Public Works Committee
MINUTES
9:30 a.m.
Monday, November 5, 2007
Hamilton Convention Centre
One Summer’s Lane
Albion Rooms A, B and C

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

Also Present: Mayor F. Eisenberger; Councillors B. Clark, B. McHattie
S. Stewart – General Manager, Public Works
G. Davis – Sr. Director, Capital Planning and Implementation
B. Shynal – Director, Operations and Maintenance
D. Hull – Director, Transit Operations
J. Mater – Director, Fleet and Facilities
J. Harnum – Sr. Director, Water and Wastewater
B. Goodger – Director, Waste Management
D. Edwards – Senior Solicitor
C. Biggs – Legislative Assistant, City Clerk’s

THE FOLLOWING ITEMS WERE REPORTED TO CITY COUNCIL FOR CONSIDERATION:

1. Minutes of Various Committees (Item 5.1)

(Collins/Mitchell)
That the following Minutes be received:

(a) Solid Waste Management Master Plan Steering Committee – September 6, 2007

(b) EA Process – Phases 3 and 4 – CSO Control and WWTP Expansion

   (i) May 23, 2007
   (ii) July 9, 2007
   (iii) September 27, 2007  CARRIED
2. **School Zone Speed Limits – Full-Time 40 km/hr (PW07134) (Ward 7)**  
   (Item 5.2)  
   **(Collins/Mitchell)**  
   (a) That the speed limits in the following school zones be approved at 40 km/hr:  
       (i) Franklin Road between Upper Sherman Avenue and 150 m. west of East 24th Street;  
       (ii) East 27th Street between Franklin Road and Burkholder Drive;  
       (iii) East 25th Street between Franklin Road and Gildea Street;  
   (b) That the by-law outlined in Report PW07134 as Appendix “A” be passed and enacted to amend City of Hamilton By-law No. 01-215.  
   **CARRIED**

3. **Two-Way Left Turn Lanes on Mohawk Road, between Upper Wellington and Upper James Streets, and on Rymal Road East, east of Fletcher Road (PW07139) (Wards 7 and 8) (Item 5.3)**  
   **(Collins/Mitchell)**  
   (a) That a two-way left turn lane be implemented on Mohawk Road East, commencing 140 metres east of Upper James Street and extending to a point 80 metres west of Upper Wellington Street;  
   (b) That a two-way left turn lane be implemented on Rymal Road East, commencing 49 metres east of Fletcher Road and extending to a point 136 metres easterly;  
   (c) That the by-law outlined in Report PW07139 as Appendix “A” to amend City of Hamilton Traffic By-law No. 01-215 be passed and enacted.  
   **CARRIED**

4. **Excavation Permits Report CM07020 to Audit and Administration Committee – Staff Update on Permit Language (PW07133) (Item 5.4)**  
   **(Collins/Mitchell)**  
   That Report PW07133 respecting Excavation Permits Report CM07020 to Audit and Administration Committee Staff Update on Permit Language, be received.  
   **CARRIED**
5. **Creation of Telecommunication Municipal Access Agreement with Bell Canada (PW07132/LS07015) (City Wide) (Item 5.5)**

(Collins/Mitchell)

(a) That the City of Hamilton enter into a Municipal Access Agreement with Bell Canada for the purpose of allowing Bell Canada access to the City’s Public Highways for a term of five years, with the option to renew for up to two consecutive terms of five years each;

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

(c) That staff report back to the Public Works Committee at the completion of the first five-year term to advise on the renewal of the Agreement.

CARRIED

6. **Response to Draft Transportation Standard, Accessibility for Ontarians with Disabilities Act (PW07135/FCS07099) (City Wide) (Item 7.1)**

(Ferguson/Bratina)

(a) That Report PW07135/FCS07099 respecting Response to Draft Transportation Standard, Accessibility for Ontarians with Disabilities Act, be received;

(b) That the correspondence dated September 28, 2007 to the Honourable Madelaine Meilleur, Minister of Community and Social Services, respecting the City of Hamilton Response to the Initial Proposed AODA Transportation Standard, be endorsed;

(c) That the City, through the General Manager of Finance and Corporate Services and with support from the General Manager of Public Works, initiate discussions with the Province, the Association of Municipalities of Ontario and other relevant associations advocating that the costs associated with the implementation of the AODA standards be borne by the Province, or in the alternative, that the Province upload the program.

