



**PUBLIC WORKS COMMITTEE
REPORT 22-009**

1:30 p.m.

Monday, May 30, 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 – Personal
Councillor S. Merulla – Personal
Councillor T. Whitehead – Personal

**THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 22-009 AND
RESPECTFULLY RECOMMENDS:**

**1. Capital Lifecycle Renewal - Facilities Roof Replacements (PW18065(c))
(City Wide) (Item 7.1)**

That Report PW18065(c), respecting Capital Lifecycle Renewal - Facilities Roof Replacements, be received.

2. Bayfront Park – Transit Service Extension (PW22027(a)) (Ward 2) (Item 7.2)

(a) That Report PW22027(a), respecting Bayfront Park – Transit Service Extension, be received; and

(b) That staff be directed to report back to Public Works Committee in Q4 2023 providing a review of the Bayfront Park – Transit Service Extension modifications, including an opportunity for resident feedback.

**3. 2020-2021 Annual Corporate Security Report (PW20053(a)) (City Wide)
(Item 8.1)**

That Report PW20053(a), respecting the 2020-2021 Annual Corporate Security Report, be received.

4. Proposed Permanent Closure and Sale of Portion of Public Unassumed Alleyway Abutting 192 East 22nd Street, Hamilton (Ward 7) (PW22045) (Item 9.1)

- (a) That the application of the owner of 192 East 22nd Street, Hamilton, to permanently close and purchase a portion of the unassumed alleyway abutting 192 East 22nd Street, Hamilton, (Subject Lands), as shown on Appendix "A", attached to Public Works Report 22-009, 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;
 - (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;
 - (iv) 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 to the owners of 192 East 22nd Street, Hamilton, as described in Report PW22045, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;

- (v) The City Solicitor be authorized to complete the transfer of the Subject Lands to the owners of 192 East 22nd Street, Hamilton, 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;
- (vi) 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; and
- (vii) 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.

5. Proposed Permanent Closure and Sale of a Portion of Unassumed Alleyway Abutting 67 Graham Avenue South, Hamilton (Ward 4) (PW22046) (Item 9.2)

- (a) That the application of the owner of 67 Graham Avenue South, Hamilton, to permanently close and purchase a portion of the unassumed alleyway abutting the 67 Graham Avenue South, Hamilton, ("Subject Lands"), as shown on Appendix "B" attached to Public Works Report 22-009, 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;
 - (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;
- (iv) 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 to the owners of 67 Graham Avenue South, Hamilton, as described in Report PW22046, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
- (v) The City Solicitor be authorized to complete the transfer of the Subject Lands to the owners of 67 Graham Avenue South, Hamilton, 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;
- (vi) 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; and
- (vii) 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.

- 6. Environmentally Sustainable Solutions for Food Trucks in Bayfront (and other Park(s)) (PW22041) (City Wide) (Outstanding Business List Item) (Item 10.1)**
 - (a) That staff be directed to include food truck electrical hook up at Sam Lawrence Park as part of the construction in 2022 for use on a trial basis for the 2023 food truck season;
 - (b) That staff be directed to report back on the trial of the electrical hook up at Sam Lawrence Park by Q4 2023, and;
 - (c) That staff be directed to include consideration of working with the food truck industry to encourage more low carbon and climate change positive solutions as a part of Hamilton's overall Climate Change Action Strategy.

- 7. By-law Drainage Superintendent (PW22044) (City Wide) (Item 10.2)**
 - (a) That By-law 16-160, being a By-law to appoint a Drainage Superintendent for The City of Hamilton, dated May 30, 2016 be repealed; and
 - (b) That a By-law appoint Donald Young as the Drainage Superintendent for the City of Hamilton; in the form outlined in Appendix "A" attached to Report PW22044.

- 8. Highway 5 - Grindstone Creek Bridge Utility Relocation Class Environmental Assessment and Conceptual Design (PW16085(a)) (Ward 15) (Item 10.3)**
 - (a) That the General Manager, Public Works Department be directed to proceed with the design and construction of a single all-encompassing bridge, as an alternate to the standalone utility bridge, separate from the existing parallel transportation bridge previously recommended by the 2016 Municipal Class Environmental Assessment, for the Highway 5 - Grindstone Creek Bridge Utility Relocation; and
 - (b) Subject to the approval of proceeding with the design and construction of a single all-encompassing bridge on Highway 5 over the Grindstone Creek, that the General Manager, Public Works be directed to notify all stakeholders of the changed bridge design and the abandonment of the Municipal Class Environmental Assessment process.

