



**PUBLIC WORKS COMMITTEE
MINUTES 22-008**

1:30 p.m.

Monday, May 16, 2022

Council Chambers

Hamilton City Hall

71 Main Street West

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

**Absent with
Regrets:** Councillor J. Farr – Personal
Councillor T. Jackson – Personal
Councillor T. Whitehead – Personal

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

1. Annual Watermain Break Report – 2021 (PW22031) (City Wide) (Item 7.1)

(Danko/Powers)

That Report PW22031, respecting the Annual Watermain Break Report – 2021, 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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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. Biosolids Management Facility Update (PW11098(i)) (City Wide) (Item 7.2)

(Ferguson/Pearson)

That Report PW11098(i), respecting the Biosolids Management Facility 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 Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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. 2021 Annual Wastewater Treatment Bypass Report (PW22036) (City Wide)
(Item 7.3)**

(Merulla/Powers)

That Report PW22036, respecting the 2021 Annual Wastewater Treatment Bypass Report, 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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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

**4. Clean & Green Neighbourhood Grant 2022 Funding Recommendations
(Keep Hamilton Clean and Green - Citizen Committee Report) (Item 7.4)**

(Danko/Pauls)

That the Keep Hamilton Clean and Green – Citizen Committee Report, respecting Clean & Green Neighbourhood Grant 2022 Funding Recommendations, 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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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

5. Housekeeping Update to Parks By-law 01-219 (PW22032/PED22066) (City Wide) (Item 10.1)

(Powers/VanderBeek)

(a) That the amending By-law, being a By-law to amend the City of Hamilton Parks By-law 01-219, attached as Appendix "A" attached to Report PW22032/PED22066, which has been prepared in a form satisfactory to the City Solicitor, be enacted by Council be approved.

(b) *That staff report back with best practices respecting the regulation of alcohol consumption in public parks.*

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

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

6. Funding for the Woodward Wastewater Treatment Plant Primary Digester 3 Emergency Repairs (PW22034) (City Wide) (Item 10.2)

(Ferguson/Powers)

That up to \$5,000,000 from the Wastewater Capital Reserve (108005) be used to fund the emergency works approved under Procurement Policy By-Law No. 21-215, Policy 10 - Emergency Procurements, for the Woodward Wastewater Treatment Plant Primary Digester 3 failure.

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

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

7. Appropriation Transfer of Funds for Barton Street East – Parkdale to Talbot – 2022 Construction Project (PW22038) (Ward 4) (Item 10.3)

(Merulla/Pearson)

- (a) That Council approve the award of C15-02-22 (HSW) Barton Street East – Parkdale to Talbot Reconstruction, pursuant to Procurement Policy #5.3 Request for Tenders, to Coco Paving Inc., in the amount of \$8,086,000 (not including Contingency and Non-Refundable HST), and that the General Manager, Public Works Department be authorized to negotiate, enter into and execute any required Contract and any ancillary documents required to give effect thereto with Coco Paving Inc., in a form satisfactory to the City Solicitor;
- (b) That the increase of \$883,000, from \$2,270,000 to \$3,153,000, in the budget for Barton Street East Road Reconstruction – Parkdale to Talbot project (#4031919110), be funded by an appropriation of previously approved Capital Levy funds from the Bridge 163 - Centennial Parkway North, 540m n/o Barton project (#4031118126) as referenced in Appendix “A” attached to Report PW22038;
- (c) That the budget and financing plan for Barton Street East Watermain – Parkdale to Talbot (#5142171310), totaling \$1,200,000 be amended and

approved, resulting in an increase of \$582,000, from \$1,200,000 to \$1,782,000 to be funded from the following sources as referenced in Appendix "A" attached to Report PW22038:

- (i) A capital budget appropriation of previously approved rates revenues of \$360,000 from Parkdale - Burlington to north end & Steel City Court project (#5141971310);
- (ii) A capital budget appropriation of previously approved rates revenues of \$107,000 from Parkdale - Burlington to north end & Steel City Court project (#5141970010);
- (iii) A capital budget appropriation of previously approved rates revenues of \$115,000 from Charlton 750mm WM Lining project (#5142160073).

