



**Public Works Committee
REPORT 08-005
9:30 a.m.
Monday, March 17, 2008
Hamilton Convention Centre
One Summer's Lane
Albion Rooms A, B and C**

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

Also Present: Councillor T. Whitehead
S. Stewart – General Manager, Public Works
G. Davis – Sr. Director, Capital Planning and Implementation
B. Shynal – Director, Operations and Maintenance
P. Thompson – A/Director, Transit Operations
J. Mater – Director, Energy, Fleet and Facilities
P. Parker – A/Director, Waste Management
J. Harnum – Director, Water and Wastewater
C. Biggs – Legislative Assistant, City Clerk's

**THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 08-005 AND
RESPECTFULLY RECOMMENDS:**

1. Minutes of Various Committees: (Item 5.1)

That the following be received:

- (a) SWMMP Steering – February 13, 2008
- (b) Waste Reduction Task Force – February 20, 2008
- (c) Provincial Gas Tax Transit Master Plan Steering Committee - February 25, 2008.

Council – March 26, 2008

2. Intersection Control List (PW08001(a)) (Wards 5, 7, 8, 11 and 14) (Item 5.2)

That the appropriate By-law be presented to Council to provide traffic control as follows:

Intersection			Stop Direction		Class	Location / Comments / Petition	Ward
Street 1	Street 2	Existing	Requested				
(a)	Monza Drive	Halifax Street	N/C	NB	B	N. of N. Service Road, W. of Fifty Road.	11
(b)	Halifax Street	Montreal Circle	N/C	WB	B	N. of N. Service Road, W. of Fifty Road.	11
(c)	Nanaimo Crescent N/Leg	Montreal Circle	N/C	WB	B	N. of N. Service Road, W. of Fifty Road.	11
(d)	Nanaimo Crescent S/Leg	Montreal Circle	N/C	WB	B	N. of N. Service Road, W. of Fifty Road.	11
(e)	Kingston Road	Montreal Circle	N/C	WB	B	N. of N. Service Road, W. of Fifty Road.	11
(f)	Kingston Road	Montreal Circle	N/C	EB	C	N. of N. Service Road, W. of Fifty Road.	11
(g)	Falcon Road	Montreal Circle	N/C	EB	C	N. of N. Service Road, W. of Fifty Road.	11
(h)	Edna Avenue	Blue Mountain Drive	N/C	SB	B	W. of Fletcher Road, S. of Rymal Road E.	11
(i)	Bates Avenue	Blue Mountain Drive	N/C	SB	B	W. of Fletcher Road, S. of Rymal Road E.	11
(j)	Tossell Avenue	Blue Mountain Drive	N/C	SB	B	W. of Fletcher Road, S. of Rymal Road E.	11
(k)	Tossell Avenue	Pinehill Drive	N/C	NB	B	W. of Fletcher Road, S. of Rymal Road E.	11
(l)	Simpson Avenue	Blue Mountain Drive	N/C	SB	B	W. of Fletcher Road, S. of Rymal Road E.	11
(m)	Simpson Avenue	Pinehill Drive	N/C	NB	B	W. of Fletcher Road, S. of Rymal Road E.	11
(n)	Bocelli Crescent	Pinehill drive	N/C	SB	B	W. of Fletcher Road, S. of Rymal Road E.	11
(o)	Sophia Drive	Bocelli Crescent	N/C	EB	A	W. of Fletcher Road, S. of Rymal Road E.	11
(p)	Edenvalley Place	Edgehill Dr./Gatewood Ct.	N/C	SB	A	W. of Upper Paradise Rd, S. of Stone Church Rd W.	8
(q)	Copperwood Avenue	Edgehill Dr./Gatewood Ct.	N/C	NB	A	W. of Upper Paradise Rd, S. of Stone Church Rd W.	8
(r)	Juliebeth Drive	Edgehill Drive	N/C	SB	A	W. of Upper Paradise Rd, S. of Stone Church Rd W.	8
(s)	Woodvalley Court	Edgehill Drive	N/C	WB	A	W. of Upper Paradise Rd, S. of Stone Church Rd W.	8
(t)	Copperwood Avenue	Edgehill Drive	N/C	EB	A	W. of Upper Paradise Rd, S. of Stone Church Rd W.	8
(u)	Stoneridge Court	Edgehill Drive	N/C	EB	A	W. of Upper Paradise Rd, S. of Stone Church Rd W.	8
(v)	Hannah Crescent	Edgehill Drive	N/C	WB	A	W. of Upper Paradise Rd, S. of Stone Church Rd W.	8
(w)	Silas Street	Marilyn Court	N/C	SB	A	W. of Upper Wellington St, N. of Rymal Road W.	7

