Public Works, Infrastructure and Environment Committee

MINUTES 04-021
9:30 a.m.
Monday, December 6, 2004
Council Chambers
2nd Floor, Hamilton City Hall
71 Main Street West, Hamilton

Present: Councillors C. Collins, Chair, and D. Mitchell, Vice-Chair
D. Braden, P. Bruckler, M. Ferguson, T. Jackson,
M. McCarthy, and S. Merulla

Also Present: G. Peace, City Manager
S. Stewart, Acting General Manager, G. Davis,
B. Goodger, J. Harnum, J. Mater, and A. Dore, Public
Works Department
M. Watson, Planning and Economic Development
S. Paparella, and I. Bediou - Clerk’s Department

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

1. Memo from John Mater, Director of Fleet and Facilities, November 22, 2004. Update on where new furniture for city hall is being placed. (From April 29, 2004 Committee of the Whole Budgets Meeting) (Item 5.1)
   (Braden/Bruckler)
   That the memo from John Mater, Director of Fleet and Facilities, dated November 22, 2004 concerning an update on where new furniture for city hall is being placed, be received and Item Q be removed from the Public Works, Infrastructure and Environment Outstanding Business list.
   CARRIED
2. **Glanbrook Landfill Coordinating Committee Minutes and Citizen Appointment to the Glanbrook Landfill Coordinating Committee - (PW04129) - (City Wide) (Item 6.1)**

   **(Mitchell/Merulla)**
   (a) That the attached meeting notes of the May 31, 2004, July 26 and September 27, 2004, meetings of the Glanbrook Landfill Coordinating Committee (GLCC) be received.

   (b) That Council approve the Glanbrook Landfill Coordinating Committee recommendation to appoint Andy Fevez and Mike Caruso to the Glanbrook Landfill Coordinating Committee for the current electoral term of 2003 to 2006.

   **CARRIED**

3. **Mr. Charles Eleved of the Taro Landfill Community Liaison Committee, October 26, 2004, respecting policies regarding leachate and the certificate of approval for the waste facility at 52 Imperial Street. (Item 7.1).**

   **(Bruckler/Mitchell)**
   That a letter be forwarded to the Ministry of the Environment to enquire about the status of the membership of the Taro Landfill Community Liaison Committee and other outstanding issues with respect to the Committee.

   **CARRIED**


   **(Merulla/McCarthy)**
   (a) That the concept of a cleaner and greener Gore Park be endorsed;

   (b) That staff report back to Committee in the first quarter of 2005 regarding the extent of the City’s participation in the initiative;

   (c) That $10,000 from the Ward 4 Expressway Fund be donated to the project and the residents of Ward 4 be acknowledged by signage at the Park.

   **CARRIED**
5. Intersection Control List, December 6, 2004 (PW04038(h)) (Item 9.1)

(Jackson/Merulla)

<table>
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<tr>
<th>Intersection</th>
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<th>Location - Comments</th>
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<td>Lennox St</td>
<td>SB</td>
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<td>(j)</td>
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<td>(k)</td>
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<td>E of Upper Ottawa</td>
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CARRIED

6. All Outside Boards and Agencies

(Merulla/Ferguson)
That all external boards and agencies be required to regularly submit their financial reports to the Corporate Administration Committee.

CARRIED

7. 2005 Capital Budget Pre Approval (PW04132) - (City Wide) (Item 9.3)

(Ferguson/McCarthy)
(a) That the Acting General Manager of Public Works be authorized and directed to proceed with the design, tender and construction of the coordinated capital projects eligible under the guidelines as identified within the Capital Budget Pre-Approval Policy, at a total estimated cost of $11,830,000 as identified on Schedule A; and

(b) That the available funding in the amount of $720,000 within the 2004 Annual Storm Sewer Upgrade Program (capital project ID
5180472290) as a result of projects to be deferred, and subsequently rebudgeted, be allocated to the project as identified on Schedule B.

