Public Works Committee
MINUTES
9:30 a.m.
Monday, May 3, 2010
Albion Rooms A and B
Hamilton Convention Centre
One Summer’s Lane

Present: Chair S. Merulla
Vice Chair T. Jackson
Councillors B. Bratina, C. Collins, L. Ferguson,
D. Mitchell, R. Powers

Absent with Regrets: Councillor M. McCarthy – Vacation

Also Present: Councillors M. Pearson, B. Clark
G. Davis, General Manager, Public Works
J. Harnum, Senior Director, Environment and
Sustainable Infrastructure
B. Goodger, Senior Director, Operations and Waste
Management
J. Mater, Senior Director, Transportation, Energy
and Facilities
R. Rossini, General Manager, Finance and Corporate
Services
C. Biggs, Legislative Assistant, City Clerk’s

THE FOLLOWING ITEMS WERE REPORTED TO CITY COUNCIL FOR
CONSIDERATION:

1. Intersection Control List (PW10001(c)) (Wards 1, 11 and 12)

(Powers/Ferguson)
That the appropriate By-law to provide traffic control as follows, be passed:

<table>
<thead>
<tr>
<th>Intersection</th>
<th>Stop Direction</th>
<th>Class</th>
<th>Location / Comments / Petition</th>
<th>Ward</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Locke St. N.</td>
<td>Florence St.</td>
<td>EB/WB</td>
<td>N. of York Blvd., E. of Dundurn St. N.</td>
<td>1</td>
</tr>
<tr>
<td>(b) Great Oak Trail</td>
<td>Windwood Drive</td>
<td>EB/WB</td>
<td>S. of Binbrook, W. of Hwy 56</td>
<td>11</td>
</tr>
<tr>
<td>Intersection</td>
<td>Stop Direction</td>
<td>Class</td>
<td>Location / Comments / Petition</td>
<td>Ward</td>
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<tr>
<td>(c) County Fair Way</td>
<td>N/C WB</td>
<td>B</td>
<td>N. Binbrook, E. of Fletcher</td>
<td>11</td>
</tr>
<tr>
<td>(d) Hitching Post Ridge</td>
<td>N/C SB</td>
<td>A</td>
<td>N. Binbrook, E. of Fletcher</td>
<td>11</td>
</tr>
<tr>
<td>(e) County Fair Way (North int.)</td>
<td>N/C WB</td>
<td>A</td>
<td>N. Binbrook, E. of Fletcher</td>
<td>11</td>
</tr>
<tr>
<td>(f) Kinsman Drive</td>
<td>N/C EB</td>
<td>B</td>
<td>N. Binbrook, E. of Fletcher</td>
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<tr>
<td>(g) Hitching Post Ridge</td>
<td>N/C NB</td>
<td>B</td>
<td>N. Binbrook, E. of Fletcher</td>
<td>11</td>
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<tr>
<td>(h) Grandstand Drive</td>
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<tr>
<td>(i) Hitching Post Ridge</td>
<td>N/C SB</td>
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<td>N. Binbrook, E. of Fletcher</td>
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<tr>
<td>(j) Royal Winter Drive</td>
<td>N/C NB</td>
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<td>N. Binbrook, E. of Fletcher</td>
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<tr>
<td>(k) Hitching Post Ridge</td>
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<td>N. Binbrook, E. of Fletcher</td>
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<td>(l) Pavilion Way</td>
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<tr>
<td>(m) Pavilion Way</td>
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<tr>
<td>(n) Winners Way</td>
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<td>N. Binbrook, E. of Fletcher</td>
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<tr>
<td>(o) Winners Way</td>
<td>N/C NB</td>
<td>B</td>
<td>N. Binbrook, E. of Fletcher</td>
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<tr>
<td>(p) Blue Ribbon Way</td>
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<td>N. Binbrook, E. of Fletcher</td>
<td>11</td>
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<tr>
<td>(q) Blue Ribbon Way</td>
<td>N/C SB</td>
<td>B</td>
<td>N. Binbrook, E. of Fletcher</td>
<td>11</td>
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<tr>
<td>(r) Cranston St.</td>
<td>N/C EB</td>
<td>C</td>
<td>N. of Garner Rd. E., W. of Kitty Murray Lane</td>
<td>12</td>
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<tr>
<td>(s) Cranston St.</td>
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<td>N. of Garner Rd. E., W. of Kitty Murray Lane</td>
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<td>(t) Emick Dr.</td>
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<tr>
<td>(u) Peer Ct.</td>
<td>N/C EB</td>
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<td>12</td>
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<tr>
<td>(v) Ohara Lane</td>
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<td>N. of Garner Rd. E., W. of Kitty Murray Lane</td>
<td>12</td>
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<tr>
<td>(w) Ohara Lane</td>
<td>N/C SB</td>
<td>B</td>
<td>N. of Garner Rd. E., W. of Kitty Murray Lane</td>
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<tr>
<td>(x) Emick Dr.</td>
<td>N/C EB</td>
<td>C</td>
<td>N. of Garner Rd. E., W. of Kitty Murray Lane</td>
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CARRIED
2. Proposed Permanent Closure and Sale of Portions of Public Unassumed Alley abutting 1594 Barton Street East, Hamilton (PW10046) (Ward 4) (Item 6.1)

