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

Absent with regrets: Councillor M. Ferguson, illness

Also Present: Councillor Maria Pearson
I. Bedioui, Clerk’s Office

THE PUBLIC WORKS, INFRASTRUCTURE AND ENVIRONMENT COMMITTEE PRESENTS REPORT 06-002 AND RESPECTFULLY RECOMMENDS:

1. Volunteer/Sub-Committee Minutes – For Information (Item 5.1):
   That the following Volunteer/Sub-Committee Minutes be received for information:
   (a) Hamilton Cycling Committee Minutes of November 2, 2005
   (b) Hamilton Cycling Committee Minutes of December 7, 2005
   (c) SWMMP Steering Committee Minutes November 8, 2005
   (d) Waste Reduction Task Force Committee Minutes of November 16, 2005
   (e) Glanbrook Landfill Coordinating Committee, Minutes of August 29, 2005
   (f) Keep Hamilton Clean Committee, Minutes of November 2, 2005

2. Speed Limit Change - Concession 5 between Centre Road and Robson Road and Lynden Road between Concession 2 West and Highway 5 (PW06019) - (Wards 14 and 15) (Item 5.2)
   Council – February 15, 2006
(a) That the speed limit on Concession 5 between Centre Road and Robson Road be set at 60 km/h.

(b) That the speed limit on Lynden Road between Concession 2 West and Highway 5 be set at 70 km/h.

(c) That by-law outlined in Report PW06019 as Appendix “A” to amend the City of Hamilton Traffic By-law 01-215 be passed and enacted.

3. **Sewer and Drain By-law - Sewer Lateral Management Policy (PW06022) - (City Wide) (Item 6.1)**

That the Sewer and Drain By-law, in substantially the form attached as Appendix “A” to Report PW06022, be passed and enacted.

4. **Proposed Permanent Closure of a Portion of Unopened Road Allowance of Webster Street, formerly in the Township of West Flamborough, now in the City of Hamilton (PW06020/PED0046) (Ward 14)**

That the application to permanently close a portion of unopened road allowance known as Webster Street, formerly in the Township of West Flamborough, now in the City of Hamilton, be approved, subject to the following conditions:

(a) (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 unopened road allowance known as Webster Street, established by Plan 780, formerly in the Township of West Flamborough, now in the City of Hamilton designated as Part 6 on Reference Plan 62R-17776;

(ii) That the applicant be authorized to expand the application to the District Court Judge in order to request a declaration and/or an Order that title to the one-foot reserve being Reserve B, Plan 780, formerly in the Township of West Flamborough, now in the City of Hamilton, be vested in the name of the City of Hamilton;
(iii) That the Acting 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;

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

(v) 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 and Technical Services, and that the applicant deposit a reproducible copy of said plan with the Senior Project Manager, Survey and Technical Services;

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

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

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

(iii) the 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.

5. Update on Cycling Infrastructure Initiatives (PW03072b) - (City Wide) (Item 8.1)

(a) That a cycling facility be implemented on, and parallel to, the North Service Road between Grays Road and the Region of Niagara border (on Baseline Road), to be comprised of a combination of dedicated shoulder bicycle lanes, signed minor road on-street routes and off-road multi-use pathways, at an estimated cost of $500,000 to be funded from Capital Account 4030417124.

(b) That an update of the City’s “Shifting Gears - A New Cycling Plan for Hamilton-Wentworth” document be undertaken at an estimated cost of $80,000 to be funded from Capital Account 4030517124.
(c) That staff identify new cycling and trail opportunities between the West Harbour and the downtown area as part of the new “Shifting Gears” plan in time for the 2007 budget process.

6. Safety Audit - Intersection of Brock Road and Regional Road # 97 (PW06016) - (Ward 14) (Item 8.2)

(a) That “Tiger Tails” be installed on the existing northbound and southbound stop sign posts on Brock Road at Regional Road # 97.

(b) That stop bars be painted for the existing northbound and southbound stop control on Brock Road at Regional Road # 97.

(c) That the item relating to intersection located at Brock Road and Regional Road 97 be removed from the Public Works, Infrastructure & Environment Committee Outstanding Business List.

7. Hamilton Waterfront Trust Trolley Proposal (PW06017) - (Ward 2) (Item 8.3)

(a) That the proposal by the Hamilton Waterfront Trust to operate a passenger trolley on City owned Harbour properties as outlined in Appendix "A" attached hereto be endorsed.

(b) That a formal service agreement be established between the City and the Hamilton Waterfront Trust outlining the terms, conditions, and requirements of this initiative.

(c) That program funding in the amount of $15,000 from unallocated Capital Reserve 108020 be endorsed as a “one time” start-up grant to the Hamilton Waterfront Trust.

(d) That the item relating to Trolley proposal of the Hamilton Waterfront Trust be removed from the Public Works, Infrastructure & Environment Outstanding Business List.

