

APPENDIX F

Public Works Committee Report 09-010



Public Works Committee
REPORT 09-010
(as approved by City Council on June 24, 2009)
9:30 a.m.
Monday, June 15, 2009
Hamilton Convention Centre
One Summer's Lane
Albion Rooms A and B
Hamilton, Ontario

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

Also Present: Councillor M. Pearson
 C. Murray – City Manager
 D. Hull – A/General Manager, Public Works
 J. Stephen – Temp. Director, Strategic and Environmental
 Planning
 B. Shynal – Director, Operations and Maintenance
 J. Mater – Director, Energy Fleet and Facilities
 G. Moore – Director, Engineering Services
 B. Goodger – Director, Waste Management
 C. Biggs – Legislative Assistant, City Clerk's

**THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 09-010 AND
 RESPECTFULLY RECOMMENDS:**

1. Intersection Control List (PW09001(c)) (Wards 3, 7, 11 and 14) (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)	Shrewsbury St.	Joshua Ave.	EB	NB/SB	C	S. of Golf Links Rd., E. of Meadowlands Blvd.	12
(b)	Ewen Rd.	Whitney Ave.	All Way	NB/SB	B	S. of Main St, W. of Rifle Range Rd.	1
(c)	First Road West	Glover Mountain Road	N/C	NB	B	N. of Green Mountain. E. of Glover Mountain Road	9

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	Intersection		Stop Direction		Class	Location / Comments / Petition	Ward
	Street 1	Street 2	Existing	Requested			
(d)	Cornerstone Drive	Upper Mount Albion	EB	NB	A	S. Old Mud St., W of Winterburry Dr	9
(e)	Glenfern Ave.	Undermount Ave.	SB	EB/WB	B	S. of Aberdeen Ave., E. of Dundurn St.	1
(f)	Bolzano Drive	Erika Crescent (east leg)	SB	All-way Stop	A	N. of Rymal, W. of Upper Gage	7

2. Governor's Road Intersection Improvements (PW09061) (Ward 13) (Item 5.4)

- (a) That the General Manager of Public Works, be authorized and directed to file the Governor's Road Intersection Improvements Environmental Report with the Municipal Clerk for a minimum thirty (30) day public review period;
- (b) That upon completion of the minimum thirty (30) day public review period, the General Manager of Public Works, be authorized and directed to proceed with implementation of a Roundabout at Governor's Road and Davidson Boulevard, subject to funding approval through the 2010 Capital Budget Process.

3. Drive-Thru (Tim Horton's at Spartan Mall) and Synchronization of Traffic Signals (PW09067) (City Wide) (Item 5.5)

- (a) That Report PW09067 respecting the Drive Thru at the Tim Horton's at Spartan Mall and the Synchronization of Traffic Signals, be received;
- (b) That the item referring to this matter on the Public Works Outstanding Business List be removed.

4. Motion by the Solid Waste Management Master Plan (SWMMP) Steering Committee – Approval of Amendments to the Waste Reduction Task Force (WRTF) Terms of Reference (PW09062) (City Wide) (Item 5.6)

That Report PW09062 respecting a motion by the Solid Waste Management Master Plan (SWMMP) Steering Committee to approve amendments to the Waste Reduction Task Force (WRTF) Terms of Reference, be received.

5. Proposed Permanent Closure and Sale of a Portion of Hamilton Drive Road Allowance at the Rear of 27 and 31 Stowbridge Crescent, Ancaster (PW09065) (Ward 12) (Item 6.2)

- (a) That the City Solicitor be authorized and directed to prepare a by-law to permanently close a portion of the road allowance of Hamilton Drive, at the rear of 27 and 31 Stowbridge Crescent, Ancaster;
- (b) That the appropriate by-law be introduced and enacted by Council;
- (c) That the Real Estate Section, Planning and Economic Development Department, be authorized to negotiate the sale of the lands, in accordance with the Procedural By-law for the Sale of Land, By-law No. 04-299;
- (d) 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;
- (e) 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;
- (f) That the Public Works Department publish a notice pursuant to Section 34 of the Municipal Act 2001, S.O. 2001, c. 25, as amended, of the City's intention to pass the by-law.

