THE PUBLIC WORKS COMMITTEE PRESENTED THE FOLLOWING ITEMS TO COUNCIL FOR CONSIDERATION:

1. Alleyway Management Program - Development Strategy (PW07033b) - (City Wide) (Item 5.2)

(Merulla/Duvall)
That Report PW07033b respecting, Alleyway Management Program - Development Strategy, be received. CARRIED
2. Outcome of Appeal of Technical Standards and Safety Authority Order - Truck Wash at Rymal Road Operations Yard (LS12003a/PW12010a) - (Ward 7) (Item 5.3)

(Duvall/Merulla)
That Report LS12003a/PW12010a respecting, Outcome of Appeal of Technical Standards and Safety Authority Order - Truck Wash at Rymal Road Operations Yard, be received. **CARRIED**

3. Drinking Water Backflow Prevention Program (PW12050) - (City Wide) (Item 5.4)

(Jackson/Pasuta)
That Report PW12050 respecting, Drinking Water Backflow Prevention Program, be received. **CARRIED**

4. Proposed Permanent Closure and Sale of A Portion of Public Unassumed Alley Abutting 211 Park Row South, Hamilton (PW12048) - (Ward 4) (Item 6.1)

(Merulla/Collins)
(a) That a portion of the public unassumed alley abutting 211 Park Row South, Hamilton, be permanently closed and transferred to the owner of 211 Park Row South, Hamilton, as shown on Appendix B attached to Report PW12048, 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 Manager, Surveys and Technical Services Section and that the applicant deposit a reproducible copy of said plan with the Manager, Surveys and Technical Services Section;
(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 of the Planning and Economic Development Department be authorized and directed to sell this closed highway for one dollar, 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.

CARRIED

5. Solid Waste Management Master Plan Review (PW12004a) - (City Wide) (Item 8.1)

(Powers/Merulla)

(a) That Report PW120049(a), and Appendices A, B, C, D, E, F and G attached thereto, be received;

(b) That the following Guiding Principles (GP1 to GP4) and recommendations (R1 to R10) from the Solid Waste Management Master Plan Steering Committee be approved as the 2012 Solid Waste Management Master Plan (SWMMP);

<table>
<thead>
<tr>
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<td>(i)</td>
<td>GP1</td>
<td>The City of Hamilton must lead and encourage the changes necessary to adopt the principle of Waste Reduction;</td>
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<td>(ii)</td>
<td>GP2</td>
<td>The Glanbrook Landfill is a valuable resource. The City of Hamilton must minimize residual waste and optimize the use of the City's diversion and disposal facilities;</td>
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<td>(iii)</td>
<td>GP3</td>
<td>The City of Hamilton must maintain responsibility for the residual wastes generated within its boundaries;</td>
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<td>(iv)</td>
<td>GP4</td>
<td>The City of Hamilton will consider inter regional municipal and corporate opportunities for waste management where appropriate and beneficial to the City;</td>
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<td>(v)</td>
<td>R1</td>
<td>A waste diversion target of 65% will be maintained;</td>
</tr>
<tr>
<td>(vi)</td>
<td>R2</td>
<td>The City of Hamilton will continue to lobby for Extended Producer Responsibility (EPR) to encourage manufacturers and retailers to take responsibility for waste they are generating and minimize waste and impacts on the City’s integrated waste management system;</td>
</tr>
<tr>
<td>(vii)</td>
<td>R3</td>
<td>Increase waste diversion through the implementation of the Council approved: (a) Commercial Green Cart Collection Program; (b) Improvements to the multi-residential recycling and green cart programs; and, (c) Improvements to the recycling program and expansion of the green cart program in municipal buildings and facilities;</td>
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<td>(viii)</td>
<td>R4</td>
<td>Undertake a review in 2015 of Single Stream processing and expansion of capacity at the Municipal Recycling Facility (MRF) to provide infrastructure planning for 2020 when the current MRF equipment will require replacement;</td>
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<td>(ix)</td>
<td>R5</td>
<td>Undertake an operational review and needs analysis in 2017 of the Transfer Stations and Community Recycling Centres;</td>
</tr>
<tr>
<td>(x)</td>
<td>R6</td>
<td>Optimize the capacity of the Glanbrook Landfill site which may include consideration of alternative disposal technologies no later than the next five (5) year review;</td>
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<td>(xi)</td>
<td>R7</td>
<td>Undertake a five (5) year review of the SWMMP in 2017;</td>
</tr>
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<td>(xii)</td>
<td>R8</td>
<td>The advisory roles of the SWMMP Steering Committee and the Waste Reduction Task Force be merged when appropriate;</td>
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<td>(xiii)</td>
<td>R9</td>
<td>On the implementation of Recommendations 1 to 7 consideration will be given to the potential impacts on illegal dumping;</td>
</tr>
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<td>(xiv)</td>
<td>R10</td>
<td>Staff will report to Council on the progress of implementing the SWMMP recommendations on an annual or as needed basis; and</td>
</tr>
<tr>
<td>(xv)</td>
<td>R11</td>
<td>The 2001 SWMMP be rescinded and replaced with the 2012 SWMMP;</td>
</tr>
</tbody>
</table>