(Powers/Bratina)

(a) That portions of the public unassumed alley abutting 1594 Barton Street East, Hamilton, be permanently closed and transferred to the owners of 1594 Barton Street East and 290 Normanhurst Avenue, Hamilton, as shown on the attached Appendix “A” to Report PW10046, subject to the following conditions:

(i) That the applicant makes an application to a District Court Judge, under Section 88 of the Registry Act, R.S.O. 1990, for an order to permanently close and purchase the subject lands;

(ii) That the General Manager, Public Works or his designate sign the appropriate documentation confirming that no public funds have been expended on the lands to be closed;

(iii) That the documentation regarding the application to the District Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor;

(iv) That the applicant register a reference plan under the Registry Act and that said plan be prepared by an Ontario Land Surveyor to the satisfaction of the Senior Project Manager, Survey/Technical Services and that the applicant deposit a reproducible copy of said plan with the Senior Project Manager, Survey/Technical Services;

(b) That provided the Judge’s Order to permanently close the lands is granted:

(i) That the City Solicitor be authorized and directed to prepare the by-law to permanently close the highway;

(ii) That the appropriate by-law be introduced and enacted by Council;

(iii) That the Economic Development and Real Estate Division, Planning and Economic Development Department, be authorized and directed to sell this closed highway in accordance with the Procedural By-law for the Sale of Land, By-law No. 04-299;

(iv) That the City Solicitor be authorized and directed to register a certified copy of the by-law permanently closing the highway in the proper land registry office;
(v) That the by-law permanently closing the highway does not take
effect until a certified copy of the by-law is registered in the proper
land registry office;

(vi) That the Public Works Department publish a notice pursuant to
Section 34 of the Municipal Act 2001, S.O. 2001, c. 25, as
amended, of the City’s intention to pass the by-law.  CARRIED

3. Water Infrastructure Financial Plan (PW10043/FCS10033) (City Wide)
(Deferred from April 19, 2010 Public Works Committee meeting) (Item 7.1)

(Mitchell/Powers)
(a) That the Hamilton “Water Infrastructure Financial Plan” as prescribed by
O.Reg 453/07 be approved thereby demonstrating agreement that the
Hamilton drinking water system is financially viable having the financial
resources necessary to operate successfully over the next ten years;

(b) That the Hamilton “Water Infrastructure Financial Plan” be released, for
public review, and submitted to the Ontario Ministry of Municipal Affairs
and Housing in response to Ontario Regulation 453/07 under the Safe
Drinking Water Act, 2002;

(c) That Appendix “A” attached to Report PW10043/FCS10033 respecting
the “Water Infrastructure Financial Plan”, which reflects the City’s practice
of developing 10-year forecasts, be approved.  CARRIED

4. Randle Reef Sediment Remediation (PW10042) (City Wide)
(Deferred from April 19, 2010 Public Works Committee meeting) (Item 8.1)

(Powers/Collins)
(a) That an additional funding commitment of $3 million by the City of
Hamilton be approved for the Randle Reef sediment remediation project
and that this funding is over and above the $5 million previously approved
by Council;