Intersection		Stop Direction		Class	Location / Comments / Petition	Ward	
Street 1	Street 2	Existing	Requested				
(x)	Molina Drive	San Felice Lane	N/C	SB	A	W. of Upper Wellington St, N. of Rymal Road W.	7
(y)	Molina Drive	DiCenzo Drive	N/C	NB	B	W. of Upper Wellington St, N. of Rymal Road W.	7
(z)	Silas Street	San Felice Lane	N/C	NB	A	W. of Upper Wellington St, N. of Rymal Road W.	7
(aa)	Atessa Drive	DiCenzo Drive	N/C	NB	B	W. of Upper Wellington St, N. of Rymal Road W.	7
(bb)	Maya Court	Colin Crescent	N/C	NB	A	S. of the LINC, W. of Upper Wellington Str	7
(cc)	Carver Drive	Valiant Circle	N/C	WB	A	N. of Binbrook Road W., W. of Regional Road 56	11
(dd)	Carver Drive	Valiant Circle	N/C	EB	A	N. of Binbrook Road W., W. of Regional Road 56	11
(ee)	Valiant Circle	Valiant Circle	N/C	SB	A	N. of Binbrook Road W., W. of Regional Road 56	11
(ff)	Valiant Circle	Fall Fair Way	N/C	WB	B	N. of Binbrook Road W., W. of Regional Road 56	11
(gg)	Horseshoe Crescent	Clappison Avenue	N/C	EB	B	N. of Hwy. 5 east, E. of Hwy. 6	14
(hh)	Signal Hill Pathway	Palacebeach Trail	N/C	SB	A	N. of QEW, W. of Glover Rd.	11
(ii)	Signal Hill Pathway	Galileo Drive	N/C	NB	A	N. of QEW, W. of Glover Rd.	11
(jj)	Willowbanks Terrace	Palacebeach Trail	N/C	SB	A	N. of QEW, W. of Glover Rd.	11
(kk)	Willowbanks Terrace	Galileo Drive	N/C	NB	A	N. of QEW, W. of Glover Rd.	11
(ll)	Galileo Drive	Palacebeach Trail	N/C	EB	A	N. of QEW, W. of Glover Rd.	11
(mm)	Palacebeach Trail	Dartmouth Gate	N/C	WB	B	N. of QEW, W. of Glover Rd.	11
(nn)	Greenhill Ave.	Vidal Street	WB	NB & SB	B	S. of King St, W. of Centennial Pkwy	5

3. Small Equipment Manufacturers' Standardizations (PW08029) (City Wide) (Item 5.3)

- (a) That "Stihl" be approved as a Manufacturer's Standardization for a period of five years relative to the purchase of string and hedge trimmers, chainsaws, concrete saws, leaf blowers and multi-purpose "Kombi" system engines and attachments for Public Works Department programs;
- (b) That "Honda" be approved as a Manufacturer's Standard for a period of five years, relative to the purchase of walk behind lawnmowers, generators and water pumps for Public Works Department programs;

- (c) That Honda be approved as a Manufacturer's Standard for a period of five years relative to the engine component of items such as lawn edgers and aerating equipment, roto-tillers, compactors, debris loaders, and walk-behind leaf blowers;
- (d) That staff be authorized to negotiate "house accounts" for the supply of new equipment, parts, and repair and maintenance services with original equipment manufacturers and/or licensed distributors of the approved standardized products.

4. Petition - Kennedy Neighbourhood Sidewalks (PW08024) (Ward 8) (Item 5.4)

That Report PW08024 respecting Petition – Kennedy Neighbourhood Sidewalks, be received.

5. Motion by the Waste Reduction Task Force regarding the Transfer Station and Disposal Review (Community Recycling Centre Operations) (PW08033) (City Wide) (Item 5.5)

That Report PW08033 respecting the motion by the Waste Reduction Task Force regarding the Transfer Station and Disposal Review, be received.

6. Waste Reduction Task Force Motion regarding Plastic Bag Reduction – Waste Management 2008-09 Work Plan (PW07155(a)) (City Wide) (Item 5.6)

That Report PW07155(a) respecting the motion by the Waste Reduction Task Force respecting Plastic Bag Reduction, be received.