CARRIED

8. Mewburn Sheldon Neighbourhoods Master Servicing Plan Municipal Class Environmental Assessment (PW04133) - (Ward 8) (Item 9.4)

(Merulla/McCarthy)

(a) That the Acting General Manager, Public Works, be authorized and directed to file the Mewburn Sheldon Neighbourhoods Master Servicing Plan Municipal Class Environmental Assessment with the Municipal Clerk for a thirty (30) day public review period; and,

(b) That upon completion of the Class EA process, the Acting General Manager, Public Works Department, be authorised and directed to proceed with the property surveys, detailed design and implementation of the recommended measures for the sanitary trunk sewers; and

(c) That the grandfathered Municipal Act Project ID 5169880833 (MA - West 5th - 40m North of Rymal) be repealed and a new capital Project ID 5160480483 (Mewburn & Sheldon Neighbourhood Sanitary Trunk) be set up and funded 100% from Development Charges; and

(d) That the available Development Charge funding in the amount of $736,456.78 be transferred from Project ID 5169880833 (MA - West 5th - 40m North of Rymal) to capital Project ID 5160480483 (Mewburn & Sheldon Neighbourhood Sanitary Trunk) and the balance of the funds required to complete the project, $523,543.22 be funded 50/50 from the sanitary residential development charge reserve (110302) and sanitary non-residential development charge reserve (110303); and,

(e) That upon completion of the Class EA process, the Manager, Real Estate and Property Management, be directed to proceed with the acquisition of lands and easements required to construct the recommended measures for the sanitary trunk sewers and that all costs associated with these lands and easement acquisitions be funded from Capital Project No. 5160480483.

CARRIED
9. **Municipal Act Project - Sanitary Sewer on Falcon Road from Fifty Road to 117 Metres Westerly** - (PW04131/FCS04142) - (Ward 11) (Item 9.5)

    (Braden/Bruckler)

    (a) That Council approve, pursuant to the Municipal Act, 2001, a full cost recovery by-law which authorizes the City to collect and reimburse for the cost of the sewer (refer (b)) which has been funded by a private developer.

    (b) That this mechanism regarding the cost of the installation of a sanitary sewer (and private drains) be implemented in order to use “best efforts” to repay a developer, Peter DeSantis and Maria Giovanna DeSantis, the construction cost of $61,545.49 (including G.S.T) which is the property owner’s share for the installation of the sanitary sewers (and private drains) on Falcon Road from Fifty Road to approximately 117 metres westerly. This cost will be recovered from the abutting property owners as provided in Schedule F2 of the Subdivision Agreement between the City of Hamilton and Peter DeSantis and Maria Giovanna DeSantis (see attached Appendix “B”); and

    (c) That the charges for the municipal infrastructure extension outlined in recommendation (a) shall be payable if and when the benefiting property owners connect to the sanitary sewer; and

    (d) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the necessary full cost recovery by-law.

    CARRIED

10. **Speed limits and safety on Highway 52** (Item 10.1)

    (Braden/Bruckler)

    (a) That the existing 80 km/hr speed limit on Highway 52 between Wilson Street and Highway 5 be changed to 70 km/hr.

    (b) That an appropriate by-law to amend the City of Hamilton Traffic By-law 01-215 be passed and enacted.

    (c) That staff report back to Committee, within six months, with respect to the effects of the speed limit change.

    (d) That Item Z on the Outstanding Business List be removed.

    CARRIED
11. Appointment of Vice Chair
(Merulla/Jackson)
That Councillor Margaret McCarthy be appointed Vice Chair of the Public Works Infrastructure and Environment Committee.

CARRIED

12. Re-Naming of Parkdale Arena
(Merulla/McCarthy)
That the Parkdale Arena be renamed the Pat Quinn Parkdale Arena.

CARRIED

FOR THE INFORMATION OF COUNCIL:

(a) DECLARATIONS OF INTEREST
None declared.

(b) Changes to the agenda:
   (i) Item A, the Appointment of a Vice Chair was moved to the Motion sections of the agenda.
   (ii) Item 6.2, Report PW04130 entitled *To incorporate certain city land into various streets by by-law*, was pulled from the agenda based on input received from the legal department. The wording needs to be changed. Once amended, it will be placed on a future agenda.

(c) Minutes
The Minutes of the November 15, 2004 meeting were approved as presented.

(d) To Incorporate Certain City Land Into Various Streets by By-law (PW04130) - (Affects Wards 6, 9, 11) (Item 6.2)
As per the changes to the agenda, the Committee received Report PW04130.
Delegations:

(i) Mr. Charles Eleved of the Taro Landfill Community Liaison Committee, October 26, 2004, respecting policies regarding leachate and the certificate of approval for the waste facility at 52 Imperial Street. (Item 7.1).

Mr. Eleved addressed Committee and expressed his concerns that the control over two large landfills which are contaminating City water is not in the City’s hands.

He questioned whether members have been appointed to the Taro Landfill Community Liaison Committee in accordance with the landfill’s Certificate of Approval.

