



Public Works Committee REPORT 08-019

(as approved by City Council on December 10, 2008)

9:30 a.m.

**Monday, December 1, 2008
Hamilton Convention Centre
One Summer's Lane
Albion Rooms A, B and C**

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

Also Present: Councillor B. McHattie
J. Rinaldo – A/City Manager
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
R. D'Angelo – A/Director, Energy, Fleet and Facilities
P. Parker – A/Director, Waste Management
U. Ehrenberg – A/Sr. Director, Water and Wastewater
C. Biggs – Legislative Assistant, City Clerk's

THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 08-019 AND RESPECTFULLY RECOMMENDS:

- 1. Appointment of Chair and Vice Chair for 2009 (Item B)**
 - (a) That Councillor B. Bratina be appointed Chair of the Public Works Committee for 2009;
 - (b) That Councillor C. Collins be appointed Vice Chair of the Public Works Committee for 2009.

Council – December 10, 2008

2. Intersection Control List (PW08001(i) (Wards 2, 7, 8 and 12) (Item 5.3)

That the appropriate By-law to provide traffic control as follows, be passed and enacted:

| Intersection | | Stop Direction | | Class | Location / Comments / Petition | Ward | |
|--------------|-------------------------|----------------|-----------|-------|--------------------------------|---|---|
| Street 1 | Street 2 | Existing | Requested | | | | |
| (a) | Upper Mount Albion Road | Artfrank Drive | NC | WB | B | North of Paramount Drive, West of Winterberry Drive | 9 |

3. Section 30, Expropriations Act, City Purchase of 67-85 Seabreeze Crescent – Part 1 on Plan 62R-17990, Trillium Seabreeze Park, Trillium Neighbourhood (PW07104(a)/PED08304) (Ward 11) (Item 5.4)

- (a) That a Property Purchase Agreement, pursuant to the provisions of Section 30 of the Ontario Expropriations Act, executed by the owners Christian Beier, in Trust et al, scheduled to close on or before December 16, 2008 for the vacant lands known as Lot 15 and parts of Lots 14 and 16 on Registered Plan 635; part of Lot 9, Broken Front Concession in the former Geographic Township of Saltfleet, all shown as Part 1 on Plan 62R-17990, being part of PIN 17362-0562, part of Assessment Roll No. 250310002020000, comprising an area of 10,000 square metres (2.47 acres), having a frontage of 123.303 metres (404.53 feet) along the southern limit of Seabreeze Crescent, know municipally as 67–85 Seabreeze Crescent, in the former City of Stoney Creek, now in the City of Hamilton (as shown on Appendix “A” to Report PED08304 / PW07104(a) attached), be approved and completed and that the acquisition price of \$660,000 and any administrative costs or expenses of the Real Estate Section and Legal Service Section be charged to Capital Budget Item 4400556521 – Trillium Seabreeze Park;
- (b) That the initial compensation of \$660,000 for the subject property outlined in Recommendation (a) above be subject to the following conditions:
- i) Pursuant to the provisions of Section 30 of the Ontario Expropriations Act, the Owner(s) hereby consents to the acquisition of the herein described lands by the City of Hamilton. The City hereby consents to an application by the Owner(s) to the Ontario Municipal Board for the determination by the Board of the compensation which the Owner(s) would be entitled by the Expropriations Act if the land was expropriated. The City hereby agrees to pay to the Owner any compensation determined by the Board or in the event of an appeal, as determined by the Court of Appeal, in excess of the amount of compensation paid pursuant to the agreement herein. If the amount of compensation stated in this agreement exceeds the compensation awarded by the Ontario