7. Declaration and Sale of Surplus Lands to Ministry of Transportation - Red Hill Valley Parkway - 000 Confederation Drive - (Parts 2, 3, 6, 11 and 13 on Plan 62R-164\843, Hamilton (PW08018/PED08060) (Ward 5) (Item 8.1)

- (a) That the City owned vacant lands, identified as Part of Lot 27, Broken Front Concession, in the former Township of Saltfleet, designated as Parts 2, 3, 6, 11 and 13 on Plan 62R-16843, municipally known as 000 Confederation Drive (as shown on Appendix "A" attached to Report PW08018 / PED08060), comprising an area of 4.09 hectares (10.128 acres), more or less, be declared surplus to the requirements of the City of Hamilton in accordance with the City of Hamilton Real Property By-law No. 04-299;

- (b) That the Real Estate Section of the Planning and Economic Development Department be authorized and directed to convey the subject property to the Ministry of Transportation (MTO) in accordance with an agreement dated October 22, 1998, between MTO and the former Region of Hamilton-Wentworth providing for the land acquisition, design, construction and completion of the Red Hill Valley Parkway. The subject property forms part of the new Parkway;
- (c) That the net proceeds of the sale be directed to the Red Hill Valley Parkway Project Office to reimburse City funds used to retain this parcel on behalf of the MTO;
- (d) 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 expenses or other administrative expenses be charged to Account Number 47702-4060087001 – Red Hill Valley Parkway Project.

8. Niagara to GTA Corridor Planning and Environmental Assessment Study – City of Hamilton Stakeholder Groups Co-ordination Committee (City Wide) (PW08025) (Item 8.3)

- (a) That staff be authorized and directed to establish a City of Hamilton Stakeholder Group Coordination Committee, that will provide a local forum for coordination and information sharing for matters related to the Phase 1 Niagara to GTA Corridor Planning and Environmental Assessment Study;
- (b) That the estimated cost of approximately \$40,000 for the retention of an independent facilitator to manage the meetings of the Stakeholder Group Co-ordination Committee be funded from Project ID 40306555641, Niagara to GTA Corridor;
- (c) That staff be directed to circulate all minutes of the City of Hamilton Stakeholder Group Coordination Committee, for the Phase 1 Niagara to GTA Corridor Planning and Environmental Assessment Study to the Mayor, Members of Council and Senior Management Team.

9. 2007 Summary Report for Municipalities – Water and Wastewater Division (PW08026) (City Wide) (Item 8.4)

That Report PW08026 respecting the 2007 Summary Report for Municipalities – Water and Wastewater Division, be received.

10. Report 08-002 of the City Hall Renovations Steering Committee (Item 8.5)

- (a) **Correspondence from Italo Ferrari, General Manager, Fercan Developments Inc., respecting Office Space at 77 James Street North and 21 King Street West** (Referred from Council – January 30, 2008) (Item 5)

That the correspondence from Italo Ferrari, General Manager, Fercan Developments Inc., respecting office space at 77 James Street North and 21 King Street West, be received.

11. Citizen Appointments to the Hamilton Cycling Committee (Item 9.2)

- (a) That the membership of the Hamilton Cycling Committee be increased from eleven to fifteen;
- (b) That the following citizens be appointed to the Hamilton Cycling Committee:

Tarquin Adams	Tom Ellis
Dave Banko	Jordan Fysh
Dwayne Brown	Walter Furlan
Robert Brown	Andrea Kita
Sean Burak	Pauline McKinley
Robert Corsini	Dave Thompson
Marisa DiCenso	Brad Tyleman
Liz Duval	

- (c) That the terms expire with the 2006-2010 term of Council, or until such time as their successors are appointed.

FOR THE INFORMATION OF COUNCIL:**(a) CHANGES TO THE AGENDA (Item 1)**

The Clerk advised of the following changes:

- (i) Item 7.1(b) – Consultant Presentation respecting 2008 Gypsy Moth Infestation has been deferred to the March 31, 2008 Public Works Committee meeting

- (ii) Item 8.2 – Purchase of Property at 124 Province Street North, Hamilton (PW08027) has been deferred to March 31 Public Works Committee meeting
- (iii) Item 7.1(a) – 2008 Gypsy Moth Infestation (PW08028) (Wards 1, 11, 12, 13 and 15) has been renumbered as Item 8.6

On a motion **(McCarthy/Jackson)** the agenda was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

None.

(c) APPROVAL OF MINUTES (Item 3)

On a motion **(Mitchell/Jackson)** the Minutes of the February 25, 2008 meeting of the Public Works Committee were received and adopted, as presented.