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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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

8. Budget Increase for Dickenson Road Trunk Sewer (Airport Employment Growth District) (PW22040) (Ward 11) (Item 10.5) (REVISED)

(Pearson/Powers)

- (a) That Council approve the award of C15-11-22 (HSW) Dickenson Road East Sanitary Sewer and Watermain, pursuant to Procurement Policy #5.3 Request for Tenders, to Technicore Underground Inc. in the amount of \$102,151,957.22 (not including Contingency of \$10,000,000 and Non-Refundable HST of \$1,973,875.48);
- (b) That the General Manager, Public Works Department be authorized to negotiate, enter into and execute any required Contract and any ancillary documents required to give effect thereto with Technicore Underground Inc., in a form satisfactory to the City Solicitor;

- (c) That Council approve the single source procurement, pursuant to Procurement Policy #11 – Non-competitive Procurements, for additional construction administration services;
- (d) That the General Manager, Public Works Department be authorized to negotiate and amend the existing Contract and any ancillary documents required to give effect thereto with IBI Group, in a form satisfactory to the City Solicitor;
- (e) That the amended budget and financing plan for the Dickenson Road Trunk Sewer in the Airport Employment Growth District (#5161696452) be approved, resulting in an increase of \$34,680,000, from \$71,800,000 to \$106,480,000 in total budget approved to date, to be funded by **Rate** Supported Development Charges debt;
- (f) That the General Manager, Finance and Corporate Services, be authorized to negotiate and confirm the terms, placement and issuance of all debenture issue(s), and / or private placement debenture issue(s), in either a public or private market and / or bank loan agreements and debenture issue(s) and / or variable interest rate bank loan agreements and debenture issue(s), in an amount not to exceed \$106,480,000 Canadian currency in Tax Supported Development Charges municipal debt for the Dickenson Road Trunk Sewer project;
- (g) That the General Manager, Finance and Corporate Services, be authorized to engage the services of all required professionals to secure the terms and issuance of the debenture issue(s) described in Recommendation (c) including, but not limited to, external legal counsel, fiscal agents and Infrastructure Ontario's Loan Program and the cost of such services be funded from one of the following sources as deemed appropriate by the General Manager of the Finance and Corporate Services: Development Charge Reserves, Non-Obligatory Reserves, and other approved funding sources;
- (h) That the General Manager, Finance and Corporate Services, is authorized and directed to enter into and administer, on behalf of the City of Hamilton, all agreements and necessary ancillary documents to implement Recommendation (c) and in order to secure the terms and issuance of the debenture issue(s) described in Recommendation (c), on terms and conditions satisfactory to the General Manager, Finance and Corporate Services and in a form satisfactory to the City Solicitor.

Result: Motion CARRIED by a vote of 7 to 1, as follows:

NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Chair - Ward 3 Councillor Nrinder Nann
NO - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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

9. Keep Hamilton Clean & Green Committee Terms of Reference (Keep Hamilton Clean and Green - Citizen Committee Report) (Item 10.6)

(Powers/Pauls)

That the Keep Hamilton Clean & Green Committee Terms of Reference, attached as Appendix "A", be approved.

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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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

10. Replacement of the Play Structure at Armstrong Park, 460 Concession Street, Hamilton (Ward 7) (Added Item 11.1)

(Pauls/Danko)

WHEREAS, the Hamilton-Wentworth District School Board has provided space on their property at 460 Concession Street, Hamilton for an existing play structure that is available for public use;

WHEREAS, in December 2021 Council approved \$125,000 funded from the Ward 7 Special Capital Re-Investment Reserve Fund (#108057) for a new play

structure and safety surfacing;

WHEREAS, community engagement for the play structure replacement resulted in remarkable levels of community feedback for the project;

WHEREAS, an enhanced design that offers additional play features and increased play value, which will allow community members more choices for play components, can be installed; and

WHEREAS, an increased budget is required for the enhanced design.