- Municipal Board or Court of Appeal, the Owner(s) agrees to refund the difference to the City within 30 days of the decision of the Ontario Municipal Board or Court of Appeal, in excess of the amount of compensation paid pursuant to the agreement herein;
- ii) The City further agrees to pay the statutory interest on any such additional compensation pursuant to Section 33 of the Ontario Expropriations Act;
 - iii) It is understood and agreed that the date of valuation of the subject lands for the Section 30 agreement and for any other valuation and compensation purposes under the Expropriations Act is deemed to be the date of the execution by the Owner(s) herein;
 - iv) It is understood and agreed that the execution of this Section 30 agreement does not dispense with a Hearing before the Board of Negotiation. The parties agree not to proceed to arbitration before the Ontario Municipal Board unless the City and the Owner(s) have both agreed to dispense with negotiations before the Board of Negotiation or negotiations before same do not result in a settlement of compensation. The above does not limit the parties from obtaining a final settlement of compensation prior to an application by the Owner(s) to the Ontario Municipal Board;
 - v) It is understood and agreed that the purchase price is Six Hundred and Sixty Thousand Dollars (\$660,000.00) for the above mentioned lands together with and including any buildings or structures situated thereon and all permanent fixtures that may be attached thereto;
 - vi) It is understood and agreed that reasonable legal or other professional costs, relating to the expropriation, incurred subsequent to the execution of the agreement will be paid upon final settlement or adjudication of the Section 30 compensation;
 - vii) Subject to any requirements under the terms of any existing mortgage(s) on the subject lands, the City shall pay Gowlings Law Office - Lee Pinelli in trust for the Owner(s) the sum of Six Hundred and Sixty Thousand Dollars (\$660,000.00) on the closing of this transaction;
 - (viii) The City shall reimburse the Owner(s) his reasonable legal costs incurred in negotiating, settling the terms of, and closing this Section 30 agreement, subject to the City's right, within 30 days after receiving the Owner's account, to apply to have the account assessed in the event that the City does not agree with it. The Owner(s) agrees to execute a Consent, or other document, as may

be required, for the Ontario Municipal Board to Order assessment of such costs, forthwith upon request by the City;

- (c) That the Mayor and Clerk be authorized and directed to execute the necessary documents, in a form satisfactory to the City Solicitor;
- (d) That the sum of \$15,000 be funded from Account No. 4400556521 and credited to Account No. 57880-3560150200 being the costs incurred for the provision of real estate services and that all future costs to settle the Expropriation be funded from and charged to Capital Budget No. 4400556521 – Trillium Seabreeze Park. **CARRIED**

4. Stoney Creek Urban Boundary Expansion – East Portion Class EA Water and Wastewater Master Servicing Plan (PW08139) (Ward 11) (Item 5.5)

- (a) That the General Manager, Public Works be authorized and directed to file the Notice of Completion and issue the Project File for the Class Environmental Assessment for the Stoney Creek Urban Boundary Expansion - East Portion Water and Wastewater Master Servicing Plan for the mandatory 30-day public review period as required by the Municipal Class EA process;
- (b) That upon completion of the 30-day public review period, the preferred solutions of the Class Environmental Assessment for the Stoney Creek Urban Boundary Expansion - East Portion Water and Wastewater Master Servicing Plan, which are identified as Schedule A and B undertakings in Table 1 of Report PW08139, may proceed to detailed design and implementation, provided that no substantial comments by the public or Part 2 Orders by the Minister of the Environment are received.

5. Motions by the Waste Reduction Task Force regarding Larger Blue Boxes for Curbside Recycling Materials and Capital Budget Request for Waste Collection (PW08140) (City Wide) (Item 5.6)

That Report PW08140 respecting Motions by the Waste Reduction Task Force regarding larger blue boxes for curbside recycling materials and capital budget request for waste collection, be received.