(b) That the General Manager of Public Works be authorized to include
$3,000,000 in the 2011-2015 Water and Wastewater Rate budget and
forecast to support commitments to the Randle Reef sediment
remediation project and that this commitment is recommended to be
contingent on partnerships being established with the Region of Halton
and/or the City of Burlington in the combined amount of $4,000,000 or
greater.  CARRIED
5. Integration Study of an Energy From Waste (EFW) with the Operation of the Glanbrook Landfill (PW08113(a)) (City Wide)  
(Deferred from April 19, 2010 Public Works Committee meeting) (Item 8.2)  
(Powers/Bratina)  
That the Integration Study of an Energy From Waste with the Operation of the Glanbrook Landfill, December 18, 2009, by Stantec Consulting Limited, be received and referred to the Solid Waste Management Master Plan (SWMMP) review process for information.  
CARRIED

6. Backflow Prevention Program (PW09087) (City Wide) (Item 8.3(a))  
(Bratina/Jackson)  
That Report PW09087 respecting Backflow Prevention Program, be received.  
CARRIED

7. Water Backflow and Cross Connection Control Program (PW09087(b)) (City Wide) (Item 8.3(b))  
(Jackson/Powers)  
(a) That the Backflow Prevention By-law, substantially in the form attached as Appendix “A” to Report PW09087b, be passed;  
(b) That subsection 14(3) of the Waterworks By-law R84-026 be further amended to reflect the need to comply with the Backflow Prevention By-law;  
(c) That the Water and Wastewater Fees and Charges By-law No. 09-264 be amended to reflect the fees and charges to be imposed for the Water Backflow Prevention Program which are set out in Appendix “B” to Report PW09087b;  
(d) That Schedule 29 (Trades) to the Licensing Code No. 07-170 be amended to incorporate the Sprinkler and Fire Protection Installer trade and the technical and housekeeping amendments as described in Report PW09087b;  
(e) That the following trade licence fees be approved and included in the 2010 User Fees and Charges By-law when the By-law is enacted by City Council upon completion of the budget process:  
(i) Sprinkler and Fire Protection Installer Contractor - $180  
(ii) Master Sprinkler and Fire Protection Installer - $90;
(f) That the Senior Director of Environment and Sustainable Infrastructure be authorized and directed to apply to the Senior Regional Judge for approval of set fines for offences under the Backflow Prevention By-law when the By-law has been passed. **CARRIED**

8. **Upper Wellington Street (Rymal Road to Stone Church Road) Appropriation Adjustments (PW10029(a)) (Ward 7) (Item 8.4)**

**(Jackson/Ferguson)**

(a) That the appropriation adjustments as outlined in Appendix D to report PW10029a be approved;

(b) That the road urbanization of Upper Wellington Street from Rymal Road to Stone Church Road at an estimated cost of $2,184,000 be included in the 2010 Roads Program and that all associated expenditures be charged to Capital Budget Project ID 4031019001 (Upper Wellington Street - Rymal Road to Stone Church Road & Towercrest Drive to Bryna Avenue);

(c) That the watermain replacement on Upper Wellington Street from Como Place to Stone Church Road at an estimated cost of $250,000 be included in the 2010 Water Program and that all associated expenditures be charged to Capital Budget Project ID 5141071301 (Coordinated Watermain Replacement). **CARRIED**

9. **City of Hamilton Purchase of 51 Cherry Beach Road, in the former City of Stoney Creek, from Giulia DiRisio, Nicola DiRisio and Dominic DiRisio (PW10040/PED10098) (Ward 10) (Item 8.5)**

**(Powers/Collins)**

(a) That an Option to Purchase, with an Authority to Enter, executed by Giulia DiRisio, Nicola DiRisio and Dominic DiRisio, being subject to a satisfactory environmental review and scheduled to close on or before August 9, 2010 to purchase the lands and buildings described as Part of Lot 18, Broken Front Concession, in the former Township of Saltfleet and the former City of Stoney Creek, now in the City of Hamilton, as in Instrument WM41006, together with any and all rights of way or easements over adjacent lands and rights of access to water as may be in the ownership through Deed or continued use, with a road frontage of 7.62 metres (25.0) feet, more or less along the northerly limit of Cherry Beach Road, with a depth of 125.27 metres (411.0 feet) more or less, being all of Property Identification Number 17346-0035, being Assessment Roll Number 251800304006800 and known municipally as 51 Cherry Beach Road, shown on Schedule “A”, attached to Report PW10040 / PED10096, be approved and completed, at a purchase price of $273,900;
(b) That subject to approval of Recommendation (a) that the total acquisition costs in the amount of $388,900 (including purchase price, environmental review, demolition, legal, real estate costs and contingency) be charged to 2010 Capital Budget as Project ID 4400856144 (Cherry Beach Land Acquisition and Parkland Development Account);