CARRIED as amended

7. **Phases 3 and 4 of the Class Environmental Assessment or Combined Sewer Overflow (CSO) Control and Woodward Avenue Wastewater Treatment Plant Expansion (PW06121(a)) (City Wide) (Item 7.2)**

(Ferguson/Mitchell)

(a) That the General Manager, Public Works be authorized and directed to file a Notice of Completion, and issue the Environmental Study Report (ESR) for a 30-day review period for the Class Environmental Assessment for Combined Sewer Overflow (CSO) Control and Woodward Avenue Wastewater Treatment Plant Expansion;
(b) That upon completion of the minimum thirty (30) day public review periods, the General Manager, Public Works be authorized and directed to proceed with detailed design and implementation of the preferred solutions of the Class Environmental Assessments for the Combined Sewer Overflow (CSO) Control and Woodward Avenue Wastewater Treatment Plant Expansion. CARRIED

8. Staffing the Office of Energy Initiatives on a Permanent Basis (PW07126) (City Wide) (Item 12.1) (Merulla/Jackson)
(a) That the Public Works, Office of Energy Initiatives (OEI) current staff complement of three FTE’s be made permanent employees of the City of Hamilton to enable long-term management of the City’s Corporate Energy Policy, energy conservation and demand management (CDM) initiatives and commodity management programs;
(b) That an additional two FTE’s be added to the OEI complement as follows:
(i) Energy Engineer
(ii) Utility Analyst
(c) That Report PW07126, in its entirety, become a public document upon Council approval. CARRIED

9. Corporate Energy Policy (PW07127) (City Wide) (Item 7.3) (Collins/Powers)
(a) That the Corporate Energy Policy and its recommendations attached as Appendix A to Report PW07127, be adopted, and that all Department Heads be directed to implement the policy recommendations;
(b) That an Energy Conservation Initiative Reserve be created to fund initiatives related to energy conservation and demand management as well as the Office of Energy Initiatives (OEI);
(c) That the sources of funds for the Energy Conservation Initiative Reserve include billing recoveries, project incentives as well as current and future savings identified through projects managed by the Energy Office;
(d) That all City Boards and agencies be encouraged to adopt policy and actively participate on the Corporate Energy Steering Committee, which shall include Councillors D. Mitchell and L. Ferguson;
(e) That the Office of Energy Initiatives report on the progress and results of the Corporate Energy Policy initiatives and Energy Conservation Initiative Reserve, annually, and that the report also include facts with respect to key performance indicators, including, but not limited to, cost per square foot for heat and hydro, cost per million litres to provide water, CO2 emission reductions;

(f) That the Corporate Energy Policy targets be re-evaluated every five years, given risks such as energy pricing, peak oil and climate change;

(g) That the issue related to Peak Oil Report be removed from the Public Works Committee Outstanding Business List and the issue related to Energy Initiatives Update be removed from the Audit and Administration Committee Outstanding Business List. CARRIED as amended


(Powers/Collins)

(a) That the General Manager, Public Works, be authorized and directed to file the Halton Region Conservation Authority Watershed (HRCA) Bridges Master Plan Municipal Class Environmental Assessment Project File Report with the Municipal Clerk for a minimum thirty day public review period;

(b) That upon final approval of the Environmental Assessment for Bridge 65 - Mountsberg Road, Bridge 72 - Progreston Road and Bridge 349 - Centre Road that funding for these structures be subject to the 2009 Capital Budget process;

(c) That upon final approval of the Capital Budget, the General Manager, Public Works Department, be authorized to proceed with the implementation of the preferred alternative for each structure. CARRIED