8. Provincial Gas Tax Transit Master Plan Steering Committee Report 06-001 (Item 8.4)

Rapid Growth Strategy - Dedicated Staff

That staff be directed to proceed to recruit a contract staff resource dedicated to the Provincial Gas Tax Transit Master Plan Steering Committee to be funded from the Gas Tax and that staff report back on the details of the contract before it is finalized.
FOR THE INFORMATION OF COUNCIL:

(a) Changes to the agenda (Item 1):
The Clerk advised of the following changes to the agenda which were approved:
   (i)  Addition to the speakers list with respect to Item 6.1
   (ii) A staff presentation with respect to Item 8.1

(b) Declarations of Interest (Item 2)
None declared.

(c) Minutes (Item 3)
The Minutes of the January 16, 2006 meeting were approved as presented.

(d) Consent Items
   (i) Volunteer/Sub-Committee Minutes – Glanbrook Landfill Coordinating Committee, Minutes of August 29, 2005:
       Councillor Mitchell requested that any recommendations emanating from the Glanbrook Landfill Coordinating Committee be presented to the Public Works, Infrastructure and Environment Committee in a more timely manner.

(e) Public Hearings/Delegations
   (i) Sewer and Drain By-law - Sewer Lateral Management Policy (PW06022) - (City Wide) (Item 6.1)
       (1) Phil Groves, Phil Groves Sewer Services Inc
           Mr. Phil Groves was not in attendance and Bob Birnie addressed Committee on his behalf. (See below)

       (2) Bob Birnie, Thos R. Birnie & Sons Limited (Added Item)
           Mr. Bob Birnie indicated that he would speak on Mr. Groves’ behalf as he was unable to attend this morning.
He advised Committee that he has serious doubts about the fairness of the Sewer Lateral Management Policy to the contractors and to the consumers.

He questioned the overhead included in the pricing. Would it adequately cover the overhead costs of a contractor in all situations? i.e. for after hours work

He indicated that he wished to go on record as having concerns with the program.

Staff explained that the proposed prices include a 33% overhead cost which is applicable to City charges. If a resident chooses to hire a private contractor, the contractor is free to charge as he sees fit and apply his own overhead costs.

(3) Bob Fanjoy, All Weather Plumbing

Mr. Bob Fanjoy was not in attendance.

Chair McCarthy asked if there was anyone else in attendance wishing to speak to Committee with respect to this Item and no one came forward. The Committee approved the staff recommendation. (Councillor Bruckler asked why definitions with respect to the relevant services were not included in the by-law.)

(ii) Proposed Permanent Closure of a Portion of Unopened Road Allowance of Webster Street, Dundas (PW06020/PED06046) - (Ward 14) (Item 6.2)

The Chair invited anyone from the public wishing to speak to this issue to come forward. No one came forward.

The Committee approved the staff recommendation.

(f) Discussion Items/Staff Presentations

(i) Update on Cycling Infrastructure Initiatives (PW03072b) - (City Wide) (Item 8.1)

Hart Solomon introduced the report writer, Brian Applebee and made a PowerPoint presentation to Committee which provided an update on the City’s existing cycling infrastructure projects.

A discussion followed and staff were requested to check on the feasibility of using development charges to fund such projects as

Council – February 15, 2006
the dedicated shoulder bicycle lanes, signed minor road on-street routes and off-road multi-use pathways; to include people with disabilities in future proposals, and to provide an update on the Ferguson link.

The Committee amended the staff recommendation by adding a subsection (c).

(ii) Hamilton Waterfront Trust Trolley Proposal (PW06017) - (Ward 2) Public Works, Infrastructure & Environment Outstanding Business List (Item 8.2)

The Committee questioned the use of diesel fuel and strongly suggested considering a vehicle that runs on non-fossil fuel. Mr. Eric Hess of the Waterfront Trust was in attendance and explained to Committee that a battery operated trolley would be cost prohibitive and also not feasible to transport 40 to 50 passengers.

(iii) Provincial Gas Tax Transit Master Plan Steering Committee Report 06-001

The following recommendations as endorsed by the Provincial Gas Tax Transit Master Plan Steering Committee will be forwarded to Committee of the Whole for consideration in the 2006 budget process:

Consideration and Recommendation of 2006 Capital Budget

(a) That the 2006-2015 Capital Budget Project List for Transit Services as outlined in Appendix “B” attached hereto be approved.

(b) That part of the Asset Management Plan include consideration for an East Mountain bus terminal (Heritage Green Area).

(g) General Information / Other Business

(i) The Outstanding Business List was amended by changing the due dates as follows:

1. Outstanding Business List Item M, Patio Fees, due date February 6, 2006. (No copy) New due date March 6, 2006 (Item 11.1)

2. Outstanding Business List Item DD, Tree Removal for Scenic Vistas, due date February 6, 2006. (No copy) New due date March 6, 2006 (Item 11.2)
(ii) Councillor Mitchell showed the Committee several “Slow Moving” signs designed by City staff.

There being no further business, the meeting of the Public Works, Infrastructure and Environment Committee adjourned at 10:50 a.m.

Respectfully submitted,

Councillor Margaret McCarthy, Chair
Public Works, Infrastructure and Environment Committee

Ida Bedioui, Legislative Assistant
Public Works, Infrastructure and Environment Committee
February 6, 2006