THEREFORE, BE IT RESOLVED:

- (a) That additional funds for the replacement of the play structure at Armstrong Park located on Hamilton-Wentworth District School Board property at 460 Concession Street, Hamilton, be funded from the Ward 7 Special Capital Re-Investment Reserve Fund (#108057) at an upset limit, including contingency, not to exceed \$50,000 and added to Project ID #4242109704 - 460 Concession Playground.
- (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 8 to 0, as follows:

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

11. Budget Increase – Reconstruction of Southcote Road - Garner Road to Highway 403 Bridge (Ward 12) (Added Item 11.2)

(Ferguson/VanderBeek)

WHEREAS, revised estimates indicate a shortfall of approximately \$1,400,000 in the reconstruction of Southcote Road due to higher prices on materials, land

acquisition street lighting, traffic signals, excess soils and additional pedestrian facilities (PXOs & Sidewalks); and

WHEREAS, revised estimates indicate a shortfall of approximately \$1,400,000 in the storm sewer project due to scope change, higher prices on materials, excess soils, quality control measures required by the Hamilton Conservation Authority (Jellyfish filters – enhanced oil grid separates).

THEREFORE, BE IT RESOLVED:

- (a) That the estimated increased costs for the reconstruction of Southcote Road: Garner Road to Highway 403 Bridge (Project ID 4032011028) be funded by the following transfers:
 - (i) \$400,000 from current contribution in project ID 4032110006 (Minor Maintenance);
 - (ii) \$160,000 from current contribution project ID 4031711016 (Asset Preservation – 2017);
 - (iii) \$420,000 from Roads Reserve #11306 (Residential Development Charges); and
 - (iv) \$420,000 from Roads Reserve #11307 (Non-Residential Development Charges).

- (b) That the estimated increased storm sewer costs for the reconstruction of Southcote Road: Garner Road to Highway 403 (Project ID 5182271328) be funded by a transfer of \$1,400,000 from the Storm Sewer Capital Reserve #108010.

Result: Motion CARRIED by a vote of 7 to 1, as follows:

NOT PRESENT - Ward 2 Councillor Jason Farr
NO - Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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

12. Increase in Capital Project Expenses (Added Item 11.3)

(Merulla/Pearson)

That staff be directed to report back on any and all approved Capital Projects that will require additional funding related to the economy and correlated supply and demand issues that have created the current economic crisis.

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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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 INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

12. NOTICES OF MOTION

- 12.1 Replacement of the Play Structure at Armstrong Park, 460 Concession Street, Hamilton (Ward 7)
- 12.2 Budget Increase – Reconstruction of Southcote Road - Garner Road to Highway 403 Bridge (Ward 12)

(Ferguson/VanderBeek)

That the agenda for the May 16, 2022 Public Works Committee meeting be approved, as amended.

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

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

(b) DECLARATIONS OF INTEREST (Item 3)

Councillor J.P. Danko declared a non-disqualifying interest respecting Added Item 11.1 and Item 12.1 - Replacement of the Play Structure at Armstrong Park, 460 Concession Street, Hamilton (Ward 7), as his wife is Chair of the Hamilton-Wentworth District School Board.

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

(i) May 2, 2022 (Item 4.1)

(Pearson/Powers)

That the Minutes of the April 22, 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 Nringer Nann
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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) COMMUNICATIONS (Item 5)

(i) Correspondence respecting the Dewitt Road Capital Project Road Design (Item 5.1)

(i) Lakewood Beach Community Council (Item 5.1(a))

(ii) Cam Galindo, Trustee, Wards 9 & 10, Hamilton-Wentworth District School Board (Item 5.1(b))

(Pearson/Pauls)

That the following correspondence items respecting the Dewitt Road Capital Project Road Design, be received:

- (i) Lakewood Beach Community Council (Item 5.1(a))
- (ii) Cam Galindo, Trustee, Wards 9 & 10, Hamilton-Wentworth District School Board (Item 5.1(b))

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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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) DISCUSSION ITEMS (Item 10)

- (i) Housekeeping Update to Parks By-law 01-219 (PW22032/PED22066) (City Wide) (Item 10.1)**

(Powers/VanderBeek)

That the amending By-law, being a By-law to amend the City of Hamilton Parks By-law 01-219, attached as Appendix "A" attached to Report PW22032/PED22066, which has been prepared in a form satisfactory to the City Solicitor, be enacted by Council be approved.