6. Toward a Zero Waste Future: Review of Ontario's Waste Diversion Act, 2002 – Discussion Paper for Public Consultation, October 28, 2008 – Ministry of the Environment (PW08146) (City Wide) (Item 5.7)

- (a) That the City of Hamilton supports changes to provincial policy and legislation, including the Waste Diversion Act (WDA) that:

- (i) Increase waste reduction and reuse;
 - (ii) Extend Producer Responsibility for products and packaging including products and packaging that are not reusable or recyclable;
 - (iii) Retain the current level of municipal service for the Blue Box Program;
 - (iv) Include stewardship fees in the cost of manufacturing products and packaging;
 - (v) Improves waste diversion in the Industrial Commercial Institutional (ICI) sector;
 - (vi) Encompass integrated waste management systems (the full waste value chain) contained in Appendix B to this report;
- (b) That Report PW08137 be submitted to the Ministry of the Environment (MOE) as the City's comments on Environmental Bill of Rights (EBR) Registry Number 010-4676;
 - (c) That copies of this report be sent to the local Members of Provincial Parliament, the Association of Municipalities of Ontario (AMO), the Municipal Waste Association (formerly the Association of Municipal Recycling Coordinators) and the Regional Public Works Commissioners of Ontario (RPWCO).

7. Queen Elizabeth Way Pedestrian Bridge (Item 7.1)

That the update presentation respecting the Queen Elizabeth Way Pedestrian Bridge, be received.

8. Poulette Street/Pearl Street/Ray Street Pedestrian Crossings of the PC Rail Corridor Municipal Class Environmental Assessment (PW08136) (Ward 1) (Item 8.1)

- (a) That the General Manager, Public Works, be authorized and directed to file the Poulette Street/Pearl Street/Ray Street Pedestrian Crossings of CP Rail Corridor Project File Report, including documentation regarding the Council resolution for an additional pedestrian crossing to be constructed at Poulette Street, with the Municipal Clerk for a minimum thirty day public review period;

- (b) That the General Manager, Public Works, be authorized and directed to proceed with implementation of the preferred plan subject to funding approval through the capital budget process, including the construction of an additional crossing at Poulette Street, should alternate funding become available.

9. Spray Pad Operations – Extension of Operating Season (PW08138) (City Wide) (Item 8.3)

That a program service level change extending the season of operation of spray pad facilities at Pier 4 Park, Gage Park, and Waterdown Memorial Park from nine to thirteen weeks and associated budget requirements of \$3,360 be referred to the 2009 budget process for consideration.

10. Sports Field Line Marking Alternatives (PW08143) (City Wide) (Item 8.4)

That the current service level and methodology for Sports Field Line Marking (i.e. using Glyphosate or “Round Up”) as outlined in Report PW08143 be approved, until such time as amendments by the Province to Bill 64 (The Cosmetic Pesticide Use Act) are enacted.

11. LINC and RHVP Enhanced Roadside and Median Naturalization (PW08079(a)) (City Wide) (Item 8.5)

That Report PW08079(a) respecting LINC and RHVP Enhanced Roadside and Median Naturalization, be received.

12. Operational Improvements for James Street and John Street, Hamilton (PW08141) (Ward 2) (Item 8.6)

- (a) That improvements to traffic signal timing, signal operations and roadway pavement markings on James Street and John Street be undertaken in 2008 and 2009, with the introduction of actuated operation at designated minor intersections in 2009 in the amount of \$60,000 be charged to the Traffic Signal Modernization Capital Account 4030914010;
- (b) That the Postmaster General of Canada, the Federal Minister of Transport, Infrastructure and Communities and the Member of Parliament for Hamilton Centre be advised of the effect on traffic flow of Canada Post vehicles in the west curb of James Street South during the afternoon rush hour and request that formal direction be given that would prohibit Canada Post vehicles from stopping, parking or loading on James Street South during periods when traffic flow would be impacted, particularly weekdays from 4:00 p.m. to 6:00 p.m.;

- (c) That staff continue to review and implement as applicable, subject to planning for rapid transit, longer-term direct and indirect measures which might reduce traffic congestion on James and John Streets, which may include construction, transportation demand management, information systems or public information programs.

