Public Works Committee
MINUTES
9:30 a.m.
Monday, May 4, 2009
Hamilton Convention Centre
One Summer’s Lane
Albion Rooms A and B
Hamilton, Ontario

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

Absent with Regrets: Councillor R. Powers – Personal

Also Present: G. Davis – A/General Manager, Public Works
J. Stephen – Temp. Director, Strategic and Environmental
Planning
B. Shynal – Director, Operations and Maintenance
D. Hull – Director, Transit
G. Lupton – A/Director, Energy Fleet and Facilities
P. Parker – A/Director, Waste Management
J. Harnum – Sr. Director, Water/Wastewater
C. Biggs – Legislative Assistant, City Clerk’s

THE FOLLOWING ITEMS WERE REPORTED TO CITY COUNCIL FOR CONSIDERATION:

1. Intersection Control List (PW09001(b)) (Wards 1, 9 and 12) (Item 5.2)

(Jackson/Eisenberger)
That the appropriate By-law to provide traffic control as follows, be passed and
enacted:

<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) Shrewsbury St.</td>
<td>Joshua Ave.</td>
<td>EB</td>
<td>S. of Golf Links Rd., E. of Meadowlands Blvd.</td>
<td>12</td>
</tr>
<tr>
<td>(b) Ewen Rd.</td>
<td>Whitney Ave.</td>
<td>All Way</td>
<td>S. of Main St, W. of Rifle Range Rd.</td>
<td>1</td>
</tr>
</tbody>
</table>
To Incorporate Certain City Lands into Various Streets by By-law (PW09036) (Wards 5 and 8) (Item 5.3)

(Jackson/Eisenberger)
(a) That the following City land be incorporated into the following streets:

<table>
<thead>
<tr>
<th>Intersection</th>
<th>Street 1</th>
<th>Street 2</th>
<th>Stop Direction</th>
<th>Location/Comments / Petition</th>
<th>Ward</th>
</tr>
</thead>
<tbody>
<tr>
<td>(c) First Road</td>
<td>Glover Mountain</td>
<td>N/C</td>
<td>NB</td>
<td>N. of Green Mountain. E. of Glover Mountain Road</td>
<td>9</td>
</tr>
<tr>
<td>West</td>
<td>Road</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(d) Cornerstone</td>
<td>Upper Mount</td>
<td>EB</td>
<td>NB</td>
<td>S. Old Mud St., W of Winterburry Dr</td>
<td>9</td>
</tr>
<tr>
<td>Drive</td>
<td>Albion</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(e) Glenfern Ave.</td>
<td>Undermount Ave.</td>
<td>SB</td>
<td>EB/WB</td>
<td>S. of Aberdeen Ave., E. of Dundurn St.</td>
<td>1</td>
</tr>
</tbody>
</table>

(b) That the By-laws to carry out the incorporation of the said land into the foregoing streets be prepared to the satisfaction of the Corporate Counsel and be enacted by Council;

(c) That the General Manager, Public Works, be authorized and directed to register the By-laws. **CARRIED**

Arbour Road Multi-Use Crossing Municipal Class Environmental Assessment (PW09039) (Ward 6) (Item 5.3)

(Jackson/Eisenberger)
(a) That the Acting General Manager, Public Works, be authorized and directed to file the Arbour Road Multi-Use Crossing Municipal Class Environmental Assessment, Project File Report with the Municipal Clerk for a minimum thirty day public review period;

(b) That upon completion of the minimum thirty day public review period, the Acting General Manager, Public Works Department, be authorized and directed to proceed with implementation of the preferred alternative with approved funding from the Federal surplus funding allocation. **CARRIED**
4. Central Fleet Request for Policy 11 Approval (PW09042) (City Wide) (Item 5.3)

(Jackson/Eisenberger)
That the Central Fleet Section be authorized to use Purchasing Policy 11 to single source repair/maintenance of light and heavy duty vehicles from the following vendors for the 2009 calendar year:

(a) Barton Truck Centre Ltd. to the upset limit of $250,000;
(b) DeFeo’s Auto Service Ltd. to the upset limit of $475,000;
(c) JMC Automotive to the upset limit of $250,000. CARRIED

5. City of Hamilton Criteria and Guidelines for Stormwater Infrastructure Design (PW09043/PED09130) (City Wide) (Item 5.6)

(Jackson/Eisenberger)
That Report PW09043/PED09130 respecting the City of Hamilton Criteria and Guideline for Stormwater Infrastructure Design, be received. CARRIED