9. Funding for Tree Planting on Hamilton-Wentworth Catholic District School Board Properties (Ward 8) (Item 11.1)

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

WHEREAS, the Hamilton-Wentworth Catholic 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 104 large caliber (70mm) trees to be planted on Hamilton-Wentworth Catholic District School Board properties, at a cost of \$70,200 to be funded from the Ward 8 Special Capital Re-Investment Discretionary Fund as follows: \$69,000 from #3302009800 and \$1,200 from #3302109800, 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.

10. Improvements to T. Melville Bailey Park, 45 Cloverhill Road, Hamilton (Ward 8) (Item 11.2)

WHEREAS, the existing unassumed alleyway that connects Brantdale Avenue and Arcade Crescent also functions as a park pathway for T. Melville Bailey Park, 45 Cloverhill Road, Hamilton;

WHEREAS, alleyways and park pathways offer a valuable active transportation link to pedestrians and bike users in Ward 8 and beyond;

WHEREAS, the local community has expressed interest in the establishment of a community garden at T. Melville Bailey Park; and

WHEREAS, infrastructure, including compliance improvements associated with the re-establishment of a water source, is needed to support a community garden in T. Melville Bailey Park.

THEREFORE, BE IT RESOLVED:

- (a) That \$60,000 of funding be allocated from the Ward 8 Special Capital Re-Investment Reserve Fund (#108058) to support the repaving of the alley that connects Brantdale Avenue and Arcade Crescent in T. Melville Bailey Park, 45 Cloverhill Road, Hamilton;
- (b) That \$9,000 of funding be allocated from the Ward 8 Special Capital Re-Investment Discretionary Fund (#3302109800), to provide the necessary infrastructure improvements to support a community garden at T. Melville Bailey Park, 45 Cloverhill Road, Hamilton; and
- (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.

11. Investment in Ward 3 Complete Streets Review, Traffic Calming Measures (Ward 3) (Added Item 11.3)

WHEREAS, Vision Zero and Complete Streets principles are used in the City of Hamilton to provide a safer environment for all road users;

WHEREAS, in 2021 a review of designated Ward 3 neighbourhoods was initiated with the intent of providing a Complete Streets report identifying areas of concern and recommendations to provide a safer environment for all road users based on Vision Zero and Complete Streets principles;

WHEREAS, the Complete Streets Review included a focus on Traffic Calming Measures at problem locations considering road width, classification, surrounding land use, proximity to schools and playgrounds, access roads from arterials, on-street parking and other considerations;

WHEREAS, extensive public consultation is integrated as part of the Ward 3 Complete Streets Review process, including prior to implementation to aid in finalizing the recommendations;

WHEREAS, the Ward 3 Complete Streets Review is in the final stages and expected to be completed in late Q2 or early Q3 of 2022 which will result in the recommendation of a variety of neighborhood specific traffic calming enhancements; and

WHEREAS, implementation of the approved traffic calming enhancements will require financial investments in order to undertake the initial measures in 2022.

THEREFORE, BE IT RESOLVED:

- (a) That, subject to the recommendations provided within the final Ward 3 Complete Streets Review, Transportation Operations & Maintenance staff be authorized and directed to implement the review's initial traffic calming measures, with the approval and support of the Ward 3 Councillor, funded from the Ward 3 Capital Re-Investment Reserve #108053, at an upset limit not to exceed \$450,000; 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.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

6. DELEGATION REQUESTS

- 6.1 Lachlan Holmes respecting Bayfront Park - Transit Service Extension (Item 7.2) (For today's meeting)

To be considered following Item 7.1.

10. DISCUSSION ITEMS

- 10.3 Highway 5 - Grindstone Creek Bridge Utility Relocation Class Environmental Assessment and Conceptual Design (PW16085(a)) (Ward 15)

12. NOTICES OF MOTION

- 12.1 Investment in Ward 3 Complete Streets Review, Traffic Calming Measures (Ward 3)

The agenda for the May 30, 2022 Public Works Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) May 16, 2022 (Item 4.1)

The Minutes of the May 16, 2022 meeting of the Public Works Committee were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

The following Delegation Request was approved for a future meeting:

- (i) John Kozlowski respecting Monuments at East Lawn Cemetery (for a future meeting) (Item 6.1)

The following Delegation Request, respecting Item 7.2 - Bayfront Park - Transit Service Extension (PW22027(a)), was approved for today's meeting:

- (i) Lachlan Holmes (Item 6.2)

(e) CONSENT ITEMS (Item 7)

(i) Bayfront Park – Transit Service Extension (PW22027(a)) (Ward 2) (Item 7.2)

That Report PW22027(a), respecting Bayfront Park – Transit Service Extension, be received.