(c) That as consideration, the amount of $2 paid to the owners pursuant to the agreement, be deducted from the purchase price;

(d) That the Mayor and Clerk be authorized and directed to execute any necessary documents, in a form satisfactory to the City Solicitor;

(e) That upon City Council approval of the purchase of 51 Cherry Beach Road, that the Director of Transportation, Energy and Facilities be authorized and directed to take all the necessary steps for the demolition of the subject buildings, and that the cost for the demolition and any additional ancillary expenses be charged to Project ID 4400856144 (Cherry Beach Land Acquisition and Parkland Development Account);

(f) That the costs incurred for the provision of Real Estate’s service in the amount of $5,000 (inclusive of an internal appraisal) be credited to Account 45408-3560150200 (Property Purchases and Sales) and debited from Project ID 4400856144 (Cherry Beach Land Acquisition and Parkland Development Account).

CARRIED

10. Replacement of Speed Hump on Lake Avenue Drive (Item 9.2)

(Powers/Bratina)
That the current speed hump be replaced during Lake Avenue Drive construction and that the speed hump be reviewed in five years (2015).

CARRIED

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk advised of the following changes:

Added Delegation Requests

(a) Daniel Graham respecting free transit and discrimination against people with artificial legs (Added as Item 4.1)
(b) Ray Fullerton respecting Biosolids Incinerator Proposals for the City of Hamilton (Added as Item 4.2)

(c) Joe Rzasa respecting Report PW10046 (Item 6.1) – Proposed Permanent Closure and Sale of Portions of Public Unassumed Alley abutting 1594 Barton Street East, Hamilton (Ward 4) (Added as Item 4.3)

Item Referred Back by Council on April 28, 2010

(c) Report PW10045/PED10101 respecting Accommodation and Leasing Strategy, together with memo indicating amendments proposed at Council (Added as Item 8.6)

(Mitchell/Collins)
That the agenda be approved, as amended. CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

None

(c) APPROVAL OF MINUTES (Item 3.1)

(Powers/Mitchell)
That the Minutes of the April 19, 2010 meeting of the Public Works Committee be approved, as presented. CARRIED

(d) DELEGATION REQUESTS (Item 4)

(i) Daniel Graham respecting free transit and discrimination against people with artificial legs (Added as Item 4.1)

(Powers/Bratina)
That the delegation request from Daniel Graham, be approved. CARRIED

(ii) Ray Fullerton respecting Biosolids Incinerator Proposals for the City of Hamilton (Added as Item 4.2)

(Mitchell/Powers)
That the delegation request from Ray Fullerton, be approved, and that Mr. Fullerton be invited to the meeting at which the subject-matter is before the Committee. CARRIED
(iii) Joe Rzasa respecting Report PW10046 (Item 6.1) – Proposed Permanent Closure and Sale of Portions of Public Unassumed Alley abutting 1594 Barton Street East, Hamilton (Ward 4) (Added as Item 4.3)

(Ferguson/Mitchell)
That Joe Rzasa be permitted the opportunity to address the Committee that the rules of order be waived to allow Mr. Rzasa to speak at today's meeting. CARRIED

(e) CONSENT AGENDA

(i) Minutes of the Lake Erie Region Source Protection Committee – March 4, 2010 (Item 5.1)

(Powers/Ferguson)
That the March 4, 2010 Minutes of the Lake Erie Region Source Protection Committee, be received. CARRIED

(f) PUBLIC HEARINGS/DELEGATIONS

(i) Joe Rzasa respecting Report PW10046 (Item 6.1) – Proposed Permanent Closure and Sale of Portions of Public Unassumed Alley abutting 1594 Barton Street East, Hamilton (Ward 4) (Added as Item 4.3)

Mr. Joe Rzasa appeared before the Committee to express his concern that the location map attached to the report does not indicate the laneway with the division. However, staff confirmed that the alley is to be divided equally between the two parties and indicated that if required, staff was prepared to provide an overview of the proposed closure.