(c) That the SWMMP Steering Committee and Waste Reduction Task Force be disbanded and replaced with a Waste Management Advisory Committee in accordance with the Clerk’s process for the establishment of advisory committees and the Terms of Reference attached as Appendix G to Report PW12004(a), to implement the 2012 SWMMP R8 (recommendation eight);
(d) That the General Manager, Public Works Department, be authorized and directed to bring forward the recommended projects from the 2012 SWMMP in future capital and operating budget deliberations at the appropriate times;

(e) That the General Manager, Public Works Department, be authorized and directed to discuss and negotiate inter-municipal opportunities that may arise from the 2012 SWMMP GP4 (guiding principle four) and report back as required;

(f) That appropriate amendments to Solid Waste Management By-law 09-067 be enacted to implement recommendations as required for the 2012 SWMMP R3 (recommendation three);

(g) That heads of all City Departments be directed to ensure that corporate recycling and organics collection programs established as part of the 2012 SWMMP R3(c) (recommendation three c) are implemented and maintained in their respective buildings and facilities.

Amendment CARRIED
CARRIED as Amended

6. Multi-Residential Waste Diversion Plan and Green Cart Program for City Buildings (PW11096b) - (City Wide)(Item 8.2)

(Whitehead/Jackson)
(a) That Report PW11096b respecting the Multi-Residential Waste Diversion Plan and Green Cart Program for City Buildings be received;

(b) That the action plans contained in Appendices C and D to Report PW11096b be initiated by staff;

(c) That the General Managers of City Departments direct staff to accept and participate in all waste diversion programs to the best extent possible.

(Jackson/Duvall)
(d) That staff be directed to report back to the Public Works Committee with and update respecting the Multi-Residential Waste Diversion Plan and Green Cart Program for City Buildings including details on enforcement and compliance by March 31, 2013. Amendment CARRIED
CARRIED as Amended

7. Transit Fare Waiver and Free Equipment Use Policy (PW12008a) - (City Wide)(Item 8.3)

(Jackson/Merulla)
(a) That the Transit Fare Waiver and Free Equipment Use Policy, attached as Appendix “A” to Report PW12008a, be approved for implementation.
(Jackson/Merulla)
(b) That staff be directed to report back to the Public Works Committee on a quarterly basis on the Transit Fare Waiver and Free Equipment Use Policy.
(c) That staff be directed to provide notification of members of the Public Works Committee and the affected ward councillors on denials of the Transit Fare Waiver and Free Equipment Use Policy.

Amendment CARRIED

(Duvall/Pasuta)
(d) That the Hamilton Tiger Cats, home games played in Hamilton, be included under sub-section 2.2 of Appendix “A” as a grandfathered event.