6. Proposed Permanent Closure and Sale of a Portion of Kelly Street and Proposed Permanent Closure of a Portion of Elgin Street, Hamilton (PW09066) (Ward 2) (Item 6.3)

That the application of the Hamilton Wentworth District School Board to permanently close a portion of Kelly Street and Elgin Street in Hamilton and to purchase said portion of Kelly Street, be approved, subject to the following:

- (a) That the City Solicitor be authorized and directed to prepare a by-law to permanently close a portion of Elgin Street and Kelly Street in Hamilton;
- (b) That the appropriate by-law be introduced and enacted by Council;
- (c) That the Real Estate Section, Planning and Economic Development Department, be authorized to negotiate the sale of the lands, in accordance with the Procedural By-law for the Sale of Land, By-law No. 04-299;

- (d) 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;
- (e) 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;
- (f) That the Public Works Department publish a notice pursuant to Section 34 of the Municipal Act 2001, S.O. 2001, c. 25, as amended, of the City's intention to pass the by-law.

7. Hamilton Independent Community Panel Review Report on Storm Event Response Group (SERG) Progress (PW06029(a)) (City Wide) (Item 7.1)

That an updated *Hamilton Independent Community Panel on Flooding Issues report* dated March 2009, be received and considered in preparing future work plans and budgets in regard to Stormwater Management and Drainage Programs.

8. Cycling Master Plan (PW09068) (City Wide) (Item 7.2)

- (a) That the City of Hamilton Cycling Master Plan be endorsed, conditional upon individual links being subject to community feedback and consultation with the Ward Councillor and affected neighbourhoods;
- (b) That the General Manager of Public Works be authorized and directed to file the Cycling Master Plan with the Municipal Clerk for a minimum thirty 30 day public review period;
- (c) That, upon completion of the thirty day public review period, the General Manager, Public Works, be authorized and directed to schedule the recommended projects for consideration in the 2010 and future years Capital Budget deliberations;
- (d) That the Outstanding Business Item referring to the On Street Cycling Program be identified as completed and removed from the Public Works Committee Outstanding Business List.

9. 1579 Burlington Street East (Former Firestone Plant) (PW09063) (City Wide) (Item 8.1)

- (a) That the balance of funds available from the 241 Stuart Street demolition project (#3540841739) be transferred to the 1579 Burlington Street East demolition (account to be established);

- (b) That the transferred funds be used to develop a demolition strategy for the building located at 1579 Burlington Road East (formerly known as the Firestone Plant), as well as an interim risk management strategy (i.e. proper signage, security fencing in vulnerable locations, and security patrols) that will address the immediate concerns and minimize the liability that currently exists.

10. City of Hamilton – Employee Emergency Ride Home Program (PW09059) (City Wide) (Item 8.2)

- (a) That the General Manager of Public Works be authorized to implement a one-year trial of an Employee Emergency Ride Home Program and Policy for City of Hamilton staff and that staff report back to Committee following the trial on the results and participation;
- (b) That funds be made available from the Transportation Demand Management Programs Capital Projects account #4030855820 for this trial program.

11. Procurement of 2010 Replacement Conventional Transit (HSR) Buses (PW09058) (City Wide) (Item 8.3)

That the 2010 Capital expenditure for the purchase of 17 replacement Conventional (HSR) Transit Buses at an estimated cost of \$8,838,290 be pre-approved and funded from the following fleet replacement sources:

(a) Ontario Bus Replacement Program	\$2,741,450
(b) Transit Provincial Gas Tax Reserve 112204	\$3,000,000
(c) HSR Vehicle Replacement Reserve 110030	\$3,096,840

12. Standardization of Bus Parts (PW09064) (City Wide) (Item 8.4)

That all current previously approved Policy 11 – Single Source approvals expiring in June (attached hereto as Appendix “A”) be extended until such time as staff report back to the Committee respecting an alternative bus parts purchasing policy.

