Public Works Committee
MINUTES
9:30 a.m.
Monday, March 19, 2007
Council Chambers
Hamilton City Hall
71 Main Street West, Hamilton

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
S. Stewart – General Manager, Public Works
G. Davis – Director, Capital Planning and Implementation
J. Mater – Director, Fleet and Facilities
B. Shynal – Director, Operations and Maintenance
D. Hull – Director, Transit
B. Goodger – Director, Waste Management
J. Harnum – Senior Director, Water/Wastewater
C. Murray – Acting Director, Red Hill Valley Project
C. Biggs – Legislative Assistant, City Clerk’s

THE FOLLOWING ITEMS WERE REPORTED TO CITY COUNCIL FOR CONSIDERA-
TION:

1. Minutes of Various Committees: (Item 5.1)
   
   (Merulla/Ferguson)
   That the Minutes of the following committees, be received:
   
   (a) Glanbrook Landfill Co-ordinating Committee – November 27, 2006

   (b) Solid Waste Management Master Plan Steering Committee
       (i) October 5, 2006
       (ii) January 10, 2007

   (c) Waste Reduction Task Force – January 17, 2007  CARRIED
2. Intersectio Control List as at March 19, 2007 (PW07001(a)) (Item 5.2)

(Powers/Jackson)
That the appropriate By-law be presented to Council to provide traffic control as follows:

<table>
<thead>
<tr>
<th>Intersection</th>
<th>Street 1</th>
<th>Street 2</th>
<th>Existing</th>
<th>Requested</th>
<th>Class</th>
<th>Location / Comments / Petition</th>
<th>Ward</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Barton St.</td>
<td>Winona Rd.</td>
<td>NB &amp; SB</td>
<td>All Way</td>
<td>C</td>
<td>North of Hwy. 8, West of Fifty Rd.</td>
<td>11</td>
<td></td>
</tr>
<tr>
<td>(b) Elmbank St.</td>
<td>Elmore Dr.</td>
<td>N/C</td>
<td>E/B Stop</td>
<td>A</td>
<td>W. of U. Gage, S. of Stone Church</td>
<td>7</td>
<td></td>
</tr>
<tr>
<td>(c) Elmbank St.</td>
<td>Eaglewood Dr.</td>
<td>N/C</td>
<td>W/B Stop</td>
<td>B</td>
<td>W. of U. Gage, S. of Stone Church</td>
<td>7</td>
<td></td>
</tr>
<tr>
<td>(e) Lampman Dr./Meadowlands Blvd.</td>
<td>Chambers Dr.</td>
<td>N/B &amp; S/B</td>
<td>E/B &amp; W/B Stop</td>
<td>A</td>
<td>N. of Garner, E. of Southcote</td>
<td>12</td>
<td></td>
</tr>
</tbody>
</table>

3. To Incorporate Certain City Land into Various Streets by By-law (PW07002(a)) - (Affects Wards 6, 7, 8, 9, 11 and 12) (Item 5.3)

(Powers/Jackson)
(a) That the following City land be incorporated into the following streets;

- **Alkin Street**
  - Part 5
  - Plan 62R-17499
  - Part 7
  - Plan 62R-17264
  - Ward 9

- **Bates Avenue**
  - Block 140
  - Plan 62M-1033
  - Ward 11

- **Copes Lane**
  - Parts 1 and 2
  - Plan 62R-17707
  - Part 1
  - Plan 62R-17708
  - Ward 11