Amendment CARRIED
CARRIED As Amended

8. Highway 403 Westbound On Ramp at Mohawk Road (PW12051) - (Ward 12) (Item 8.4)

(Ferguson/Whitehead)
(a) That the General Manager, Public Works Department, be authorized and directed to undertake the next phase (Municipal Class EA process, and Modelling and Operational analysis) of the proposed Highway 403 Westbound On-Ramp at Mohawk Road;
(b) That the Ministry of Transportation (MTO) be advised of the City of Hamilton’s intention to proceed with the next phase in the process to seek approval of a westbound on-ramp to Highway 403 at Mohawk Road including modelling and operational analysis;
(c) That the General Manager, Public Works Department, report back to the Public Works Committee and City Council during the 2013 budget deliberations; and
(d) That the budget allocation for the Highway 403 Ramp Studies (Capital Budget Project ID 4031255215) be increased by $195,000 to undertake the next phases of the study and that this increase be funded by a transfer of funds from the Ancaster Transportation Master Plan - Phase 3 & 4 EA (Capital Budget Project ID 4030955945).

CARRIED

9. Cemeteries Harmonized By-law and Ownership of City of Hamilton Cemeteries (PW12052) - (City Wide) (Item 8.5)

(Powers/Ferguson)
(a) That the Hamilton Municipal Cemeteries By-law, attached as Appendix A to Report PW12052, be approved;
(b) That the following by-laws be repealed:

Council – June 27, 2012
(i) By-law 81-91 - Town of Ancaster;
(ii) By-law 4459-98 - Town of Dundas;
(iii) By-law 96-582 - Township of Flamborough;
(iv) By-law 500-94 - Township of Glanbrook;
(v) By-law 95-125 - City of Hamilton;
(vi) By-law 4402-96 - City of Stoney Creek;

(c) That the General Manager of Public Works, or his designate be authorized to submit a copy of the harmonized Hamilton Municipal Cemeteries By-law, once passed by Council, to the Cemeteries Registrar, Cemeteries Regulation Unit, Consumer Protection Branch, Ministry of Consumer Services in the Province of Ontario for filing and approval,

(d) That the costs associated with the ownership and registration of the 28 cemeteries listed in Appendix B to Report PW12052, be funded up to $100,000 from the Cemetery Building Fund - Niches Reserve 104105.

CARRIED

10. Contract Extension Negotiations with Hotz Environmental Services Inc. - 2013 to 2016 (PW12053) - (City Wide) (Item 8.6)

(Ferguson/Powers)

(a) That Contract T-025-07 between Hotz Environmental Services Inc. and the City of Hamilton for the operation of the City of Hamilton’s Municipal Hazardous and Special Waste depots and for the transportation and disposal of Municipal Hazardous and Special Waste be amended:

(i) To extend the term by two years to April 2, 2015 and to add the option for the City to extend the term for one additional year to April 2, 2016;

(ii) To include an annual escalation factor to be applied to the compensation to Hotz Environmental Services Inc., based on the published Statistics Canada Consumer Price Index for Ontario (all items), and further, to apply said annual escalation factor to the compensation since the commencement of the original term (i.e. March 31, 2008), solely to determine the compensation at the commencement of the extended term;

(iii) To increase the rate per unit for the transportation and processing of flammable organics by 64%;

(iv) To decrease the rate per unit for the transportation and processing of all fluorescent tubes by 30%;

(v) To include a clause which requires the parties to negotiate adjustments or improvements to the work, and to corresponding...
changes to compensation, when there is a change of laws which impact operational processes and procedures, including any changes to the Waste Diversion Ontario (WDO) Municipal Hazardous and Special Waste Program by WDO, Stewardship Ontario, or the Province of Ontario;

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

CARRIED

11. Truck Route Sub-committee, Report 12-001 – June 7, 2012 (Item 8.7)

(Ferguson/Whitehead)

(a) Appointment of Chair and Vice Chair

(i) That Councillor Robert Pasuta be appointed Chair of the Truck Route Sub-Committee for the 2010 – 2014 term of Council.

(ii) That Councillor Terry Whitehead be appointed Vice Chair of the Truck Route Sub-Committee for the 2010 – 2014 term of Council.