(d) DELEGATION REQUESTS (Item 4)

- (i) Request from Joe Menegon to address the Committee respecting safety hazard resulting from lack of sidewalks at the corner of Chesley and Chester Streets

On a motion **(Jackson/McCarthy)** staff was directed to meet with Mr. Menegon to determine his specific concerns and prepare a report for the Committee's consideration. Mr. Menegon will be advised of the Public Works Committee meeting date when the report is to be considered, at which time he will be permitted to address the Committee.

(e) INTERSECTION CONTROL LIST (PW08001(a)) (Ward 5) (Item 5.2)

On a motion **(Jackson/Mitchell)** the intersection control list was amended to add the implementation of an all-way stop at the intersection of Greenhill Avenue and Vidal Street, and the appropriate amending by-law be passed and enacted

(f) **MR. JOHN KRANJC, SOLICITOR FOR PROPERTY OWNER TO THE EAST OF SWEET PARADISE BAKERY (Item 6.1(a))**

Mr. John Kranjc, solicitor on behalf of the property owner to the east of Sweet Paradise Bakery on Stone Church Road, appeared before the Committee to express concerns respecting the increased traffic volume resulting from the patrons shopping at the bakery, which he suggested also presents dangerous traffic conditions and raises a number of safety issues. His client is requesting that the City enforce the by-law requirements to ensure that this particular business is carried on in accordance with the rules. His client's position is to have the problem resolved; however, the lay-by would not be a practical solution. Tenants are suffering from overflow of nuisance from people parking in the tenants' parking spaces which they are paying for. He indicated that his client would consider the mediation suggested by the City of the format was pre-determined and acceptable to his client.

Mr. Kranjc mentioned the availability of the "Barn" property across the street for Sweet Paradise to relocate.

(Collins/Jackson)

That the presentation be received.

CARRIED

Hart Solomon, Manager, Traffic Engineering and Operations, Ron Sabo, Assistant City Solicitor, Paul Mallard, Director of Planning, and Marty Hazell, Director, Parking and By-law Services, were in attendance to respond to questions of the Committee.

Mr. Solomon advised the Committee that the report provides an overview the situation explaining that Sweet Paradise is operating a very successful business with a high turn over of customers with short term arrivals and departures. Although there is parking on site, (the number of spaces exceeds the amount required under the by-law); the excessive traffic volume exceeds the planned capacity of the site resulting in significant congestion on the site and illegal on road parking. Mr. Solomon also noted that although there is significant congestion, contrary to expectation, the area around the bakery has been extremely safe, with only one collision reported; that involving a bicycle on the sidewalk in front of the bakery driveway.

Mr. Solomon reported that the overflow situation appears to be generated singularly by the Bakery and as such, if a lay-by were to be constructed, it would be primarily to serve Sweet Paradise Bakery.

Mr. Mallard indicated that although about eight attempts have been made to commence a mediated solution, no discussions have occurred to date as the property owner to the west has not deemed the conditions satisfactory.

Councillor McCarthy indicated that issues benefiting one particular business have come up in the past, and the Legal Department has come back consistently indicating that this would be bonussing; sends strong message of liability; the City is not able to provide this type of assistance for one particular business.

Councillor Whitehead advised the Committee of some of the steps that had been taken to attempt to resolve this issue, including:

- discussions with the neighbouring plaza to rent parking spaces; however, cost to rent was prohibitive;
- staff from Economic Development have been working with Sweet Paradise to find another location that would be suitable; have not been able to find one

Councillor Whitehead submitted the following materials to the Clerk:

- Petition signed by approximately 500 signatories petitioning the City to request that a lay-by be installed on Stone Church Road, just east of Upper Paradise;
- Correspondence from business owners located in the plaza to the west and south west of Sweet Paradise, encouraging the City to support the building of additional parking on Stone Church Road West, as patrons of these two plazas often have difficulty finding parking on their respective lots.

On a motion (**Collins/Jackson**) the Committee deferred this item to the end of the meeting to allow the opportunity for the Committee to move In Camera to receive legal advice.

**(g) 2008 GYPSY MOTH INFESTATION (PW08028) (Wards 1, 11, 12, 13 and 15)
(Item 8.6)**

Bryan Shynal advised the Committee that as a result of a survey conducted, the findings indicated that there is a moderate to severe infestation of gypsy moths. The proposed recommendations contained in Report PW08028 speak to the following questions:

- (i) whether to implement an aerial spray response to control the identified areas with moderate to server infestation;
- (ii) where to spray, (i.e. all identified areas or only those in the rural area)
- (iii) whether there should be co-payment for any spraying that takes place on private property
- (iv) follow up in terms of subsequent post-spray monitoring and reporting on impact or benefit received from spraying this year for consideration next year

Staff will attempt to consolidate public comments/feedback received prior to the March 31 Public Works Committee meeting.