11. Portable Indoor Air Purification Units Policy (PW07137) (City Wide) (Item 8.2)

(Jackson/Mitchell)

(a) That Report PW07137 be received;

(b) That Report PW07137 be forwarded to Newalta Industrial Service Inc. and the Newalta Hamilton Landfill Liaison Committee for consideration at a future meeting of the Landfill Liaison Committee, and that the Landfill Liaison Committee report back to the Public Works Committee with their actions;
(c) That the item respecting “Portable Indoor Air Purification Units Policy” be removed from the Outstanding Business List of the Public Works Committee.


(Jackson/Collins)
(a) That the City of Hamilton enter into a service contract with Stonebrook Estates for the provision of Winter Control Roadway Maintenance Services to roadways within the Stonebrook Estates Development, on a fee for service basis;

(b) That the General Manager of Public Works be authorized and directed to execute the necessary contract, in a form satisfactory to the City Solicitor.

13. Transit Complement Adjustment (PW07131) (City Wide) (Item 8.4)

(Jackson/Ferguson)
That an increase in the Transit Division complement of nine Bus Operators from the current 385.3 to 394.3 and an increase of two Automotive Mechanics from the current 40 to 42 with the understanding that there will be no budget implications be approved.

14. Report 07-002 of the Provincial Gas Tax Transit Master Plan Steering Committee (PW07138) (City Wide) (Item 8.5)

(Powers/Collins)
(a) That Report 07-002 of the Provincial Gas Tax Transit Master Plan Steering Committee (TMPSC), attached hereto as Appendix “A”, be received;

(b) That the 5-year Transit Service Enhancement Plan, as amended by TMPSC, arising out of the September 15, 2007 Workshop of the TMPSC, attached hereto as Appendix “A” be approved;

(c) That staff be directed to create an Implementation Plan for the identified service enhancement priorities contained in the Plan and to include the recommended Service Enhancement Implementation Plan in the 2008 Transit Division budget submission;
(d) That Item 1(a) of Report 07-002 of the Provincial Gas Tax Transit Master Plan Steering Committee which states that the remaining balance in the Provincial Gas Tax Reserve be dedicated to service level enhancements, be amended such that a minimum reserve balance of $500,000 in the Provincial Gas Tax reserve be dedicated to support the ongoing Transit Capital Plan;

(e) That Item 3(b) of Report 07-002 of the Provincial Gas Tax Transit Master Plan Steering Committee which states, that Council consider all future Capital projects be funded from the Transit dedicated Federal Gas Tax, be rejected as there is insufficient Transit Dedicated Gas Tax to support the Transit Capital Plan over the long term;

(f) That Item 1(b) of Report 07-002 of the Provincial Gas Tax Transit Master Plan Steering Committee which states that consideration be given to funding future service level enhancements from fare increases and/or the tax levy be referred to Council for consideration during 2008 budget deliberations;

(g) That Item 2 of Report 07-002 of the Provincial Gas Tax Transit Master Plan Steering Committee which states that an expanded levy and/or fare increase as a means of addressing the service level deficiencies in existing services, be referred to Council for consideration during 2008 budget deliberations;

(h) That Item 3(a) of Report 07-002 of the Provincial Gas Tax Transit Master Plan Steering Committee which states that Council consider allocating a portion of the non-dedicated Federal Gas Tax to fund the transit Capital program, be referred to Council for consideration during 2008 budget deliberations;

(i) That Issue “L” Federal Gas Tax-Committed and Spent be removed from the outstanding business list;

(j) That Information Item (f) of Report 07-002 of the Provincial Gas Tax Transit Master Plan Steering Committee which states that the Beeline re-branding initiatives and the requested $15,000 to undertake the work as recommended be approved and funded from the current Operating budget of the Transit Division; and further that the name of the “Beeline” route be changed to “B-Line”;