(b) Century Brick and issues related to the truck route designation for Lawrence Road and the impact on operations at Century Brick

(i) That trucks accessing Century Brick, 178 Lawrence Road, be permitted to use Lawrence Road on a temporary basis, through non enforcement, while discussion are ensuing respecting the physical relocation of Century Brick between the Ward Councillor, Planning and Economic Development staff and representatives of Hamilton’s Police Services;

(ii) That, if discussions respecting relocation are not successful, that a truck route be re-established, incorporating the use of Gage Avenue to accommodate truck traffic accessing Century Brick.

(c) Intersection of Highway # 6 at Concession Road # 5 West (Millgrove Area)

Whereas the approval of the truck route removal from both Millgrove Side Road and Concession # 5 West, back in August 2010, has relocated all legal truck movements to and from Highway # 6 to utilize the non signalized intersection of Concession # 5 West;

And whereas all previous truck traffic utilized Millgrove Side Road in a northbound only direction from Concession # 5 West to Highway # 6 and accessed Highway # 6 with the assistance of traffic signals located at the intersection of Highway # 6 at Concession # 6 East / Millgrove Side Road;

Council – June 27, 2012
And whereas the existing Provincial traffic signal installed in November 2000 on Highway # 6 at Concession # 6 East / Millgrove Side Road has created many “Quality of Life” issues for residents living adjacent to Millgrove Side Road between Concession # 5 West and Highway # 6;

And whereas the installation of additional signalization or expansion of the existing traffic signal at Highway # 6 at Concession # 6 East / Millgrove Side Road to include the intersection of Highway # 6 and Concession # 5 West to improve safe movements for truck traffic onto Highway # 6;

And whereas the new signalization of the intersection at Highway # 6 and Concession # 5 West will permit legal truck routes to be reestablished on Millgrove Side Road from Concession # 4 to Concession # 5 West and also on Concession # 5 West from Brock Road to Highway # 6 and will also allow the cul-de-sac of Millgrove Side Road at the northerly limit just south of Highway # 6.

Therefore be it resolved:

That the City of Hamilton officially request the Ministry of Transportation of Ontario to install new traffic signals or expand the existing traffic signal at the intersection of Highway # 6 at Concession # 6 East / Millgrove Side Road to include the intersection of Highway # 6 at Concession # 5 West to facilitate safe access for truck movements on Highway # 6 in the Millgrove area.

CARRIED

12. All-way stop control Appleblossom Drive and Moonbeam Drive (Added Item 10.1 & 9.2)

(Whitehead/Duvall)
(a) That all-way stop control be implemented at the intersection of Appleblossom Drive and Moonbeam Drive;

(b) That an appropriate by-law to amend the City of Hamilton Traffic By-law 01-215 be passed. CARRIED

13. Installation of a Pedestrian Activated Light at Ferguson & Kelly Street (Added Item 10.2 & 9.3)

(Merulla/Collins)
(a) That a pedestrian activated light be installed at the intersection Ferguson and Kelly Street.

(b) That installation of the Pedestrian activated light estimated in the amount of $80,000, be funded through Ward 1 area derived funding. CARRIED
FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk advised of the following changes to the agenda.

(i) Added Notice of Motion - 10.1 All-way stop control Appleblossom Drive and Moonbeam Drive

(Pasuta/Powers)
That the June 18, 2012 Public Works Committee Agenda be approved, as amended.

CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

None

(c) MINUTES (Item 3)

(i) June 4, 2012 (Item 3.1)

(Jackson/Duvall)
That the Minutes of the June 4, 2012 Public Works Committee be approved as presented.

CARRIED

(d) CONSENT ITEMS (Item 5)

(i) Clean City Liaison Committee, Minutes – April 18, 2012 (Item 5.1.1)

(Powers/Jackson)
That the Minutes of the Clean City Liaison Committee Meeting of April 18, 2012 be received.