- **Dartmouth Gate**
  - Part 1
  - Plan 62R-17709
  - Ward 11

- **Deerborn Drive**
  - Parcel 'C'
  - RP1278
  - Ward 7
<table>
<thead>
<tr>
<th>Street</th>
<th>Description</th>
<th>Plan Numbers</th>
<th>Ward</th>
</tr>
</thead>
<tbody>
<tr>
<td>Eaglewood Drive</td>
<td>Part 13</td>
<td>62R-9927</td>
<td>7</td>
</tr>
<tr>
<td>Edna Avenue</td>
<td>Block 139</td>
<td>62M-1033</td>
<td>11</td>
</tr>
<tr>
<td>Fletcher Road</td>
<td>Part 4</td>
<td>62R-17748</td>
<td>11</td>
</tr>
<tr>
<td>Galileo Drive</td>
<td>Block 29</td>
<td>62M-968</td>
<td>11</td>
</tr>
<tr>
<td>Pinehill Drive</td>
<td>Block 142</td>
<td>62M-1033</td>
<td>11</td>
</tr>
<tr>
<td></td>
<td>Block 54</td>
<td>62M-1074</td>
<td></td>
</tr>
<tr>
<td>Pineway Avenue</td>
<td>Block 11</td>
<td>62M-914</td>
<td>7</td>
</tr>
<tr>
<td>Raymond Road</td>
<td>Block 151</td>
<td>62M-1017</td>
<td>12</td>
</tr>
<tr>
<td>Ridley Drive</td>
<td>Block ‘EX’</td>
<td>62M-135</td>
<td>6</td>
</tr>
<tr>
<td>Rymal Road East</td>
<td>Part 1 and 2</td>
<td>62R-16109</td>
<td>7</td>
</tr>
<tr>
<td>Shadowdale Drive</td>
<td>Part 2</td>
<td>62R-17124</td>
<td>11</td>
</tr>
<tr>
<td>Theodore Drive</td>
<td>Block 123</td>
<td>62M-872</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Part 22</td>
<td>62R-11691</td>
<td>7</td>
</tr>
<tr>
<td>Waterberry Trail</td>
<td>Block 6</td>
<td>62M-1077</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Parts 1, 2, 4, and 5</td>
<td>62R-14567</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Parts 2, 3, 5, and 6</td>
<td>62R-17474</td>
<td></td>
</tr>
<tr>
<td>Watershore Drive</td>
<td>Parts 1, 2, 3, and 4</td>
<td>62R-17692</td>
<td>11</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

4. Terms of Reference for Sub-committee Established for Phases 3 and 4 of
Municipal Engineers Association Municipal Class EA Process for CSO
Control and Wastewater Treatment Plant Expansion (PW07007a) (City
Wide) (Outstanding Business Item – Due Date: April 2, 2007) (Item 5.4)

(Powers/Jackson)
(a) That Report PW07007a be received for information;

(b) That the Terms of Reference for the Sub-committee Established for
Phases 3 and 4 of Municipal Engineers Association Municipal Class EA
Process for CSO Control and Wastewater Treatment Plant Expansion,
attached as Appendix ‘A’ to Report PW07007a be approved;

(b) That the item respecting “Terms of Reference for Sub-committee
Established for Phases 3 and 4 of Municipal Engineers Association
Municipal Class EA Process for CSO Control and Wastewater Treatment
Plant Expansion” be lifted from the Outstanding Business List on the
Public Works Committee Agenda. CARRIED

5. Agreement to Accept Compensation – Kenneth Nichol Ramey Easement
Expropriation of Part of 1041 West 5th Street, Part 1 on Expropriation Plan
WE424570 (PW07025)/(LS07003)/(PED07085) (Ward 8) (Item 5.5)

(Powers/Jackson)
(a) That an Agreement by the Owner to Accept Compensation, resulting from
the expropriation of certain lands known as part of 1041 West 5th Street,
Hamilton (as shown on Appendix A to Report PW07025 / LS07003 /
PED07085), executed on January 24, 2007 by Kenneth Nichol Ramey,
scheduled to close on or before April 12, 2007, for the expropriated sewer
easement over lands designated as Part 1 on Expropriation Plan
WE424570, registered on October 5, 2006, also described as Part 1 on
Plan 62R-15255, being part of PIN # 16912-0018, be approved and
completed, and that the sum of $69,000 be charged to Capital Budget
Item No. 5160480483 (West 5th Street Sanitary Sewer);
(b) That the sum of Sixty-Nine Thousand Dollars ($69,000), resulting from the settlement of the easement expropriation of part of 1041 West 5th Street, be paid to Brechin & Huffman (Scott Henderson in Trust) for Kenneth Nichol Ramey pending the completion of all of the terms and conditions of the Agreement by Owner to Accept Compensation.