- 13. Collection of Recyclable Materials in Parks – Expansion Strategy and Public Awareness Campaign (PW08017(a)) (City Wide) (Item 8.7)**
 - (a) That staff be authorized and directed to plan and implement a Public Awareness Campaign targeted at park visitors encouraging the proper disposal of recycling materials in parks where facilities exist, and otherwise taking recyclable materials home for proper disposal, subject to the approval of required one time funding in the amount of \$15,000 from Reserve Account Number 112270 (Waste Management Recycling Program) through the 2009 budget process;
 - (b) That the direction to staff to provide a strategy for the expansion of the collection of recyclable materials in parks program be rescheduled to the fourth quarter of 2009 pending the results of the Public Awareness Campaign;
 - (c) That the item related to “Collection of Recyclable Materials in Parks” be removed from the Public Works Committee Outstanding Business List.

- 14. Transfer Station and Disposal Operations Request for Proposals C11-40-08 – Selection of Successful Proponents (PW08123/FCS08101) (City Wide) (Item 8.8)**
 - (a) That BFI Canada Inc. be selected as the Successful Proponent for Project A of Request for Proposals Contract C11-40-08, being the operation and maintenance of the City’s three (3) Community Recycling Centres, three (3) Transfer Stations, the Reuse Centre at the Mountain Community Recycling Centre, haulage of materials from the sites to end markets, recycling facilities and to the Glanbrook Landfill and marketing of specified recyclable materials from the sites;
 - (b) That Waste Management of Canada Corporation be selected as the Successful Proponent for Project B of Request for Proposals Contract C11-40-08, being the operation and maintenance of the Glanbrook Landfill and Composting Area;

- (c) That the General Managers of Public Works and Finance and Corporate Services be authorized and directed to finalize the terms and conditions of the contract with BFI Canada Inc. in accordance with the provisions of Request for Proposals Contract C11-40-08 for Project A for the operation and maintenance of the City's three (3) Community Recycling Centres, three (3) Transfer Stations, the Reuse Centre at the Mountain Community Recycling Centre, haulage of materials from the sites to end markets, recycling facilities and to the Glanbrook Landfill and marketing of specified recyclable materials from the sites;
- (d) That the General Managers of Public Works and Finance and Corporate Services be authorized and directed to finalize the terms and conditions of the contract with Waste Management of Canada Corporation in accordance with the provisions of Request for Proposals Contract C11-40-08 for Project B for the operation and maintenance of the Glanbrook Landfill and Composting Area;
- (e) That the Mayor and City Clerk be authorized and directed to execute the contract finalized with BFI Canada Inc., together with any necessary ancillary documents, all in a form satisfactory to the City Solicitor;
- (f) That the Mayor and City Clerk be authorized and directed to execute the contract finalized with Waste Management of Canada Corporation, together with any necessary ancillary documents, all in a form satisfactory to the City Solicitor; and
- (g) That the 2010 Waste Management Division Operating Budget for the Glanbrook Landfill reflect an additional \$100,000 to ensure compliance with the Certificate of Approval;
- (h) That as part of the contract finalization process identified in recommendations (c) and (d) above, the General Managers of Public Works and Finance and Corporate Services be authorized and directed to discuss and negotiate any value-added options contained in the respective proposals and to conduct negotiations permitted under Request for Proposals C11-40-08 in order to finalize the contracts with a view to minimizing cost increases to the City of Hamilton;
- (i) That Waste Management Division staff be authorized and directed to review costs and options as part of the 2010 budget process to mitigate cost increases that may be incurred by the City of Hamilton as a result of the Contracts for Projects A and B of Request for Proposals C11-40-08;
- (j) That Waste Management Division staff be authorized and directed to follow up on what adjustments, if any, can be made to further reduce costs during the term of, and as part of, the Contracts for Projects A and B of Request for Proposals C11-40-08.

- (k) That the General Managers of Public Works and Finance and Corporate Services be directed to report back to the Committee on the outcome of the processes described in recommendations (h), (i) and (j) above.