13. Bus Bench Furniture Program Review and Street Furniture RFP (PW09033) (City Wide) (Item 8.5)

That Report PW09033 respecting Bus Bench Furniture Program Review and Street Furniture RFP, be received.

14. Bus Bench Furniture Program Review and Street Furniture RFP (Item 9.1)

- (a) That the existing contracts of:
- (i) Hamilton Bench Advertising Limited (also known as Creative Outdoor Advertising) respecting bus bench furniture, expiring October 31, 2009; and
 - (ii) Pattison Outdoor Advertising, a division of Jim Pattison Industries Ltd., respecting billboards, expiring August 31, 2011,

both be extended to December 31, 2015 to coincide with the termination of the CBS Outdoor Canada (transit shelter) contract;

- (b) That the extensions be updated to provide improved terms, including an enhanced maintenance program and an annual revenue inflation factor, and shall be to the satisfaction of the General Manager of Public Works (bus bench furniture), the General Manager of Planning and Economic Development (billboards) and the City Solicitor;
- (c) That Terms of Reference and development of site selection criteria for a co-ordinated street furniture program as outlined in staff report "Bus Bench Furniture Program Review and Street Furniture RFP (PW09033) – (City Wide)" be updated and submitted to Public Works Committee for consideration in Q4 2014 or earlier.

15. Purchase of Property at 120 Province Street North, Hamilton (PW09060) (Ward 4) (Item 12.1)

- (a) That staff from Public Works, and Planning and Economic Development be directed to proceed with negotiations for the purchase of the property at 120 Province Street North described as PLAN 497 LOT 452 (PIN# 172420094);
- (b) That the budget for the purchase of the properties listed in Recommendation (a) be subject to the conditions as contained in the Financial Implication Section of PW09060 and remain confidential at this time, until final disposition of Council;
- (c) That the Mayor, City Clerk and Legal Services be authorized and directed to execute all documents related to the purchase of the property identified in Recommendation (a);

- (d) That upon the vacant possession of 120 Province Street North, the Director of Fleet and Facilities be authorized and directed to take all the necessary steps, for the demolition of the subject dwelling and that the cost for the demolition and any ancillary expenses be charged to account number 100035, (Property Purchase Reserve), as per Recommendation (b);
- (e) That the related maintenance costs for the 120 Province Street North property be expensed within the existing 2009 Operations and Maintenance Budget and noted as an unfunded expenditure for 2009, and further that the full year operating expense of \$1,200 be included as an operating pressure to the 2010 Operations and Maintenance budget submission;
- (f) That the contents of Report PW09060 remain confidential.

16. Request from the Winona Peach Festival for Low Floor Buses (New Business) (No Copy)

That at the request from the Winona Peach Festival for the provision of low floor buses to be used during the 2009 Winona Peach Festival to shuttle seniors and people with disabilities, be approved, with the understanding that the cost will be in the order of \$1,000.

17. Complimentary Bus Service for Kiwanis Kids on June 28 and July 12, 2009

That the HSR be authorized and directed to provide complimentary free transit to Kiwanis Kids to allow children to attend Hamilton Thunderbirds baseball games at Bernie Arbour Stadium, Hamilton, on June 28 and July 12, 2009 with the understanding that the cost will be in the order of \$1,000.

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

The Clerk advised of the following change to the agenda:

- (i) Request from Cameron Caton for HSR transportation on Thursday, September 30, 2009 to transport residents in long-term care facilities to the Ukrainian Hall, 821 Upper Wentworth Street, Hamilton for a concert

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

(b) DECLARATIONS OF INTEREST (Item 2)

None declared.

(c) APPROVAL OF MINUTES (Item 3)

On a motion, the Minutes of the May 25, 2009 meeting of the Public Works Committee were approved, as presented.