Report PW22027(a), respecting Bayfront Park – Transit Service Extension, was **amended** by adding recommendation (b), to read as follows:

- (b) *That staff be directed to report back to Public Works Committee in Q4 2023 providing a review of the Bayfront Park – Transit Service Extension modifications, including an opportunity for resident feedback.***

For disposition of this matter, refer to Item 2.

(ii) Hamilton Cycling Committee Minutes - April 6, 2022 (Item 7.3)

The Hamilton Cycling Committee Minutes of April 6, 2022, were received.

(f) STAFF PRESENTATIONS (Item 8)

(i) 2020-2021 Annual Corporate Security Report (PW20053(a)) (City Wide) (Item 8.1)

Gina McCormick, Project Manager Corporate Security Planning and Martin Dambeau, Corporate Security Specialist, provided a presentation respecting the 2020-2021 Annual Corporate Security Report PW20053(a), with the aid of a PowerPoint Presentation.

The presentation respecting Report PW20053(a), 2020-2021 Annual Corporate Security Report, was received.

For disposition of this matter, refer to Item 3.

(g) PUBLIC HEARINGS / DELEGATIONS (Item 9)

(i) Proposed Permanent Closure and Sale of Portion of Public Unassumed Alleyway Abutting 192 East 22nd Street, Hamilton (Ward 7) (PW22045) (Item 9.1)

Councillor Nann advised that notice of the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alleyway Abutting 192 East 22nd Street, Hamilton (Ward 7) (PW22045), was given as provided under City's By-law 14-204 - the Sale of Land Policy By-law.

The Committee Clerk advised that there were no registered speakers.

The Chair asked if there were any members of the public in attendance who wished to come forward to speak to the matter. No individuals came forward.

The public meeting was closed.

For disposition of this matter, refer to Item 4.

(ii) Proposed Permanent Closure and Sale of a Portion of Unassumed Alleyway Abutting 67 Graham Avenue South, Hamilton (Ward 4) (PW22046) (Item 9.2)

Councillor Nann advised that notice of the Proposed Permanent Closure and Sale of a Portion of Unassumed Alleyway Abutting 67 Graham Avenue South, Hamilton (Ward 4) (PW22046), was given as provided under City's By-law 14-204 - the Sale of Land Policy By-law.

The Committee Clerk advised that there were no registered speakers.

The Chair asked if there were any members of the public in attendance who wished to come forward to speak to the matter. No individuals came forward.

The public meeting was closed.

For disposition of this matter, refer to Item 5.

(iii) Lachlan Holmes respecting Bayfront Park - Transit Service Extension (Item 7.2) (for today's meeting) (Item 9.3)

Lachlan Holmes provided the Committee with a presentation respecting Item 7.2, Report PW22027(a), Bayfront Park – Transit Service Extension, with aid of a PowerPoint presentation.

The presentation from Lachlan Holmes respecting Report PW22027(a), Bayfront Park – Transit Service Extension, was received.

For disposition of this matter, refer to Item 2.

(f) NOTICES OF MOTION (Item 12)

Councillor Nann relinquished the Chair to Councillor Powers in order to introduce the motions respecting Investment in Ward 3 Complete Streets Review, Traffic Calming Measures (Ward 3).

(i) Investment in Ward 3 Complete Streets Review, Traffic Calming Measures (Ward 3) (Item 12.1)

The Rules of Order were waived to allow for the introduction of a Motion respecting Investment in Ward 3 Complete Streets Review, Traffic Calming Measures (Ward 3).

For disposition of this matter, refer to Item 11.

Councillor Nann assumed the Chair for the remainder of the meeting.

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

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

The following amendments to the Public Works Committee's Outstanding Business List, were approved.