(k) That $50,000 be allocated from the Provincial Gas Tax Reserve in 2008 to the TMPSC as a budget for discretionary expenditures in 2008. **CARRIED**
15. Report 07-002 of the City Hall Renovations Steering Committee (Item 8.6)

Revisiting Councillors’ Parking

(Ferguson/Collins)
That staff be authorized and directed to close Municipal Car Park 69 to the public and that it be reserved for council members' parking. CARRIED

16. Proposed Certificate of Approval Amendments - Taro East Landfill Site (PW07142/LS07021) (City Wide) (Item 8.7)

(Collins/Bratina)
(a) That the Comments set out in Schedule “A” to Report LS07021/PW07142 regarding the amendments proposed by Newalta Industrial Services Inc. with respect to Certificate of Approval A181008 (Taro East Landfill Site) be approved;

(b) That subsection (a) of Report LS07021/PW07142 be communicated to the Ontario Ministry of the Environment and the owner and operator of the Taro East Landfill Site, outside of and/or as part of, any public consultation process. CARRIED

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk advised that there were no changes to the agenda.

(Powers/Ferguson)
That the agenda be approved, as presented. CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

None.

(c) APPROVAL OF MINUTES (Item 3)

(Mitchell/Powers)
That the Minutes of the October 15, 2007 meeting of the Public Works Committee be received and adopted, as presented. CARRIED
(d) **DELEGATION REQUESTS (Item 4)**

(Powers/Ferguson)
That the following requests to appear before the Public Works Committee, be approved:

(i) David Hart Dyke, Waste Reduction Task Force, respecting the proposed one container limit for garbage

(ii) Joanne Serkeyn, Crime Stoppers Co-ordinator, respecting Crime Stoppers Sign Partnership  

CARRIED

(e) **STAFF PRESENTATIONS**

(i) **Response to Draft Transportation Standard, Accessibility for Ontarians with Disabilities Act (PW07135/FCS07099) (City Wide) (Item 7.1)**

Don Hull provided an update on the Draft Transportation Standard, Accessibility for Ontarians with Disabilities Act, which is a document prepared by the Province that calls for accessibility standards that will apply to both the public and private sectors. The draft Transportation Standard will have impact on the City; however, new obligations created by the standard will not be offset by funding from the Province.

The presentation was distributed to the Committee members and a copy retained in the public record.

(Merulla/Collins)
That the following be added as sub-sections (b) and (c):

(b) That the correspondence dated September 28, 2007 to the Honourable Madelaine Meilleur, Minister of Community and Social Services, respecting the City of Hamilton Response to the Initial Proposed AODA Transportation Standard, be endorsed;

(c) That the City initiate discussions with the Province, the Association of Municipalities of Ontario and other relevant associations advocating that the costs associated with the implementation of the AODA standards be borne by the Province, or in the alternative, that the Province upload the program.  

Amendment CARRIED

Mayor Eisenberger directed that Report PW07136/FCS07099 be forwarded to the General Manager of Finance and Corporate Services to be included in the comprehensive document which identifies funding shortfalls.
(ii) Phases 3 and 4 of the Class Environmental Assessment or Combined Sewer Overflow (CSO) Control and Woodward Avenue Wastewater Treatment Plant Expansion (PW06121(a)) (City Wide) (Item 7.2)

Jim Harnum, Senior Director of Water and Wastewater, introduced the team working on this project, including Dan Chauvin, Project Manager and Manager of Capital Planning in the treatment system, Abdul Khan, Director of Water and Wastewater, Robert Fleeton, and Deborah Ross, President and Vice President respectively, of KMK Consultants Limited.

Jim Harnum gave a power point presentation which covered a review of Phases 1 and 2 of the Water and Wastewater Master Plan, an overview of activities for Phases 3 and 4, the preferred strategies for the Woodward Avenue Water and Wastewater Treatment Plant and wet weather and CSO’s, the Implementation Plan and Next Steps/Timeline.

The presentation was distributed to the Committee members and a copy retained in the public record.