15. Town of Milton Resolution 333-08 respecting Deposit/Return System on Aluminum and Plastic Drink Containers (Item 9.1)

- (a) That the Town of Milton Resolution No. 333-08 requesting that the Ministry of the Environment be requested to consider a deposit/return system for aluminum cans and plastic beverage containers as a means of reducing litter, be received and no further action taken;
- (b) That the Association of Municipalities of Ontario and the Town of Milton be advised accordingly;
- (c) That this item be removed from the Outstanding Business List of the Public Works Committee.

16. Public Works Committee Outstanding List

That the following items be removed from the Outstanding Business List of the Public Works Committee:

- (a) Stoney Creek Trans Cab – In House Bid
- (b) Intersection Control at Highway 56 and Windwood Drive/Southbrook Drive.

FOR THE INFORMATION OF COUNCIL:

A. CEREMONIAL ACTIVITIES

(i) Employer of the Year – Smart Commute

Colleen Bell, General Manager of Community Relations and Initiatives for Metrolinx, announced to the Committee that the City of Hamilton was recently named the 2008 Smart Commute Employer of the Year by Smart Commute – Hamilton. This achievement recognizes Public Works' dedication to developing and implementing programs that support the use of sustainable forms of transportation among the citizens and employees of Hamilton. Smart Commute is a partnership between Metrolinx and cities across the Greater Toronto and Hamilton area.

Ms. Bell presented the award to Councillor Russ Powers, Chair of the Public Works Committee, Scott Stewart, General Manager of Public Works, and Jillian Stephen, Manager of Capital Planning and Implementation, Strategic Planning division. Jillian Stephen was also recognized as a Smart Commute Champion at the Metrolinx Smart Commute awards ceremony in Toronto.

(ii) 2008 National Employee Recognition Awards – CUTA

Michael Roschlau, President and CEO of the Canadian Urban Transit Association (CUTA) was in attendance to present the 2008 National Employee Recognition Awards from CUTA in the category of Outstanding Achievement or Support for Public Transit Awards to John Haefele, Vehicle Maintenance Supervisor, and Keith Andrews, Superintendent, Operations (Staff Development, Safety and Training) from the Hamilton Street Railway. These awards recognize demonstrated achievement in improving the efficiency and/or effectiveness of public transit in Canada, and were presented at the Canadian Urban Transit Association fall conference held in Windsor, Ontario.

B. APPOINTMENT OF CHAIR AND VICE CHAIR

On a motion by Councilor McCarthy, seconded by Councillor Merulla, Councillor B. Bratina was nominated as Chair of the Public Works Committee for 2009.

On a motion by Councillor Merulla, seconded by Councillor Mitchell, Councillor C. Collins was nominated as Vice Chair of the Public Works Committee for 2009.

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk advised of the following change:

- (i) Request from Jim Sweetman, Chair of the Waste Reduction Task Force, to address the Committee respecting Item 5.7 – Toward a Zero Waste Future: Review of Ontario's Waste Diversion Act, 2002 – Discussion Paper for Public Consultation, October 28, 2008 – Ministry of the Environment

On a motion, the agenda was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 2)**Item 11.1(a) Stoney Creek Trans Cab – In-House Bid**

Councillor L. Ferguson declared an interest as a family member is affiliated with the taxi cab industry.

(c) APPROVAL OF MINUTES (Item 3)

On a motion, the Minutes of the November 17, 2008 meeting of the Public Works Committee were received, as presented.

(d) DELEGATION REQUESTS (Item 4)**(i) Delegation Request from David Barnett to express concerns of harassment, intimidation and threatening behaviour by HSR staff**

On a motion, the delegation request from Mr. David Barnett to address the Committee to express his concerns of harassment, intimidation and threatening behaviour by HSR staff, was approved.

(ii) Delegation Request from Jim Sweetman, Chair of the Waste Reduction Task Force (WRTF), to provide an update on the progress of the WRTF and to comment on Item 5.7 of this agenda

On a motion, the request of Jim Sweetman to appear before the Committee at today's meeting, was approved.