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

13.1(a)(a) Environmentally Sustainable Solutions for Food
Trucks at Bayfront (and other) Park(s)
Addressed as Item 10.1 on today's agenda - Report
(PW22041) (City Wide)
Item on OBL: ACE

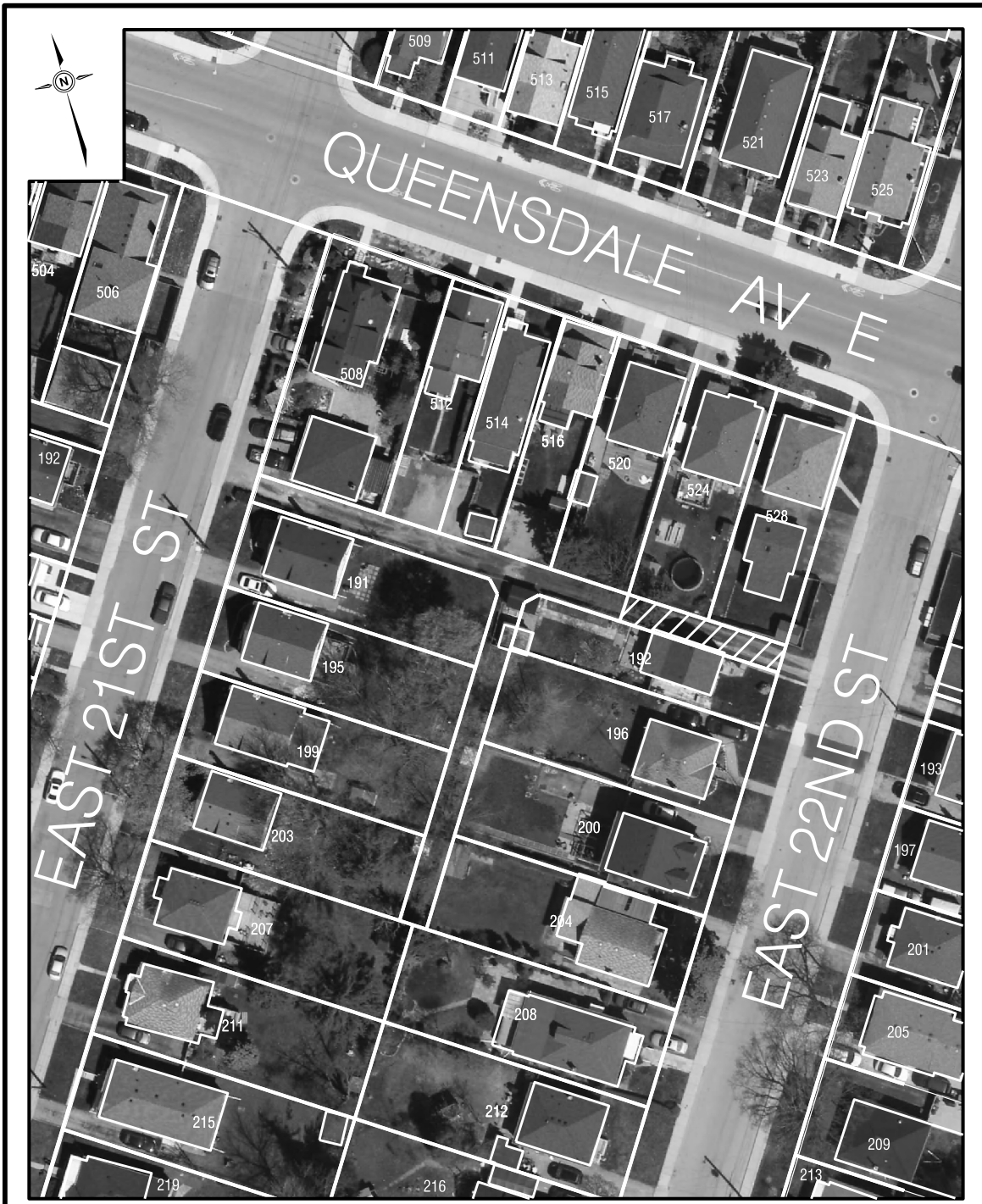
(h) ADJOURNMENT (Item 15)

There being no further business, the meeting adjourned at 3:14 p.m.