(Danko/Powers)

That Report PW22032/PED22066, respecting Housekeeping Update to Parks By-law 01-219, be **amended** by adding recommendation (b), to read as follows:

- (b) *That staff report back with best practices respecting the regulation of alcohol consumption in public parks.***

Result: **Amendment CARRIED by a vote of 7 to 1, as follows:**

NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Chair - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
NO - 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 5.

(ii) Impact of On-Site and Excess Soils Management Regulation (O. Reg 406/19) and other pressures on Capital Program Costs (PW22039) (City Wide) (Item 10.4)

(Powers/Pearson)

That a budget adjustment of \$8,000,000 be approved to increase the Contaminated Soil & Rock Removal project (#4032114405), from \$2,692,000 to \$10,692,000, and that the increase be funded by a transfer from the Federal Gas Tax Reserve / Canada Community-Building Fund (No. 112213).

(Powers/Ferguson)

That Report PW22039 respecting the Impact of On-Site and Excess Soils Management Regulation (O. Reg 406/19) and other pressures on Capital Program Costs be referred to staff for a report back with further information about the recommendation to increase the funds in the Contaminated Soil & Rock Removal project (#4032114405) account, not related to a specific project, to fund the removal of on-site and excess soils and to provide an explanation of why project tenders did not specify that contractors absorb any additional costs related to the removal of on-site and excess soils.

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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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) NOTICES OF MOTION (Item 12)

**(i) Replacement of the Play Structure at Armstrong Park, 460
Concession Street, Hamilton (Ward 7) (Item 12.1)**

(Pauls/Danko)

That the Rules of Order be waived to allow for the introduction of a Motion respecting Replacement of the Play Structure at Armstrong Park, 460 Concession Street, Hamilton (Ward 7).

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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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 10.

**(ii) Budget Increase – Reconstruction of Southcote Road - Garner Road
to Highway 403 Bridge (Ward 12) (Item 12.2)**

(Ferguson/VanderBeek)

That the Rules of Order be waived to allow for the introduction of a Motion respecting Budget Increase – Reconstruction of Southcote Road - Garner Road to Highway 403 Bridge (Ward 12).

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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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 11.

(iii) Increase in Capital Project Expenses (Added Item 12.3)

(Merulla/Powers)

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Increase in Capital Project Expenses.

Result: Motion CARRIED by a 2/3 majority vote of 9 to 0, as follows:

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

(g) 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 (Item 13.1 (a)):

- 13.1(a)(a) Improving Truck Route Detouring during Construction Closures
Item on OBL: ABY
Current Due Date: May 16, 2022
Proposed New Due Date: September 19, 2022
- 13.1(a)(b) Protected Bike Lane Curbs (Hamilton Cycling Committee - Citizen Committee Report)
Item on OBL: ACA
Current Due Date: Q4 2022
Proposed New Due Date: September 19, 2022
- 13.1(a)(c) Public Information Portal to Track Environmental Issues on City of Hamilton Projects
Item on OBL: ACD
Current Due Date: May 30, 2022
Proposed New Due Date: June 13, 2022

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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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

(h) ADJOURNMENT (Item 15)

(Pearson/VanderBeek)

That there being no further business, the meeting adjourned at 3:06 p.m.

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
YES - Ward 4 Councillor Sam Merulla
YES - Vice Chair - Ward 5 Councillor Russ Powers
NOT PRESENT - 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

Respectfully submitted,

Councillor N. Nann, Chair,
Public Works Committee

Carrie McIntosh
Legislative Coordinator
Office of the City Clerk