6. Green Fleet Implementation Plan Phase 2, 2009-2011 (PW03147(c)) (City Wide) (Item 7.1)

(Eisenberger/McCarthy)
(a) That staff be authorized to continue the work begun in the first phase of the Green Fleet Implementation Plan 2006-2008 with the objectives of reducing emissions of greenhouse gases and reducing fuel consumption in the Central Fleet, and maintain Hamilton’s place as a leading Green Fleet, as per Appendix A to Report PW03147(c);

(b) That the incremental cost for the purchase of hybrid, electric and other “green technology” vehicles be funded from the Fleet Vehicle and Equipment Replacement Reserve fund, and that an increase in contributions from user operating budgets of 3% over the previous year’s contributions be considered as part of the annual budget process for 2010 and 2011;

(c) That all of City operating groups prepare plans to reduce fuel consumption by 5% as part of the 2010 budget process. CARRIED

7. Public Works Yards Master Plan (PW09029) (City Wide) (Item 7.2)

(Eisenberger/Mitchell)
(a) That the Public Works Yards Master Plan as set out in Appendix “A” to Report PW09029, be received;
(b) That the Acting General Manager of Public Works be authorized to implement Phase I of the Public Works Yards Master Plan, which would include:

(i) Relocating the Waste Collection Operations from 330 Wentworth Street to the Materials Recycling Facility (MRF) at 1579 Burlington Street at an approximate cost of $1,000,000 funded through Capital account #5120894100 (Collection Operations Relocate);

(ii) Relocating the DARTS operations from the Mountain Transit Centre (MTC) at 2200 Upper James to 330 Wentworth Street at an approximate cost of $650,000 funded through Capital account #5310641001 (ATS Accommodation);

(c) That the Acting General Manager of Public Works be authorized to proceed with further detailed investigations for Phase II of the Public Works Yards Master Plan, and that funding for these investigations be referred to the 2010 Capital Budget for consideration;

(d) That each component of Phase II of the Plan be brought back to the Public Works Committee as the business case studies for each component are concluded. Amendment CARRIED Motion as amended CARRIED

8. 2009 Transit Route Changes (PW09044) (City Wide) (Item 7.3)

(Eisenberger/Mitchell)
That the following permanent route changes effective June 28, 2009, be approved:

(a) Routes 1-King, 2-Barton and 3-Cannon end-of-line be changed from the current MacNab Street Terminal to the Hunter GO Station;

(b) Routes 2-Barton and 3-Cannon be rerouted via John Street north of King Street and no longer operate along Hughson Street north of King Street;

(c) Route 3-Cannon operate on Cannon Street between Wellington Street and James Street;

(d) Route 3-Cannon no longer operate on Wellington Street from Cannon Street to King Street or on King Street from Wellington Street to James Street;

(e) Routes 4-Bayfront, 8-York and 9-Rock Gardens be rerouted from Hunter and MacNab via Hunter Street and Bay Street to resume regular routing at Bay and King Street. CARRIED
9. Acquisition of Ontario Realty Corporation (ORC) Surplus Land – 0 QEW and Winona Road, Stoney Creek, described as Parts 1, 2, 3 and 4, Plan 62R-14865, PIN 17369-0034, and Roll Number 251800311008600 (PW09041/PED09138) (Ward 11) (Item 8.1)

(Mitchell/McCarthy)
(a) That the Real Estate Section of the Planning and Economic Development Department be authorized and directed to advise the Ontario Realty Corporation (ORC), acting as agent on behalf of Her Majesty the Queen in Right of Ontario as represented by the Minister of Public Infrastructure Renewal that the City of Hamilton has an interest in acquiring their land, comprising an area of approximately 3.25 hectares (8.0387 acres), described as being 0 QEW & Winona Road, Stoney Creek described as Parts 1, 2, 3 and 4, Plan 62R-14865, PIN 17369-0034, and Roll Number 251800311008600 and more particularly shown on Appendix “A” attached to Report PW09041/PED09128;

(b) That the Real Estate Section of the Economic Development and Real Estate Division of the Planning and Economic Development Department be authorized and directed to enter into negotiations with the Ontario Realty Corporation (ORC), acting as agent on behalf of Her Majesty the Queen in Right of Ontario as represented by the Minister of Public Infrastructure Renewal for the acquisition of those lands comprising an area of approximately 3.25 hectares (8.0387 acres), described as being 0 QEW & Winona Road, Stoney Creek described as Parts 1, 2, 3 and 4, Plan 62R-14865, PIN 17369-0034, and Roll Number 251800311008600 and more particularly shown on Appendix “A” attached to Report PW09041/PED09128. **CARRIED**