(c) That the following conditions form part of the Ramey Agreement to Accept Compensation:

“It is understood and agreed that forming part of and as a condition of this Agreement by Owner to Accept Compensation document that the undersigned Owner will enter into and execute the TEMPORARY CONSTRUCTION EASEMENT AND ACCESS/AUTHORITY TO ENTER AGREEMENT attached hereto as Schedule “D”, over the lands described as:

Part of Lot 15, Concession 8 of the former Township of Barton, now in the City of Hamilton, with a width of 10.0 metres (32.8 feet), having a depth of 146.936 metres (482.0 feet) more or less comprising an area of 1,469.3 metres square (0.363 acres) more or less, being part of PIN # 16912-0018, part of Roll # 251808095102480, as shown in Schedule “D-1”, known municipally as being part of address 1041 West 5th Street, Hamilton. These lands are being acquired by the City of Hamilton for a temporary construction easement.

These lands are required for access and construction purposes and are located adjacent to and north of the expropriated 10.0 metre (32.8 feet) wide permanent sewer easement described as Part 1 on Plan 62R-15255, being Part 1 on Expropriation Plan WE424570.

(d) That a Temporary Construction Easement and Access/Authority to Enter Agreement over certain lands described as part of Lot 15, Concession 8, of the former Township of Barton, now in the City Of Hamilton, with a width of 10.0 metres (32.8 feet), having a depth of 146.936 metres (482.0 feet) more or less comprising an area of 1,469.3 metres square (0.363 acres) more or less, being part of PIN # 16912-0018, part of Roll # 251808095102480, known municipally as being part of address 1041 West 5th Street, Hamilton, these lands being located adjacent to and north of the expropriated 10.0 metre (32.8 feet) wide permanent sewer easement described as Part 1 on Plan 62R-15255, described as Part 1 on Expropriation Plan WE424570, executed on January 24, 2007 by Kenneth Nichol Ramey, scheduled to close on or before April 12, 2007, be approved and completed and that the sum of $6,700 for the temporary municipal use of the subject lands be paid to Brechin & Huffman (Scott Henderson in Trust) for Kenneth Nichol Ramey pending the completion of all of the terms and conditions of the Agreement by Owner to Accept Compensation, and that this $6,700 amount be charged to Capital Budget Item No. 5160480483 (West 5th Street Sanitary Sewer).
(e) That the Senior Project Manager of Surveys be authorized to delineate the location of the temporary construction easement lands described in recommendation (d) above and the any expenses related to this work be charged to Capital Budget Item No. 5160480483 (West 5th Street Sanitary Sewer).

(f) That the Mayor and City Clerk be authorized and directed to execute any necessary documents in a form satisfactory to the City Solicitor and that any Legal Services Division expenses or other administrative expenses be charged to Capital Budget Item No. 5160480483 (West 5th Street Sanitary Sewer).

CARRIED

6. Petition - Mountain Avenue Sidewalks (Ward 9) (PW07034)  
(Outstanding Business Item – Due Date: March 19, 2007) (Item 5.6)  
(Powers/Jackson)
That Report PW07034 respecting Petition – Mountain Avenue Sidewalks, be received for information.  
CARRIED

7. Petition - Second Street Sidewalks (Ward 9) (PW07035)  
(Outstanding Business Item – Due Date: March 19, 2007) (Item 5.7)  
(Powers/Jackson)
That Report PW07035 respecting Petition – Second Street Sidewalks, be received for information.  
CARRIED

8. 2006 Summary Report for Municipalities (PW07036) (City Wide) (Item 5.8)  
(Powers/Jackson)
That Report PW07036 respecting 2006 Summary Report for Municipalities, be received for information.  
CARRIED

9. Maintenance of Public Alleyways (PW07033) (City Wide) (Public Works Committee Outstanding Business List – Due Date: March 19, 2007) (Item 8.1)  
(Bratina/Collins)
(a) That the request of the Ottawa Street B.I.A. to enter into an agreement with the City for maintenance of the City’s alleys within the B.I.A. be denied at this time;  
(b) That the Public Works Department lead an internal team to develop a comprehensive Alleyway Management Policy with the Ottawa Street BIA and potential membership being open to all HABIA members;
(c) That the item relating to the Ottawa Street BIA correspondence be removed from the Public Works Committee Outstanding Business list.  

