 9.1 Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2) (deferred from the May 31, 2021 meeting)

9.1(a) Registered Speakers:

- 9.1(a)(b) Herman Turkstra
9.1(a)(c) Robert Koch, North End Neighbourhood Association

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

9.2(a) Registered Speakers:

- 9.2(a)(a) Ian Bannerman
9.2(a)(b) Joanne Bannerman

9.2(a)(c) Kate Lazier
9.2(a)(d) Kevin Daley

12. NOTICES OF MOTION

- 12.1 Installation of Traffic Calming Measures on Beacon Avenue, Hamilton (Ward 6)
- 12.2 Installation of Traffic Calming Measures on Moxley Drive, Hamilton (Ward 6)

14. PRIVATE AND CONFIDENTIAL

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

(Ferguson/Nann)

That the agenda for the July 7, 2021 Public Works Committee meeting be approved, as amended.

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

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

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETING (Item 4)

(i) June 14, 2021 (Item 4.1)

(Pearson/Danko)

That the Minutes of the June 14, 2021 meeting of the Public Works Committee be approved, as presented.

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

YES - Ward 2 Councillor Jason Farr

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

(d) COMMUNICATIONS (Item 5)

- (i) Correspondence from Erin Shacklette respecting Item 9.1 - Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2) (Added Item 5.1)**

(Pearson/Farr)

That the correspondence from Erin Shacklette respecting Item 9.1 - Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2) be received and referred to the consideration of Item 9.1.

Result: Motion CARRIED by a vote of 10 to 0, as follows:

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

(e) PUBLIC HEARINGS / DELEGATIONS (Item 9)

- (i) Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2) (deferred from the May 31, 2021 meeting) (Item 9.1)**

Councillor VanderBeek advised that notice of the Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2) 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 were three registered speakers.

Registered Speakers:

1. Sandra Hudson, Friends of Sunset Cultural Garden (Item 9.1(a)(a))

Sandra Hudson, Friends of Sunset Cultural Garden, addressed the Committee with concerns respecting the Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2).

2. Herman Turkstra (Added Item 9.1(a)(b))

Herman Turkstra addressed the Committee with concerns respecting the Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2).

3. Robert Koch, North End Neighbourhood Association (Added Item 9.1(a)(c))

Robert Koch, North End Neighbourhood Association, addressed the Committee with concerns respecting the Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2).

(Farr/Pearson)

That the registered delegations be received.

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

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

(Farr/Pauls)

That the public meeting be closed.

Result: Motion CARRIED by a vote of 10 to 0, as follows:

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

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

(ii) Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1) (Item 9.2)

Councillor VanderBeek advised that notice of the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1) 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 were four registered speakers.

Registered Speakers:

1. Ian Bannerman (Added Item 9.2(a)(a))

Ian Bannerman withdrew.

2. Joanne Bannerman (Added Item 9.2(a)(b))

Joanne Bannerman addressed the Committee with concerns respecting the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1).

3. Kate Lazier (Added Item 9.1(a)(c))

Kate Lazier addressed the Committee with concerns respecting the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1).

4. Kevin Daley (Added Item 9.1(a)(d))

Kevin Daley addressed the Committee in support of the Proposed Permanent Closure and Sale of a Portion of Public Unassumed

Alley Abutting 315B Aberdeen Avenue, Hamilton (PW21041) (Ward 1).

(Pauls/Jackson)

That the registered delegations be received.

Result: Motion CARRIED by a vote of 10 to 0, as follows:

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

(Pearson/Merulla)

That the public meeting be closed.

Result: Motion CARRIED by a vote of 10 to 0, as follows:

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

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

(f) MOTIONS (Item 11)

(i) Purchase of New Mounting Base for Memorial Stone within Fisher Mills Park (Ward 13) (Item 11.8)

Councillor VanderBeek relinquished the Chair to Councillor Danko.

For further disposition of this matter, refer to Item 12.

Councillor VanderBeek assumed the Chair.

(g) NOTICES OF MOTION (Item 12)

Councillor Jackson introduced the following Notice of Motion:

(i) Installation of Traffic Calming Measures on Beacon Avenue, Hamilton (Ward 6) (Added Item 12.1)

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

THEREFORE, BE IT RESOLVED:

- (a) That Transportation Operations and Maintenance staff be authorized and directed to install traffic calming measures on Beacon Avenue (2 speed cushions) as part of the 2021 Traffic Calming program (Fall Application);
- (b) That all costs associated with the installation of traffic calming measures on Beacon Avenue (2 speed cushions) be funded from the Ward 6 Minor Maintenance Account 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.

Councillor Jackson introduced the following Notice of Motion:

(ii) Installation of Traffic Calming Measures on Moxley Drive, Hamilton (Ward 6) (Added Item 12.2)

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

THEREFORE, BE IT RESOLVED:

- (a) That Transportation Operations and Maintenance staff be authorized and directed to install traffic calming measures on Moxley Drive (1 speed cushion) as part of the 2021 Traffic Calming program (Fall Application);
- (b) That all costs associated with the installation of traffic calming measures on Moxley Drive (1 speed cushion) be funded from the Ward 6 Minor Maintenance Account at an upset limit, including contingency, not to exceed \$7,000; 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.

(h) GENERAL INFORMATION / OTHER BUSINESS (Item 13)

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

(Pearson/Pauls)

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

- (a) Items Requiring a New Due Date:
 - (i) Roadway Safety Measures on Aberdeen Avenue from Queen Street to Longwood Road
Item on OBL: AZ
Current Due Date: July 7, 2021
Proposed New Due Date: September 20, 2021
 - (ii) Ward 1 Multi-Modal Connections Review
Item on OBL: ABD
Current Due Date: July 7, 2021
Proposed New Due Date: November 1, 2021
 - (iii) COVID-19 Recovery Phase Mobility Plan
Item on OBL: ABE
Current Due Date: July 7, 2021
Proposed New Due Date: September 20, 2021

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
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 - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

(i) ADJOURNMENT (Item 15)

(Pearson/Farr)

That there being no further business, the Public Works Committee be adjourned at 3:54 p.m.

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

YES - Ward 2 Councillor Jason Farr
YES - Vice Chair - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
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 - Chair - Ward 13 Councillor Arlene VanderBeek
NOT PRESENT - Ward 14 Councillor Terry Whitehead

Respectfully submitted,

Councillor A. VanderBeek
Chair, Public Works Committee

Alicia Davenport
Legislative Coordinator
Office of the City Clerk