CARRIED

(e) PUBLIC HEARINGS/DELEGATIONS (Item 6)

(i) Proposed Permanent Closure and Sale of A Portion of Public Unassumed Alley Abutting 211 Park Row South, Hamilton (PW12048) - (Ward 4) (Item 6.1)

Chair McHattie indicated that notice of this proposed closure has been advertised in the Spectator on Friday June 8, 2012. The Committee Clerk indicated that no members of the public had registered to speak to this issue. Chair McHattie asked if any members of the public wished to come forward to speak to this matter. No one came forward.
For disposition on this matter refer to Item 4.

(f) DISCUSSION ITEMS (Item 8)

(i) Solid Waste Management Master Plan Review (PW12004a) - (City Wide) (Item 8.1)

(Powers/Merulla)
Whereas, the Solid Waste Management Master Plan Steering Committee has considered the discussion at the April 16, 2012 Public Works Committee on Report PW12004a and recent Council decisions in support of waste diversion programs;

And Whereas, an updated solid waste management master plan will help to meet the Provincial Planning Act (RSO 1990, Chapter P. 13) requirement for the City of Hamilton to have regard for the adequate provision of a waste management system and minimization of waste;

And Whereas, compliance with the Waste Diversion Ontario best practices to develop and implement an up-to-date integrated waste management master plan and establish diversion targets will help to maximize funding for the Blue Box Program.

Therefore be it resolved that the Recommendations in Report PW12004a be deleted in their entirety and replaced to reflect the recent discussions and decisions as follows:

(a) That Report PW120049(a), and Appendices A, B, C, D, E, F and G attached thereto, be received;

(b) That the following Guiding Principles (GP1 to GP4) and recommendations (R1 to R10) from the Solid Waste Management Master Plan Steering Committee be approved as the 2012 Solid Waste Management Master Plan (SWMMP);

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<td>The City of Hamilton will consider inter regional</td>
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<td>(v)</td>
<td>R1</td>
</tr>
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<td>(vi)</td>
<td>R2</td>
</tr>
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</table>
| (vii) | R3 | Increase waste diversion through the implementation of the Council approved:  
   (a) Commercial Green Cart Collection Program;  
   (b) Improvements to the multi-residential recycling and green cart programs; and,  
   (c) Improvements to the recycling program and expansion of the green cart program in municipal buildings and facilities; |
| (viii) | R4 | Undertake a review in 2015 of Single Stream processing and expansion of capacity at the Municipal Recycling Facility (MRF) to provide infrastructure planning for 2020 when the current MRF equipment will require replacement; |
| (ix) | R5 | Undertake an operational review and needs analysis in 2017 of the Transfer Stations and Community Recycling Centres; |
| (x) | R6 | Optimize the capacity of the Glanbrook Landfill site which may include consideration of alternative disposal technologies no later than the next five (5) year review; |
| (xi) | R7 | Undertake a five (5) year review of the SWMMP in 2017; |
| (xii) | R8 | The advisory roles of the SWMMP Steering Committee and the Waste Reduction Task Force be merged when appropriate; |
| (xiii) | R9 | On the implementation of Recommendations 1 to 7 consideration will be given to the potential impacts on illegal dumping; |
| (xiv) | R10 | Staff will report to Council on the progress of implementing the SWMMP recommendations on an annual or as needed basis; and |
| (xv) | R11 | The 2001 SWMMP be rescinded and replaced with the 2012 SWMMP; |
(c) That the SWMMP Steering Committee and Waste Reduction Task Force be disbanded and replaced with a Waste Management Advisory Committee in accordance with the Clerk’s process for the establishment of advisory committees and the Terms of Reference attached as Appendix G to Report PW12004(a), to implement the 2012 SWMMP R8 (recommendation eight);

(d) That the General Manager, Public Works Department, be authorized and directed to bring forward the recommended projects from the 2012 SWMMP in future capital and operating budget deliberations at the appropriate times;

(e) That the General Manager, Public Works Department, be authorized and directed to discuss and negotiate inter-municipal opportunities that may arise from the 2012 SWMMP GP4 (guiding principle four) and report back as required;

(f) That appropriate amendments to Solid Waste Management By-law 09-067 be enacted to implement recommendations as required for the 2012 SWMMP R3 (recommendation three);

(g) That heads of all City Departments be directed to ensure that corporate recycling and organics collection programs established as part of the 2012 SWMMP R3(c) (recommendation three c) are implemented and maintained in their respective buildings and facilities.