Mr. Rzasa indicated that he was satisfied with the response from staff and therefore, the staff presentation was not required.

(Bratina/Ferguson)
That the presentation be received. CARRIED
(g) PRESENTATIONS

(i) Water Infrastructure Financial Plan (PW10043/FCS10033) (City Wide) (Item 7.1) (Deferred from April 19, 2010 Public Works Committee Meeting)

Mark Bainbridge, Senior Project Manager, Infrastructure Management, provided the Committee with a power point presentation which included the following:

- Rationale for the Financial Plan – a regulatory requirement under the Safe Drinking Water Act Regulation 453/07 – Financial Plans; asset management process
- Defining Form of Financial Plan – two components – Investment and Revenue
- Statement of Financial Position (balance sheet)
- Summary of Key Messages – regulatory requirements (per Reg. 453/07).

The power point presentation was distributed to the Committee members and has been retained in the Office of the City Clerk for the public record.

(Mitchell/Bratina)
That the staff presentation be received. CARRIED

(h) DISCUSSION AGENDA

(i) Integration Study of an Energy From Waste (EFW) with the Operation of the Glenbrook Landfill (PW08113(a)) (City Wide)

(Collins/Jackson)
That no further action be taken as per Option #4 outlined in Report PW08113(a).

The motion was DEFEATED on the following standing recorded vote:

Yeas: Merulla, Collins, Jackson
Total Yeas: 3
Nays: Bratina, Powers, Ferguson, Mitchell
Total Nays: 4
Absent: McCarthy
Total Absent: 1
(ii) Accommodation and Leasing Strategy (PW10045/PED10101) (Wards 2 and 15) (Item 8.6)

(Collins/Mitchell)
That the recommendations contained in Report PW10045/PED10101 be put on the floor for discussion.  

CARRIED

With respect to sub-section (a)(iii) of the recommendations, staff noted that the second and third paragraphs should read, "$18.50 gross" and "$19.50 gross", not "net".

(Ferguson/Powers)
That the following recommendations be deferred to the May 12, 2010 meeting of Council and that staff provide a rationalization of all square footage that the City requires, what the City currently has and what is proposed, with a variance, in order to have a clear understanding of why the extra space is needed and the costs involved:

(a) That the City of Hamilton enters into a new lease agreement with Ferca Development Inc. or its successor on title for the property known as Suite 400, 77 James Street North and for the adjacent storage space, subject to the following terms:

(i) Term:

(ii) Property:
Comprised of Suite 400, 77 James Street North, with a total rentable area of 5,870 square metres (63,185 square feet) more or less and the adjacent storage space composed of Suites 410 & 420 with a total rentable area of approximately 929 square metres (10,000 square feet).

(iii) Rental Rate:

Suite 400, 77 James Street North:
June 1, 2010 to October 31, 2010, $460,723.95 (Mod-Gross) per annum, $92,144.79 per month, plus G.S.T. The rental rate is $17.50 gross, per square foot.

November 1, 2010 to October 31, 2015, $1,168,922.50 (Mod-Gross) per annum, $97,410.21 per month, plus G.S.T. The rental rate is $18.50 gross, per square foot.
November 1, 2015 to June 31, 2021, $1,232,107.50 (Mod-Gross) per annum, $102,675.63 per month, plus G.S.T. The rental rate is $19.50 gross, per square foot.

**Storage Space:**

June 1, 2010 to June 31, 2021, $50,000.00 (Mod-Gross) per annum, $4,166.67 per month, plus G.S.T. The rental rate is $5.00 gross, per square foot.

(iv) **Operating Costs:** The City shall be responsible for its share of the operating costs, plus GST/HST;

(b) That the Legal Services Division be authorized to prepare a by-law, under Section 110 of the Municipal Act, to propose that the 4th floor premises become designated as a City Capital Facility, whereby the City would be exempt from paying realty taxes at this location;

(c) That the Mayor and City Clerk be authorized and directed to execute the Lease in a form satisfactory to the City Solicitor and subject to all taxes being paid in full unless otherwise directed by the General Manager of Finance and Corporate Services;

(d) That the Recreation Section of the Community Services Department and Audit Section of the City Manager’s Office remain in Suite 400 and that the following groups of Public Works Department assume occupancy of the remaining space in Suite 400: the Operations and Waste Management Section currently in Suite 350 and 351 at 77 James Street North; the Roads, Traffic Construction & Design Infrastructure Section in Suite 334 at 77 James Street North; the Operations and Waste Management Division currently in Suite 1170 at 120 King Street; and the Environment and Sustainable Infrastructure Division at 55 John 6th floor.