(d) MINUTES OF VARIOUS SUB-COMMITTEES (Item 5.1)

On a motion, the following Minutes were received, as presented:

(i) Waste Reduction Task Force

(aa) April 15, 2009

(bb) May 20, 2009

(b) Solid Waste Management Master Plan Steering Committee – May 13, 2009**(c) Clean City Liaison Committee**

(aa) March 19, 2009

(bb) April 16, 2009

(d) City Hall Renovations Steering Committee – May 4, 2009**(e) MINUTES OF THE LAKE ERIE SOURCE PROTECTION COMMITTEE (Item 5.2)**

On a motion, the May 7, 2009 minutes of the Lake Erie Source Protection Committee meeting were received, as presented.

(f) INTERSECTION CONTROL LIST (PW09001(c)) (Ward 7)

On a motion, the following was added to the intersection control list:

Intersection		Stop Direction		Class	Location / Comments / Petition	Ward
Street 1	Street 2	Existing	Requested			
Bolzano Drive	Erika Crescent (east leg)	SB Stop	All-way Stop	A	N. of Rymal, W. of Upper Gage	7

(g) DELEGATIONS/PUBLIC HEARINGS (Item 6)**(i) Cal DiFalco respecting Truck Traffic on Fruitland Road, Impact of Excessive Speeding and Traffic Volumes, Request for Remedies and Fruitland Road By-Pass**

Cal DiFalco appeared before the Committee and introduced a delegation of residents who reside on Fruitland Road. He explained that the purpose of his presentation is to describe the dire conditions existing on Fruitland Road and the impacts of those conditions and request the Committee to come up with solutions to the problems.

Mr. DiFalco read an e-mail from one of the residents on Fruitland Road who was unable to attend the meeting with respect to the truck traffic situation, and cited a number of incidents of near-fatal accidents involving trucks, pedestrians and vehicles. Members of the delegation also spoke to the Committee of the noise generated by the truck traffic at all hours of the day and night, which creates an unpleasant environment in which they are unable to enjoy the pleasures of being outdoors and having a decent night's sleep.

In conclusion, Mr. DiFalco stated that he and the delegation have dealt in good faith with the former Region and the City; however, they have waited 20 years for a resolution to their issues, and they want to take back their street before someone gets killed.

Chair Bratina thanked the delegation for their presentation.

On a motion, the presentation was received.

In response to questions of the Committee, Jill Stephen advised that there are currently three studies underway, including the Fruitland Road Environmental Assessment (EA), the Stoney Creek Official Plan and the Stoney Creek urban Boundary Expansion (SCUBE), all of which are inter-dependent on the Truck Route Master Plan. The proposed schedule for the EA is late fall or early 2010, at which time staff will bring a report back to the Committee.

Staff Direction #1

On a motion, staff was directed to bring a report back to the Committee in September, 2009 that outlines the status of the three studies and including an update on Fruitland Road, based on the comments received from the delegation and potential solutions moving forward. Mr. DiFalco is to be advised when the above-referenced report will be presented to the Public Works Committee.

(ii) Proposed Permanent Closure and Sale of a Portion of Hamilton Drive Road Allowance at the Rear of 27 and 31 Stowbridge Crescent, Ancaster (PW09065) (Ward 12) (Item 6.2)

Chair Bratina requested if there was anyone in attendance wishing to address the Committee on this item.

There was no one wishing to speak to this issue.

(iii) Proposed Permanent Closure and Sale of a Portion of Kelly Street and Proposed Permanent Closure of a Portion of Elgin Street, Hamilton (PW09066) (Ward 2) (Item 6.3)

Chair Bratina requested if there was anyone in attendance wishing to address the Committee on this item.

There was no one wishing to speak to this issue.