Councillor Mitchell advised that this is the third year in a row for the gypsy moth infestation problem and if not addressed, the trees will not be able to exist. He indicated that the City must continue communications with the Province for funding assistance.

Rob Hall, Director, Health Protection Branch, advised that spraying does not pose an adverse health effect to the public. Although the Pesticide By-law does not come into effect until September 1, 2008, it does have provisions and exemptions to deal with arbourist infestation; therefore, the proposal will not contravene the by-law.

On a motion, **(McCarthy/Jackson)** the Committee received Report PW08028 and directed staff to receive public comment regarding the proposed Gypsy Moth Response Plan and report to the March 31, 2008, meeting of the Public Works Committee.

(h) Larger Blue Boxes for Curbside Recycling Materials (Item 9.1)

On a motion **(Collins/Jackson)** the Committee directed the following:

- (i) That City staff report back to Committee and Council on the feasibility of utilizing larger blue box containers (or containers with lids) for curbside recycling materials, with the intent of capturing more recyclables, and reducing litter in all areas of the community;
- (ii) That the report include pertinent information related to cost and the environmental benefits of such an initiative;
- (iii) That the study be conducted internally and prioritized as part of the 2008 work plan for the Waste Management Division;
- (iv) That the matter be referred to the Solid Waste Management Master Plan Steering Committee for discussion and recommendations;
- (v) That the final report be forwarded to Committee and Council prior to the 2009 Budget process.

(i) Use of Snow Fences in Rural Areas (Item 9.3)

On a motion **(Mitchell/McCarthy)** staff of Public Works and Risk Management was directed to prepare a report for the Committee outlining a comparison of using strictly snow fence versus the current system in place.

(j) GENERAL INFORMATION/OTHER BUSINESS (Item 11)**(i) Glanbrook Landfill Co-ordinating Committee – February, 2008 Meeting**

Scott Stewart advised the Committee that the February meeting of the Glanbrook Landfill Co-ordinating Committee was cancelled. The next meeting of the Committee is scheduled in March, and the Minutes from that meeting will be presented to the Public Works Committee at the appropriate time.

(ii) Greenhill Neighbourhood Flooding – Due Date: March 31, 2008 Outstanding Business Item

On a motion **(McCarthy/Jackson)** the due date for the report respecting Greenhill Neighbourhood Flooding was amended to May 19, 2008 to allow for additional time to research information for the report to the Committee.

(iii) Extension of 5A/5C Delaware Bus Route – Due Date: June 16, 2008 Outstanding Business Item

On a motion **(Jackson/Collins)** the status was amended to reflect that the item be referred to the Public Works Committee in order for the issue to be resolved more expeditiously.

(iv) Request for Intersection Control at Highway 56 and Windwood Drive/ Southbrook Drive

Councillor Mitchell advised that he will be submitting a petition to the Public Works Committee and the Economic Development and Planning Committee respecting a request for traffic control at the intersection of Highway 56, Windwood Drive and Southbrook Drive.

(k) PRIVATE AND CONFIDENTIAL

On a motion **(McCarthy/Jackson)** the Committee moved into Closed Session at 10:35 a.m. for the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose with respect to Report PW06099(a)/PED06340(a).

On a motion **(McCarthy/Mitchell)** the Committee reconvened in Open Session at 10:55 a.m.

**NEW PARKING BAY – STONE CHURCH ROAD (SOUTH SIDE)
(PW06099(a))/PED06340(a) (WARD 8) (PUBLIC WORKS OUTSTANDING
BUSINESS LIST) (ITEM 6.1(b))**

On a motion (**Collins/Jackson**) Report (PW06099(a))/PED06340(a) respecting New Parking Bay – Stone Church Road (South Side), was tabled to allow the Ward Councillor to explore other options.

The tabling motion **CARRIED** on the following recorded vote:

Yeas:	Powers, Ferguson, Jackson, Mitchell, Collins
Total Yeas:	5
Nays:	Bratina, McCarthy
Total Nays:	2
Absent:	Merulla
Total Absent:	1

There being no further business, the Committee adjourned at 11:10 a.m.

Respectfully submitted

Councillor R. Powers
Chair
Public Works Committee

Carolyn Biggs
Legislative Assistant
March 17, 2008