CARRIED

10.  **Beckett’s Drive at Amelia Street – Left Turn Prohibition (Item 9.2)**

    **(Bratina/Merulla)**
    (a) That a full-time northbound left turn prohibition be implemented on Beckett’s Drive at Amelia Street,
    
    (b) That a by-law to amend the City Traffic By-law 01-215 be passed and enacted.  

    CARRIED

11.  **Amendment to Membership – Joint Stewardship Board Between the Six Nations Community and the City of Hamilton (City Wide) (Item 9.3)**

    **(Powers/Collins)**
    (a) That sub-section (a) of Item 14 of Committee of the Whole Report 05-011, approved by Council on July 13, 2005, respecting the appointment of three members to the Joint Stewardship Board of the Red Hill Valley, be amended by deleting Councillor D. Braden, and replacing with Councillor T. Jackson;
    
    (b) That the members of the Board serve until the end of the current term of Council.  

    CARRIED

12.  **Ontario Water Resources Act Charges - Treated Effluent Diversion (City Wide) – Verbal Update (Item 12.1)**

    (a) That the Crown’s letter of March 16, 2007 regarding the above-noted matter be received for information and that the City Solicitor’s instructions continue to be as previously confirmed by Item 1 of Report 06-005 of the Public Works, Infrastructure and Environment Committee, which was approved by City of Hamilton Council on March 22, 2006.
    
    (b) That the Crown’s letter of March 16, 2007 remain confidential.  

    CARRIED
FOR THE INFORMATION OF COUNCIL:

(a) **CHANGES TO THE AGENDA (Item 1)**

The Clerk advised that Item 8.2 respecting Parking Bay – Stone Church Road (South Side) (PED06340(a)/PW06099(a)) has been withdrawn.

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

(b) **DECLARATIONS OF INTEREST (Item 2)**

None.

(c) **APPROVAL OF MINUTES (Item 3)**

(Powers/Ferguson)
That the Minutes of the February 19, 2007 meeting of the Public Works, Committee be received and adopted as presented. CARRIED

(d) **DELEGATION REQUEST (Item 4.1)**

(Ferguson/Powers)
That the request from Mr. John Kranjc, solicitor on behalf of Sanmount Properties Limited, to address the Committee respecting parking and safety issues in the area of 634 Stone Church Road West, Hamilton, be approved. CARRIED

(e) **DOWNTOWN TRANSIT TERMINAL (Item 7.1)**

Christine Lee-Morrison gave a power point presentation outlining the background of the Downtown Transportation Master Plan, purpose of workshop(s), review of current practices, Hamilton transit facts, scenarios presented, preliminary implications summary, summary results, next steps and timelines. A copy of the presentation has been retained in the files of the Office of the City Clerk.

Councillor Jackson requested that staff report back to the Committee following the second workshop proposed in the early Fall of 2007, and prior to the filing of the Environmental Assessment Report. Staff responded that a reporting mechanism is incorporated in the timelines where a report will be presented to the Committee prior to the EA Report being filed.

(Bratina/Jackson)
That the verbal update and presentation respecting the Downtown Transit Terminal, be received. CARRIED
(f) **STORMWATER MANAGEMENT MASTER PLAN (Item 7.2)**

Jill Stephen, Senior Project Manager, Strategic Planning, Capital Planning and Implementation gave a follow up to the power point presentation given to the Committee in February, 2001, providing additional information regarding storm water quality requirements and showing retrofit project examples in other municipalities. A copy of the presentation has been retained in the files of the Office of the City Clerk.