He provided a history of the Taro Landfill and referred to media coverage which claimed that Taro contains hazardous waste. He indicated that members of the Community Liaison Committee are frustrated by their powerlessness in dealing with the operator.

On a motion the Committee received Mr. Eleved’s presentation.

The Chairman requested that Mr. Eleved provide a copy of his presentation to the Clerk.

On a motion, the Committee directed that an update be requested from the Province.

Mr. Eleved asked that he be kept informed of the situation and the Chairman offered to do so through his office.


Mr. John Mokrycke, Chairman of the Downtown B.I.A., addressed Committee and expressed the organization’s concerns with the image of the City’s Downtown.

Ms. Drewitt made a PowerPoint presentation and provided a hard copy for distribution. She advised the Committee, that Gore Park is very important to the image of downtown. She indicated that the B.I.A. held a competition for the best proposal for the beautification of Gore Park. The winning design was submitted by Oriole
Landscaping operated by Stefano Giannini. She presented a sketch of the winning design and explained its features.

She indicated that the total cost of the plant materials is $20,000. The B.I.A. will contribute $5,000. The supplier will sponsor the proposal by a $2,000 discount and the B.I.A. hopes to raise the remaining $13,000 from corporate sponsors.

She indicated that the B.I.A. was requesting permission, support, and a partnership with the City in the planting and litter pick up operations required for this project.

The Committee approved a motion supporting the proposal. (See Item 4.)

(f) Staff Presentations

(i) Implementation of a Sewer Lateral Management Policy (City Wide) - (TOE02203a) - Public Works, Infrastructure, and Environment Committee Outstanding Business Item (D) (Item 8.2)

Jim Harnum made a power point presentation with respect to the proposed new policy and provided a hard copy which was distributed.

He answered questions posed by the Committee and a discussion followed concerning the City’s liability when the roots of trees on City owned property infiltrate sewer laterals on private property. Jim Harnum maintained that a tree root is capable of penetrating a sewer lateral only if it is already damaged.

(1.) On a motion moved by Councillor Jackson and seconded by Councillor Bruckler, Report TOE02203(a) respecting a Sewer Lateral Management Policy was TABLED until the next Committee meeting and staff were directed to investigate and report back on the cost implications of the City repairing sewer laterals on private property which have been infiltrated by tree roots from trees on City owned property and also on the possibility of giving special consideration, within the proposed policy, to seniors and disabled residents.

(2.) On a motion moved by Councillor McCarthy and seconded by Councillor Merulla, staff were directed to report back on a payment plan for the installation of new sewer hook ups.
(g) **Intersection Control List, December 6, 2004 (PW04038(h)) (item 9.1)**

On a motion moved by Councillor Jackson and seconded by Councillor Merulla, the Committee directed that subsection (k) of Report PW04038(h), respecting the installation of an all way stop at Limeridge Street East and Lennox Street, be approved. The preceding subsections of the report were also approved.

Councillor Jackson requested that, in the future, the report writer be indicated on the Intersection Control List Reports.

(h) **Proposed Lease with Trustees of the Hamilton Waterfront Trust 47 Guise Street, Hamilton (PW04134/PD04322) (Ward 2) (Item 9.2)**

The Committee asked various questions of staff respecting the details of the proposed lease.

(a) On a motion moved by Councillor Ferguson and seconded by Councillor Braden, Report PW04134/PD04322 respecting a proposed lease with the Trustees of the Hamilton Waterfront Trust at 47 Guise Street, was TABLED until an audited financial report of the Hamilton Waterfront Trust is presented to Committee.

The Committee approved a motion requesting that all outside boards and agencies be required to submit financial statements. (See Item 6.)

(i) **Motions**

10.1 **Speed limits and safety on Highway 52**

The motion was amended and approved.

10.2 **Election of Vice Chair**

The election of the Vice Chair was moved from Section A to the motions section of the agenda, as per the changes.

(j) **Notices of Motions**

None

(k) **General Information/Other Business**

Councillor Merulla presented a motion to re-name Parkdale Arena.

(l) **Private and Confidential**

None.
The meeting of the Public Works Infrastructure and Environment Committee adjourned at 11:55 a.m.

Respectfully submitted,

Councillor Chad Collins, Chair
Public Works, Infrastructure and Environment Committee

Ida Bedioui, Legislative Assistant
Public Works, Infrastructure and Environment Committee
December 6, 2004