10. Lister Block District Energy System (PW09045/FCS09051) (City Wide) (Item 8.2)

(Eisenberger/McCarthy)
(a) That the Acting General Manager of Public Works be authorized to formally notify LIUNA Local 837 Lister Property Corporation, of the City’s decision to proceed with the installation of a district energy system rather than a stand-alone system for the Lister Block, and adjust the purchase price, as per the terms of the Agreement of Purchase and Sale, dated June, 30, 2008;

(b) That the net capital costs for the Lister Block district energy system in the amount of up to $160,000 be funded from the Federal Gas Tax Reserve (Dept ID 112213). **CARRIED**

Eisenberger/Jackson

(a) That the Canadian Council of Ministers of the Environment (CCME) Discussion Paper: Towards a Proposed Canada-Wide Action Plan for Extended Producer Responsibility (EPR) be supported;

(b) That the Canadian Council of Ministers of the Environment Discussion Paper: Towards a Proposed Canada-Wide Action Strategy for Sustainable Packaging be supported;

(c) That Report PW09040 be submitted to the CCME as the City’s comments on the discussion paper;

(d) That copies of this report be sent to the Federal Minister of the Environment, local Members of Federal Parliament, Federation of Canadian Municipalities (FCM), the Ontario Minister of the Environment, the Association of Municipalities of Ontario (AMO), the Municipal Waste Association (MWA) (formerly the Association of Municipal Recycling Coordinators) and the Regional Public Works Commissioners of Ontario (RPWCO). CARRIED

12. Follow-Up Report on Materials Recycling Facility (MRF) Container Line Acquisition (PW07092(b)) (City Wide) (Item 8.4)

Jackson/Merulla

(a) That Canada Fibers Ltd. (CFL), the City’s Materials Recycling Facility (MRF) processing contractor, be compensated on an annual basis retroactive to January 1, 2008 and until March 30, 2013 for the loss of revenue due to the Ontario Deposit Return Program (ODRP);

(b) That the annual compensation to CFL be based on actual reduced glass tonnage with an annual upset limit not to exceed $75,000 with costs to be funded from Operating Budget Account 55961-512520;

(c) That the City of Hamilton agrees to CFL reinvesting funds received from the City in operating infrastructure improvements at the MRF, pending Council approval of this report;

(d) That the Mayor and Clerk be authorized and directed to execute all necessary documents to implement recommendations (a), (b) and (c), with content acceptable to the General Manager of Public Works and in a form acceptable to the City Solicitor. CARRIED

(Jackson/Merulla)
(a) That the City Solicitor be authorized and directed to attempt to settle the human rights application identified as Tribunal File No. 2008-00708-I on the terms set out in Schedule “A” attached to Report LS09005 and in a form satisfactory to the City Solicitor;

(b) That the contents of Report LS09009 remain confidential. CARRIED

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

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

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

(b) DECLARATIONS OF INTEREST (Item 2)

None declared.

(c) APPROVAL OF MINUTES (Item 3)

(Eisenberger/Mitchell)
That the Minutes of the April 20, 2009 meeting of the Public Works Committee be approved, as presented. CARRIED

(d) MINUTES OF VARIOUS SUB-COMMITTEES (Item 5.1)

(Jackson/Eisenberger)
That the following Minutes be received, as presented:

(i) Glanbrook Landfill Co-ordinating Committee – February 23, 2009

(ii) City Hall Renovations Steering Committee – March 2, 2009 CARRIED
(e) PRESENTATIONS (Item 7)

(i) Green Fleet Implementation Plan Phase 2, 2009-2011 (PW03147(c)) (City Wide) (Item 7.1)

Chris Hill, Manager of Central Fleet, provided a power point presentation outlining the “Indicator lights on the dashboard – mid-year 2008”; the City’s commitment since 2005, Phase One results – 2006 to 2008; accomplishments in Phase One; objectives for Phase 2; list of tactics and conclusion.

Mayor Eisenberger and members of the Committee commended staff for their achievements and asked if there are opportunities to educate citizens in terms of sharing the information in the report. Staff responded that there are a number of venues to showcase the progress of the fleet, including participation at the Green Fleet Expo at the RBG, and communication through Public Works Eco Fairs and other events, together with various outreach opportunities. Staff advised that the Green Fleet Plan is also available on the City’s website. Phase Two will be posted upon receiving Council approval.

Mayor Eisenberger commented that this type of information needs to be highlighted on the website, or that a separate site be created that focuses on this information.