(h) PRESENTATIONS

(i) Hamilton Independent Community Panel Review Report on Storm Event Response Group (SERG) Progress (PW06029(a)) (City Wide) (Item 7.1)

Jill Stephen provided a power point presentation to the Committee respecting the Independent Community Panel (ICP) Review Report on Storm Event Response Group, which included the following:

- Background
- Scope and review approach
- ICP Observations, recommendations and conclusions
- Next steps

The presentation was distributed to the Committee and a copy has been retained in the Office of the City Clerk for the public record.

Staff Direction #2

On a motion, staff, in conjunction with Risk Management, was directed to provide an update on all outstanding flood claims from 2004 to present that have not been signed off, based on the compensation package provided by the City. Staff was also directed to provide a list of capital expenditures to date in the City's 5-year plan and future capital requirements determined in the 5-year plan in 2006

The Main Motion CARRIED on the following vote:

Yeas: Bratina, Powers, McCarthy, Mitchell, Collins, Merulla,
Jackson
Total Yeas: 7
Nays: Ferguson
Total Nays: 1

(ii) Cycling Master Plan (PW09068) (City Wide) (Item 7.2)

Hart Solomon introduced Daryl Bender, Project Manager, Alternative Transportation, and Margaret Fazio, Project Manager, Environmental Planning, and thanked them for their work on the Cycling Master Plan report.

The Committee was provided with a power point presentation on the Master Plan which included:

- Introduction
- Cycling as a transportation mode
- Cycling initiatives elsewhere
- Status of “Shifting Gears”
- Delivery and strategy of new Cycling Master Plan
- Environmental Assessment
- Prioritization of implementation
- Cycling program update
- Photos of the CP Rail Trail, QEW Pedestrian/Bike Bridge; Arbour Road Trail Crossing
- Financial plan
- Long-term vision of cycling in Hamilton – video of citizens cycling in Copenhagen (ordinary people, ordinary clothing, inclement weather – new mode of transportation)
- Photos of Councillors and staff at the opening of the North Service Road bike facility and ride to work

The presentation was distributed to the Committee and a copy has been retained in the Office of the City Clerk for the public record.

Staff Direction #3

On a motion, staff was directed to report back to the Committee on what financial investments have been expended over the past decade toward cycling infrastructure in the City e.g., Beach Trail, extensions in the West Harbour Trail, QEW Bridge, add-ons to construction projects (King Street), etc.

(aa) On a motion, sub-section (c) was deleted in its entirety and replaced with the following in lieu thereof:

(c) That upon completion of the thirty day public review period, the General Manager, Public Works, be authorized and directed to schedule the recommended projects for consideration in the 2010 and future years Capital Budgets deliberations.

The amendment CARRIED.

(bb) On a motion, sub-section (a) was amended by adding the following after the word, "endorsed":

"...conditional upon individual links being subject to community feedback and consultation with the Ward Councillor and affected neighbourhoods."

The amendment CARRIED and the Motion, as amended, CARRIED.

(cc) On a motion, sub-section (d), which reads as follows, was deferred for further discussion:

"(d) That the position of Project Manager, Alternative Transportation, be made permanent."

The motion CARRIED and the Main Motion, as amended, CARRIED.

(i) 1579 Burlington Street East (Former Firestone Plant) (PW09063) (City Wide) (Item 8.1)

Staff Direction #4

On a motion, staff was requested to provide an update to the Committee on the savings which were anticipated from the City's acquisition of the property in 2001.

(j) CITY OF HAMILTON – EMPLOYEE EMERGENCY RIDE HOME PROGRAM (PW09059) (City Wide) (Item 8.2)

The Motion CARRIED on the following vote:

Yeas: Bratina, Powers, Ferguson, Mitchell, Collins, Merulla, Jackson
Total Yeas: 7
Nays: McCarthy
Total Nays: 1

(k) STANDARDIZATION OF BUS PARTS (PW09064) (City Wide) (Item 8.4)

On a motion, sub-sections (a) and (b), which read as follows, were deferred to the first quarter of 2010:

- “(a) That all bus parts for New Flyer Industries Canada ULC, Daimler Buses North America (Orion) and NOVA Bus be standardized to the three (3) Original Equipment Manufacturers (OEM) of transit fleet, in accordance with Purchasing Policy #14 - Policy for Standardization;
- (b) That staff be authorized to negotiate house accounts with the three OEM’s; New Flyer Industries Canada ULC, Daimler Buses North America (Orion) and NOVA Bus.”