(e) MINUTES OF VARIOUS SUB-COMMITTEES (Item 5.2)

On a motion, the following Minutes were received:

(i) Clean City Liaison Committee

(aa) September 8, 2008

(bb) November 6, 2008.

(f) MINUTES OF OUTSIDE AGENCIES (Item 5.2)

On a motion, the Minutes of the October 16, 2008 Minutes of the Lake Erie Region Source Protection Committee, were received.

(g) PUBLIC HEARINGS/DELEGATIONS (Item 6)

On a motion, the Rules of Order were waived to permit Mr. Jim Sweetman, Chair of the Waste Reduction Task Force, to address the Committee.

Jim Sweetman, Chair, Waste Reduction Task Force – Update and Comments

Mr. Sweetman outlined a power point presentation providing comments and recommendations on the Waste Diversion Act on behalf of the Waste Reduction Task Force. A copy of the presentation was submitted to the Clerk for the public record.

On a motion, the presentation was received.

The Committee discussed the recommendations contained in Report PW08146 (Item 5.7 on the agenda). Comments during the discussions included, but were not limited to, the following:

- Need to be strong about stewardship and indicate support for making businesses/producers of products responsible for their product from beginning to end to encourage products that are recyclable
- Municipalities should not be responsible for packaging that is produced by others
- Need to identify stronger waste diversion objectives
- Make the producer(s) responsible and ensure that the cost of the product does not end up in the hands of the municipality to assist with disposal

Chair Powers relinquished the Chair to speak to this issue and advised the Committee of AMO's position. He indicated that he will circulate communications adopted by AMO to all members of Council.

(h) STAFF PRESENTATIONS (Item 7)**Queen Elizabeth Way Pedestrian Bridge**

Steven Barnhart, Supervisor, Open Space Development, provided the Committee with a power point presentation on the Queen Elizabeth Way Pedestrian Bridge, which outlined:

- Background: Bridge and Trail Program; Council Direction MIII; Bridge and Trail Program Context Plan;
- Red Hill Creek Crossing View

- Detail Design Update: Bridge Design Considerations – Day; Renderings of Driver’s Eye Toronto Bound and Niagara Bound; Bridge Design Considerations – Night; Rendering of Driver’s Eye View Toronto Bound; Simulated Driver’s View; Program Costs; Project Schedule.

A copy of the presentation was circulated to the Committee members and has been retained in the Office of the City Clerk for the public record.

On a motion, the presentation was received.

(i) POULETTE STREET/PEARL STREET/RAY STREET PEDESTRIAN CROSSINGS OF THE CP RAIL CORRIDOR MUNICIPAL CLASS ENVIRONMENTAL ASSESSMENT (PW08136) (WARD 1) (Item 8.2)

Councillor Brian McHattie spoke to this issue and indicated that Professor Brian Baetz was unable to attend. In his remarks, Councillor McHattie acknowledged and thanked staff of the Public Works Department, specifically Christine Lee-Morrison and Justin Readman, for working with him on this matter.

Councillor McHattie stated that the residents are interested in having the bridge at Poulette Street replaced to allow them to integrate with their surrounding neighbourhood, and that there is very strong support.

In the absence of Professor Baetz, Councillor McHattie read a statement provided by the Professor which reads as follows:

“Dr. Vladmir Mahalec, the Director of the Engineering Design Masters program in McMaster’s School of Engineering Practice, has assigned a master’s student (who is an engineer-in-training with a major GTA consulting firm) to carry out the project of the design of the Poulette Street pedestrian bridge. This in-kind support from McMaster University is a tremendous example of the type of community support envisioned for McMaster’s School of Engineering Practice, and this particular project is a wonderful example of sustainable neighbourhood design and the enhancement of community walkability.”

On a motion, the following amendments carried:

- (a) That sub-section (a) of Report PW08136 be amended by inserting the words, “including documentation regarding the Council resolution for an additional pedestrian crossing to be constructed at Poulette Street” following the words, “CP Rail Corridor Project File Report”;
- (b) That sub-section (b) of Report PW08136 be amended by inserting the words, “including the construction of an additional crossing at Poulette Street, should alternate funding become available”, following the words, “capital budget process”.