Following concerns expressed with respect to the cost of this project, Mayor Eisenberger directed that Report PW06121(a) be forwarded to the General Manager of Finance and Corporate Services to be included in the comprehensive document which identifies funding shortfalls.

(iii) Corporate Energy Policy (PW07127) (City Wide) (Item 7.3)

John Mater, Director of Fleet and Facilities, introduced the staff working on the Corporate Energy Policy, including Geoff Lupton, Manager of Energy Initiatives, Jim Hickey, Senior Project Manager, Energy Initiatives, and Bill Hamilton, Senior Project Manager, Utilities.

Geoff Lupton gave a presentation which covered the energy policy background, the reasons for the energy policy, annual energy costs, energy usage by Department, specific targets of the City’s Corporate Energy Policy, specific policies respecting to capital investment related to energy, energy procurement, other policy highlights, weighted average – natural gas cost per unit; targets and timelines, energy reserve, 2007 projected savings/avoided costs, the establishment of a Corporate Energy Steering Committee, Bill 21 – Energy Conservation and Leadership Act, 2006, monitoring, targeting and reporting and the Public Works Strategic Plan, “Innovate Now”.

The presentation was distributed to the Committee members and a copy retained in the public record.

Following the presentation, the Committee acknowledged the efforts of staff in bringing this issue forward and expressed support for the project.
Concerns were expressed that the same funding requests not be presented by other departments in a different manner during the upcoming budget deliberations.

The Committee also requested that during the budget discussions, staff provide clarity in terms of how the savings are going to be generated, and how the line items with respect to controlling operational costs and the funding of energy reserve will be identified, and what effect this will have on the capital and operational budgets.

Councillors D. Mitchell and L. Ferguson indicated that they would like to be included on the Corporate Energy Steering Committee, and that this be reflected in subsection (d) of the recommendations.

(Ferguson/Mitchell)
That sub-section (e) be amended to include the following after the word, “annually”:

“…and that the report also include facts with respect to key performance indicators, including, but not limited to, cost per square foot for heat and hydro, cost per million litres to provide water, CO2 emission reductions.”

Amendment CARRIED

(Bratina/Collins)
That the following be added as sub-section (f) and the balance of the recommendations renumbered:

(f) That the corporate energy policy targets be re-evaluated every five years, given risks such as energy pricing, peak oil and climate change.

Amendment CARRIED

Motion as amended CARRIED

(f) PRIVATE AND CONFIDENTIAL (Item 12)

(Collins/Ferguson)
That the Committee move into Closed Session to consider Item 12.1 which pertains to personal matters about an identifiable individual, including municipal or local board employees.

CARRIED

(Ferguson/Collins)
That the Committee reconvene in Open Session.

CARRIED

See Item 8 of this report for the recommendation resulting from the Closed Session.

The motion CARRIED on the following vote:
 Yeas: Eisenberger, McCarthy, Bratina, Collins, Jackson, Merulla, Powers
Total Yeas: 7
Nays: Ferguson, Mitchell
Total Nays: 2

(g) MOTIONS (Item 9)

(i) Landscape Management Plan for the Beach Community Trail

(Collins/Powers)
That staff bring a report to the Public Works Committee on the feasibility and cost of funding a Landscape Management Plan for the Beach Community Trail, utilizing the Beach Park Reserve. CARRIED

(h) GENERAL INFORMATION/OTHER BUSINESS (Item 11)

(i) Outstanding Business Items (Item 11.1)

(aa) Peak Oil Report
Due Date: November 5, 2007

(bb) Parking Lay-by - Stone Church Road
Due Date: November 5, 2007
(New Due Date: November 19, 2007)

(Powers/Collins)
That the Outstanding Business List of the Public Works Committee be amended accordingly. CARRIED

(Ferguson/Mitchell)
There being no further business, the Committee adjourned at 12:20 p.m.

Respectfully submitted

Councillor M. McCarthy
Chair
Public Works Committee

Carolyn Biggs
Legislative Assistant
November 5, 2007