(e) That staff be authorized and directed to exercise the City’s Right of Termination in the following:

(i) A Lease between the City of Hamilton (Tenant) and Fercan Developments Limited (Landlord) to the premises described as:

(a) Suite 350 and 351 in 77 James Street North, Hamilton, comprising an area of 11,000 square feet,
(b) Suite 334 in 77 James Street North, Hamilton, comprising an area of 11,000 square feet, more or less,

(ii) A Lease between the City of Hamilton (Tenant) and Fourth Real Properties Limited (Landlord) to the premises described as Suite 1165 & 1170 in 120 King Street West, Hamilton, comprising an area of 9,920 square feet;

(iii) A Lease between the City of Hamilton (Tenant) and Horizon Utilities Corporation (Landlord) to the premises described as 55 John Street North, 6th floor, Hamilton comprising an area of 10,537 square feet and 576 square feet storage;

(f) That the City owned property located at 594 5th Concession Road West, also known as Millgrove Regional Yard #1, comprising an area of approximately 5.51 acres, more or less, with a shop/garage with a 2-storey office area and 8 Truck Bays (11,906 square feet) along with a salt dome (6,361 square feet) at the rear of the property be declared surplus to the requirements of the City of Hamilton in accordance with the “Procedural By-Law for the Sale of Land”, being By-law No. 04-299;

(g) That the City-owned real property assets located at 125 Barton Street, comprising an area of approximately 4.46 acres, which includes a storage warehouse (56,401 square feet) and a shop (10,113 square feet), be identified as surplus to the needs of the Public Works Department and that the real property asset be recognized as a strategic asset either for Pan Am-related development or other redevelopment opportunities in general, and that any proposed future use of this property be brought back to the appropriate Committee for consideration in accordance with existing policies.

The following are the proposed amendments which were presented at the April 28, 2010 Council meeting:

Firstly,

That the following be added as sub-section (h):

“(h) That the following funding sources and amounts in relation to one-time costs for the relocation of staff to 77 James Street North, Suite 400, be approved:

(i) $735,300 from the Unallocated Capital Reserve 108020;
(ii) $164,700 from the Sanitary Sewer Capital Reserve 108005;
Secondly,

That sub-section (f) be amended by adding the following after “By-law No. 04-299”:

“…and that the net proceeds from the sale be directed to the funding sources of the one-time costs for the relocation of staff to 77 James Street North, Suite 400”;

Thirdly,

That sub-section (g) be deleted in its entirety and replaced with the following in lieu thereof:

“(g) That the City-owned property located at 125 Barton Street comprising an area of approximately 4.46 acres, with a storage warehouse (56,401 square feet) and a shop (10,113 square feet) be declared surplus for the needs of the Public Works Department of the City of Hamilton and that this property be considered for Strategic City Initiatives, and that any net proceeds from the potential sale of this property be directed to the funding sources of the one-time costs for the relocation of staff to 77 James Street North, Suite 400, with the balance to be deposited in the Property Purchases Reserve 10035.”

(i) MOTIONS

(i) Winter Maintenance Service Levels for Cycling Infrastructure (Item 9.1)

(Jackson/Bratina)
That the General Manager of Public Works be directed to review and report back on winter maintenance service levels for cycling infrastructure based on the Council approved Cycling Master Plan, including best practice information, service level data from municipal comparators, criteria for the determination of priority routes, recommended service levels (including identified priority routes) and related resource requirements. CARRIED

(ii) Replacement of Speed Hump on Lake Avenue Drive (Item 9.2)

The following preamble was provided to the Committee with respect to the above-noted matter:

Whereas Lake Avenue Drive has experienced over a decade of complaints for speed and volume;
Whereas Lake Avenue Drive is a narrow two-lane road with insufficient room for a bike lane and no room to expand;

Whereas a pilot speed hump was installed Tuesday, August 25, 2009;

Whereas historically, public opinion surveys have split evenly for stop sign, rumble strips and speed humps;

Whereas only two complaints about the speed hump have been received by the Ward Councillor;

Whereas the majority of e-mails and phone calls support the speed hump, and most requested additional speed humps.