The deferral motion CARRIED.

(l) BUS BENCH FURNITURE PROGRAM REVIEW AND STREET FURNITURE RFP (Item 9.1)

The Motion CARRIED on the following vote:

Yeas: Bratina, Powers, McCarthy, Ferguson, Mitchell, Collins, Jackson
Total Yeas: 7
Nays: Merulla
Total Nays: 1

(m) GENERAL INFORMATION/OTHER BUSINESS

(i) Outstanding Business List (Item 11.1)

- (a) Traffic Calming Study - Scenic Road between Goulding Avenue and Lavender Drive
Due Date: June 15, 2009
Revised Due Date: November 30, 2009

On a motion, the Outstanding Business list was amended accordingly.

- (ii) **Request from the Ancaster Agricultural Society for Bus Service during the Ancaster Fair – September 25 to 27, 2009 (No Copy) (Item 11.2)**

Staff Direction #5

On a motion, the request of the Ancaster Agricultural Society for the provision of bus service during the Ancaster Fair, September 25 to 27, 2009 was referred to staff for a report back to the Committee.

- (iii) **Request from Cameron Caton for HSR Transportation on Thursday, September 30, 2009 from long-term care facilities to the Ukrainian Hall, 821 Upper Wentworth Street, Hamilton, for a Concert (New Business) (Added Item 11.3)**

Staff Direction #6

On a motion, the request from Cameron Caton for HSR transportation on Thursday, September 30, 2009 from long-term care facilities to the Ukrainian Hall, 821 Upper Wentworth Street, Hamilton, for a Concert, was referred to staff for a report back to the Committee.

- (iv) **Customer Service – E-Mails (New Business) (No Copy)**

Councillor Collins expressed frustration on behalf his constituents, Council members and their staff, with respect to the way e-mails are handled through the general line to the City, stating that the current system is not customer friendly, nor is there any accountability for someone to respond. He stated that although he is bringing this concern forward to the Public Works Committee, it is an issue which exists corporate wide.

Staff Direction #7

On a motion, staff was directed to bring a report back to the appropriate Committee addressing the issue of how Departments can deal with e-mails from members of the public, Council members and their staff, on a more personal level rather than responses from unidentified sources.

- (v) **GO/Liuna Station Project (New Business) (NoCopy)**

Councillor Bratina provided the Committee with an update from GO/Metro-linx with respect to the GO/Liuna Station project.

(vi) Osprey Drive, Ancaster**Staff Direction #8**

Councillor Ferguson requested staff to investigate how the extension of Osprey Drive to Shaver Road in Ancaster can be deleted from maps so that it will not show on GPS maps for truck drivers to use Osprey Drive as a truck route. Staff responded that they will follow this up with GIS staff and communicate their findings to the Committee.

(n) PRIVATE AND CONFIDENTIAL (Item 12)

On a motion, the Committee moved In Camera at 12:30 p.m. pursuant to Section 8.1, sub-section (c) of the City's Procedural By-law and Section 239 of the Ontario Municipal Act as the subject matter pertains to a proposed or pending acquisition of land for municipal or local board purposes.

On a motion, the Committee reconvened in Open Session at 12:30 p.m.

As the Committee did not have any questions with respect to the subject matter, Closed Session Minutes were not recorded.

On a motion, the following was added as sub-section (f):

“(f) That the contents of Report PW09060 remain confidential.”

The amendment CARRIED.

There being no further business, the Committee adjourned at 12:30 p.m.

Respectfully submitted

Councillor B. Bratina, Chair
Public Works Committee

Carolyn Biggs
Legislative Assistant
June 15, 2009