(Eisenberger/McCarthy)
That staff be directed to bring a report back to the Committee on the potential of the City of Hamilton being ranked within the top 3 cities within the next 3 years in the GreenApple Ranking Report, such report to include the costs to achieve that goal. CARRIED

Councillor Ferguson requested that the report include a business case on a typical vehicle i.e., purchase cost, fuel savings, life cycle, etc.

(ii) Public Works Yards Master Plan (PW09029) (City Wide) (Item 7.2)

Jennifer DiDomenico, Manager of Business and Support Services, provided a power point presentation outlining the Background and purpose of the study; review of report scope; evaluation criteria; preferred strategy; implementation of Phase 1; requirements for Phase II and overview of long-term strategy.

A copy of the presentation was distributed to the Committee and has been retained in the Office of the City Clerk for the public record.
(Mitchell/Eisenberger)
That the following be added as sub-section (d):

(d) That each component of Phase II of the Plan be brought back to the Public Works Committee as the business case studies for each component are concluded. Amendment CARRIED
Motion as amended CARRIED

The motion, as amended, CARRIED on the following vote:

Yeas: Eisenberger, Bratina, McCarthy, Mitchell, Merulla, Jackson
Total Yeas: 6
Nays: Ferguson
Total Nays: 1
Absent: Powers, Collings
Total Absent: 2

(iii) 2009 Transit Route Changes (PW09044) (City Wide) (Item 7.3)

Don Hull, Director of Transit, introduced Jim Dahms, Manager of Transit Planning and Customer Service, and commented that the 2009 transit route changes presented great challenges for all staff involved.

Jim Dahms provided a power point presentation outlining the permanent route changes, major temporary detours and new service/service expansion. The presentation, which was distributed to the Committee, also included route maps showing the changes and their effective dates. Maps showing route changes due to road reconstruction indicated the period of time that the routes would be altered.

Councillor Jackson commended Mr. Dahms for the plans presented and asked how these plans are being communicated to all transit users across the City, as well as to neighbourhoods and business areas. Staff advised that several methods are being put in place, including “Bus News” publication, notification in “At Your Service”, on the City’s website, information displays at McNab Street location, etc.

A copy of the presentation has been retained in the Office of the City Clerk for the public record.
(f) **LISTER BLOCK DISTRICT ENERGY SYSTEM (PW09045/FCS09051) (City Wide) (Item 8.2)**

Councillor McCarthy noted that on page 5 of the report, in the “Financial” section, it should read “net life cycle benefits” and not “net life cycle costs” to clarify that the savings are expected to range from $212,000 to $532,000.

(g) **GENERAL INFORMATION/OTHER BUSINESS**

(i) **Outstanding Business List (Item 11.1)**

   (a) Opportunities for Reduction – Public Works Program  
       Due Date: May 4, 2009  
       Revised Due Date: June 15, 2009  

   (b) North End Traffic Management Study  
       Due Date: June 15, 2009  
       Revised Due Date: January 18, 2010  

   (c) Control measures to stop dust fall outs  
       Due Date: June 15, 2009  
       Revised Due Date: September 21, 2009  

   (d) Parkland Dedication Fees Policy  
       Due Date: November 30, 2009  
       **NOTE:** Item transferred from Economic Development and Planning Committee

(Mitchell/Merulla)  
That the Outstanding Business list be amended accordingly.  

(h) **PRIVATE AND CONFIDENTIAL (Item 12)**

**Approval of Minutes of Closed Session Meeting held on April 20, 2009 (Item 12.1)**

(Mitchell/McCarthy)  
(a) That the Minutes of the Closed Session of the Public Works Committee meeting of April 20, 2009 be adopted as presented;  

(b) That the Minutes remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act.  

CARRIED
(Mitchell/McCarthy)
That the Committee move into Closed Session at 11:00 a.m. as the subject matter of Item 12.2 pertains to personal matters about an identifiable individual, litigation affecting the municipality and the receiving of advice that is subject to solicitor-client privilege respecting a proposed settlement for a Human Rights application. CARRIED

(Ferguson/Collins)
That the Committee reconvene in Open Session at 11:20 a.m. CARRIED

(i) City ats. Hampson – Tribunal File No. 2008-00708-I (LS09009) (Item 12.2)

See Item 13 of this Report for the Disposition of this item.

There being no further business, the Committee adjourned at 11:25 a.m.

Respectfully submitted

Councillor B. Bratina, Chair
Public Works Committee

Carolyn Biggs
Legislative Assistant
May 4, 2009