(j) NOTICES OF MOTION

(i) Councillor C. Collins introduced the following Notice of Motion:

Installation of a Fence in the Hill Street Ward 1 Leash-Free Park

Whereas, the Hill Street Park has been the official Ward 1 Leash-Free Park since 2007;

And Whereas, there have been increasing numbers of dangerous interactions between off-leash dogs and children and families using the playground in the park;

And Whereas, there remains a strong interest in keeping the leash-free park in this location by taking action to limit conflicts;

And Whereas, notwithstanding the requirements of the City's Leash-Free Parks policy and procedure, continuing the current fence across the site, effectively fencing off the leash-free and playground uses of the park, will provide a workable solution for all users.

Therefore Be It Resolved:

(a) That the Operations and Waste Management Division staff be directed to install a fence in the Hill Street Ward 1 Leash Free Park to isolate the leash-free dog and playground uses in the park;

(b) That the location of the fence be determined in consultation with the Ward 1 Councillor;

(c) That the cost be funded from Leash Free Park Reserve, Dept. ID 112202.
(k) GENERAL INFORMATION/OTHER BUSINESS

(i) Items on Outstanding Business List (Item 11.1)

(aa) Amendments to Due Dates

(Powers/Ferguson)
That the following revisions to the Outstanding Business List of the Public Works Committee be approved and revised accordingly:

(i) Item G: North End Traffic Management Study
Due Date: May 31, 2010
Proposed New Due Date: TBA
That the lead division for this item be amended from the Environment and Sustainable Infrastructure Division to the City Manager’s Office, Legal Services Division.

(ii) Item I: Parkland Dedication Fees
Due Date: May 31, 2010
Proposed New Due Date: June 14, 2010

(iii) Item O1 and O2: Standardization of Bus Parts
Due Date: May 31, 2010
Proposed New Due Dates: June 14, 2010

(iv) Item P: Littering, Illegal Dumping, Graffiti and Security Issues affecting Municipal Properties abutting Railway Lands
Due Date: May 31, 2010
Proposed New Due Dates: September 13, 2010

(v) Item Q: Petition on behalf of Wentworth Condominium Corp. 132 re: traffic safety measures at the corner of Queenston Road and Donn Avenue
Due Date: May 3, 2010
Proposed New Due Date: Q1, 2011

(vi) Item V: High-Efficiency Toilet Replacement Program
Due Date: May 31, 2010
Proposed New Due Date: June 14, 2010

(vi) Item Y: Traffic Problems on Wood Street East
Due Date: May 31, 2010
Proposed New Due Date: October 4, 2010
(bb) Item R: Backflow Prevention Program

(Jackson/Powers)
That the item “Backflow Prevention Program” be identified as completed and removed from the Public Works Committee Outstanding Business List

(ii) Traffic Control Options in the Vicinity of Regional Road 56 at Windwood Drive/Southbrook Drive (New Business – No Copy)

On a motion (Mitchell/Ferguson) the appropriate staff was directed to investigate and report back on traffic options in the vicinity of Regional Road 56 at Windwood Drive/Southbrook Drive as a result of the opening of the new Catholic Elementary School.

(I) PRIVATE AND CONFIDENTIAL

(Bratina/Mitchell)
That the Committee move into Closed Session at 11:15 a.m. pursuant to Sections 8.1(e) and (f) of the City’s Procedural By-law and the Municipal Act, as the subject matter deals with litigation, including an action before the Ontario Superior Court of Justice, affecting the City, and for the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

(Powers/Ferguson)
That the Committee reconvene in Open Session at 11:40 a.m.

12.1 Proposed Settlement of Commercial/Contract Litigation – Legal Services File No. 05-0140 (LS10005) (City Wide)

Direction was provided to staff during the closed session. No action to be reported at this time.

(Powers/Ferguson)
There being no further business, the Committee adjourned at 11:45 a.m.

Respectfully submitted

Councillor S. Merulla, Chair
Public Works Committee

Carolyn Biggs
Legislative Assistant
May 3, 2010