Amendment CARRIED

For disposition on this matter refer to Item 5.

(ii) Multi-Residential Waste Diversion Plan and Green Cart Program for City Buildings (PW11096b) - (City Wide)(Item 8.2)

(Jackson/Duvall)
That the Motion be amended through the addition of a sub-section (d) to read as follows:

(d) That staff be directed to report back to the Public Works Committee with an update respecting the Multi-Residential Waste Diversion Plan and Green Cart Program for City Buildings including details on enforcement and compliance by March 31, 2013.

Amendment CARRIED

For disposition on this matter refer to Item 6.
(iii)  Transit Fare Waiver and Free Equipment Use Policy (PW12008a) - (City Wide)(Item 8.3)

(Jackson/Merulla)
That the Motion be amended through the addition of a sub-section (b) and (c) to read as follows:

(b)  That staff be directed to Report back to the Public Works Committee on a quarterly respecting the Transit Fare Waiver and Free Equipment Use Policy, beginning in 2013.

(c)  That staff be directed to provide notification to Public Works Committee members and the effected ward councillors on denials of the Transit Fare Waiver and Free Equipment Use Policy.

Amendment CARRIED

(Duvall/Pasuta)
That the Motion be amended through the addition of a sub-section (d) to read as follows:

(d)  That the Hamilton Tiger Cats - Home Games played in Hamilton, be included under sub-section 2.2 of Appendix “A” as a grandfathered event.

Amendment CARRIED

For disposition on this matter refer to Item 7.

(h)  MOTIONS (Item 9)

(i)  Solid Waste Management Master Plan Review (PW12004a) – (City Wide)(Item 9.1)

For disposition on this matter refer to Information Item (f)(i) and Item 5.

(i)  NOTICES OF MOTION (Item 10)

Councillor Whitehead introduced the following Notice of Motion

(ii)  All-way stop control Appleblossom Drive and Moonbeam Drive (Added Item 10.1 & 9.2)

(a)  That all-way stop control be implemented at the intersection of Appleblossom Drive and Moonbeam Drive;

(b)  That an appropriate by-law to amend the City of Hamilton Traffic By-law 01-215 be passed.
(Collins/Duvall)
That the rules of order be waived to allow a Motion respecting an All-way stop control Appleblossom Drive and Moonbeam Drive.

**CARRIED**

For disposition on this matter refer to Item 12.

Councillor Merulla introduced the following Notice of Motion

(ii) **Installation of a Pedestrian Activated Light at Ferguson & Kelly Street (Added Item 10.2)**

(a) That a pedestrian activated light be installed at the intersection Ferguson and Kelly Street.

(b) That funding for the Pedestrian activated light estimated in the amount of $80,000, be derived through Ward 1 area funding.

(Whitehead/Merulla)
That the rules of order be waived to allow a Motion respecting the Installation of a pedestrian activated light at Ferguson & Kelly Street.

**CARRIED**

For disposition on this matter refer to Item 12.

(j) **GENERAL INFORMATION**

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

(a) Items Requiring Approval for Removal:

(Powers/Pasuta)
That the following Items be approved for removal from the Outstanding Business List:

(i) Item E - Alleyways Management Program - Development Strategy

(ii) Item H - Drinking Water Backflow Prevention Program

**CARRIED**

(ii) **Asset Management Update (Added Item 11.2)**

Gerry Davis provided an update to committee on the success of the Asset Management Program. Highlighting the leadership role the City of Hamilton and staff have taken in asset management for municipalities.

Council – June 27, 2012
(I) ADJOURNMENT

(Ferguson/Jackson)
There being no further business, the Public Works Committee adjourned at 10:32 a.m. CARRIED

Respectfully submitted,

Councillor B. McHattie, Chair
Public Works Committee

Andy Grozelle
Legislative Co-ordinator
June 18, 2012