Councillor Ferguson expressed concern with the wet ponds located/proposed to be created in Ancaster, which will create safety issues i.e., children, loss of recreational use, attraction for insects/mosquitoes, etc. Councillor Ferguson demonstrated his concerns with pictures of wet ponds in Meadowlands.

The Committee was advised that at the February 28, 2007 meeting of Council, Item 2 of Public Works Committee Report 07-003 respecting the Stormwater Management master Plan was amended to add sub-section (i), which reads as follows:

“(i) That the concept of standing water being designed into future storm water management ponds be revisited.”

(Jackson/Bratina)
That the verbal update and presentation respecting the Stormwater Management Master Plan, be received.  CARRIED

(Jackson/Mitchell)
That staff be directed to investigate and report back on the wet ponds located in the Ancaster Meadowlands, and specifically, the channel running from Golf Links Road to Highway 403.  CARRIED

(Ferguson/Jackson)
That staff be directed to continue to report back to the Committee as soon as possible with new information with respect to the design of wet ponds, and to ensure that the City is receiving value for the money being spent.  CARRIED

(g) **ITEMS REFERRED FROM COUNCIL (February 28, 2007): (Item 8.3)**

(i) Correspondence from Tim Nolan, Chair, Advisory Committee for Persons with Disabilities respecting lack of use of Barrier Free Design Standards at South Mountain Complex

G. Davis reported that a report will be presented to the Committee in May, 2007 addressing the concerns expressed by the Advisory Committee for Persons with Disabilities respecting the steps that have been taken in terms of barrier free design at the Public Library and YMCA at the South Mountain Complex.
(ii) Correspondence from Tim Nolan, Chair, Advisory Committee for Persons with Disabilities respecting extension of public transportation hours for persons with disabilities using the specialized transit system

Staff acknowledged that as the result of a staff oversight, specialized transit service was not provided on New Year’s Eve.

Scott Stewart advised that in future, the two programs, being specialized transit and HSR, will be treated consistently.

(h) RAILWAY CROSSING ARMS AT QUIGLEY, COCHRANE, GREENHILL AND MOUNT ALBION ROADS (Item 9.1)

(Collins/Merulla)
That staff be directed to contact Transport Canada and request that a joint site assessment be carried out to investigate if warrants are met to install gate barriers at the railway crossings on Quigley, Greenhill, Cochrane and Mount Albion Roads, and report back to the Public Works Committee with the results and any cost implications.  

CARRIED

(i) Battery Recycling

(Bratina/Collins)
That staff be directed to investigate the implementation of a battery recycling program and report back to the Committee, such report to include financial implications of implementing the program, current City initiatives, etc.

(j) GENERAL INFORMATION/OTHER BUSINESS

(i) Outstanding Business Items:

(aa) Letter from the Ministry of Transportation respecting Highway 6 North (Due Date: March 19, 2007) **New Due Date: April 16, 2007**

(bb) Educational/Promotional Anti-Littering Campaign (Due Date: March 19, 2007) **New Due Date: April 2, 2007**

(cc) Graffiti By-law (Due Date: March 19, 2007) **New Due Date: April 2, 2007**

(dd) Outdoor Boulevard Café – 218 Locke Street South (Due Date: March 19, 2007) **New Due Date: May 28, 2007**
(Powers/Jackson)
That the Outstanding Business List of the Public Works Committee be amended accordingly. CARRIED

(k) PRIVATE AND CONFIDENTIAL – ONTARIO WATER RESOURCES ACT
CHARGES – TREATED EFFLUENT DIVERSION (City Wide) (Item 12.1)

(Mitchell/Collins)
That the Committee move into Closed Session on the above-noted subject to receive a verbal update on this matter which involves potential litigation and information of a solicitor-client privilege nature. CARRIED

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

See Item 12 for recommendation resulting from Closed Session.

There being no further business, the Committee adjourned at 12:00 Noon.

Respectfully submitted

Councillor M. McCarthy
Chair
Public Works Committee

Carolyn Biggs
Legislative Assistant
March 19, 2007