The Main Motion, as amended, **CARRIED** on the following vote:

Yeas: Eisenberger, Powers, Collins, Jackson
Total Yeas: 4
Nays: Ferguson, Mitchell
Total Nays: 2
Absent: Bratina, Merulla, McCarthy
Total Absent: 3

(j) EMPLOYEE PERSONAL BICYCLE PURCHASE PLAN (PW08145) (City Wide) (Item 8.2)

The following motion was **DEFEATED** on a recorded vote:

- (a) That a one-year trial in 2009 for an Employee Personal Bicycle Purchase Plan be approved whereby;
- (i) the Employee Personal Bicycle Purchase Plan is available to eligible, full-time, and full-time contract employees of the City of Hamilton;
 - (ii) the funds available to eligible employees for the acquisition of a personal bicycle and necessary equipment range from \$400 - \$1,000 once every three calendar years;
- (b) That funding will be provided from working capital and be repaid to the City of Hamilton by way of payroll deduction over a twelve, 24 or 36 month period, as described in Report PW08145;
- (c) That staff encourage other employers in the City of Hamilton to consider similar bicycle purchasing programs for employees and increase the public's awareness and promote the benefits of cycling as a sustainable, active transportation alternative for commuting and for recreational activities as described in the City of Hamilton's Transportation Master Plan.

Yeas: Eisenberger, Powers, Bratina, Ferguson
Total Yeas: 4
Nays: Collins, Jackson, McCarthy, Merulla, Mitchell
Total Nays: 5

(k) LINC AND RHVP ENHANCED ROADSIDE AND MEDIAN NATURALIZATION (PW08079(a)) (City Wide) (Item 8.5)

Mayor Eisenberger and Councillor Powers requested that they be recorded as opposed to the motion to receive.

(l) **TRANSFER STATION AND DISPOSAL OPERATIONS REQUEST FOR PROPOSALS C11-40-08 – SELECTION OF SUCCESSFUL PROPONENTS (PW08123/FCS08101) (CITY WIDE)**

On a motion, the Committee moved into Closed Session at 11:15 a.m. pursuant to Section 8.1(f) of Procedural By-law 03-301, as amended, for the purpose of receiving advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

On a motion, the Committee reconvened in Open Session at 11:35 a.m.

See Item 14 for the disposition of this matter.

(m) **GENERAL INFORMATION/OTHER BUSINESS (Item 11)**

- (i) Stoney Creek Trans Cab – In-House Bid
Due Date: December 1, 2008
Revised Due Date:

Don Hull reported that an Information Update was provided to the Committee indicating that Tender C-11-45-08 was successfully completed and that HSR TransCab services in Stoney Creek and Glanbrook will be provided by Hamilton Cab Company, the lowest of three bids received.

As a result, the Committee approved a motion to remove this item from the Outstanding Business List. (See Item 16)

- (ii) Truck Route Master Plan (Upper Mount Albion)
Due Date: December 1, 2008
Revised Due Date: March 9, 2009

On a motion, the due date was amended accordingly.

- (iii) Intersection Control at Highway 56 and Windwood Drive/Southbrook Drive
Due Date: December 1, 2008
Revised Due Date:

Councillor D. Mitchell reported that the installation of a round-a-bout at the intersection of Highway 56 and Windwood Drive/Southbrook Drive is included in the capital budget for installation in 2010 and requested that this item be removed from the Outstanding Business List. (See Item 16)

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

Approval of Minutes of Closed Session Meeting held on November 17, 2008

On a motion, the Minutes of the Closed Session of the Public Works Committee meeting of November 17, 2008 were adopted as presented. The Minutes will remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act.

There being no further business, the Committee adjourned at 11:45 a.m.

Respectfully submitted

Councillor R. Powers, Chair
Public Works Committee

Carolyn Biggs
Legislative Assistant
December 1, 2008