Respectfully submitted,

Councillor N. Nann, Chair,
Public Works Committee


Carrie McIntosh
Legislative Coordinator
Office of the City Clerk



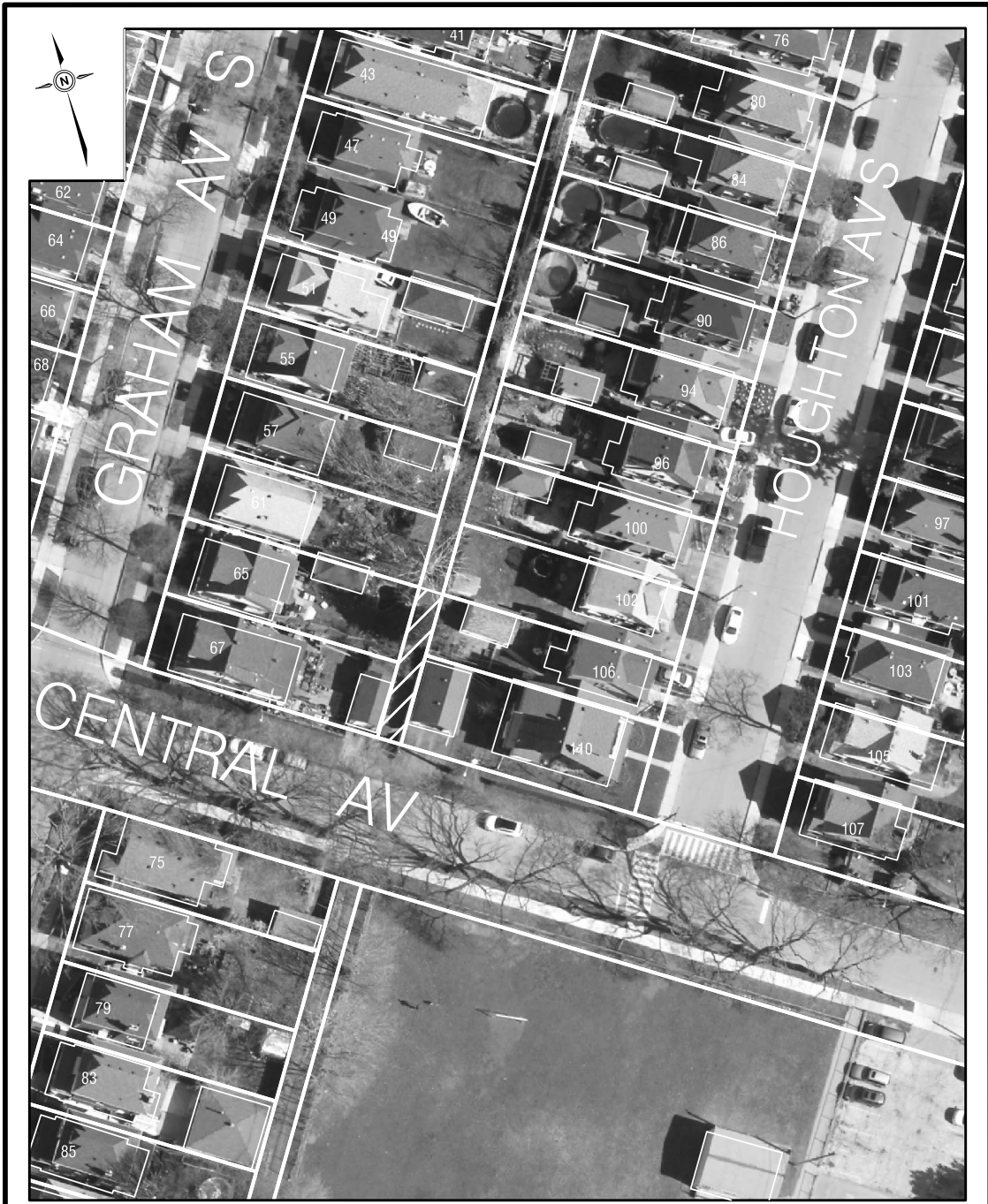
PROPOSED CLOSURE OF PORTION OF ASSUMED
ALLEY ABUTTING 192 EAST 22ND STREET

Geomatics & Corridor Management Section
Public Works Department

LEGEND

 **Lands to be Closed**

NTS | 11/10/2019 | Sketch by: CF



Hamilton

PROPOSED CLOSURE OF PORTION OF UNASSUMED ALLEY AT 67 GRAHAM AVENUE SOUTH, HAMILTON

Geomatics & Corridor Management Section
Public Works Department

LEGEND



Lands to be Closed

NTS | 18/05/2021 | Sketch by: CF