



CITY OF
ST. CATHARINES

Corporate Report

Report from Transportation and Environmental Services, Director/City Engineer

Date of Report: June 12, 2013

Date of Meeting: June 24, 2013

Report Number: TES-172-2013

File: 60.51.870

Subject: Vansickle Road Sidewalk, Nicholas Drive to Pelham Road - P13-040 / P13-041, Sidewalk Repairs, Spot Repairs, New Sidewalk Program

Recommendation

That Council approve the construction of a new sidewalk on the west side of Vansickle Road between Nicholas Drive and Pelham Road; and

That the roadside curbs be instituted to suit the existing driveways of the homes within the same sidewalk limits. FORTHWITH

Report

Council approved the following motion on May 27, 2013:

“That Council award the tender for P13-040/P13-041, Sidewalk Repairs, Spot Repairs, New Sidewalk Program, to the low bidder Peters Excavating Inc., in the amount of \$505,100 plus HST; and

That new sidewalk on Vansickle Road be completed from Rykert Street to Nicholas Street; and

That Council grant early budget approval for \$340,000 for Project P13-041, 2013 New Sidewalk Construction Program and to be funded by the Capital Budget; and

That the City Solicitor be directed to prepare the necessary by-law.
FORTHWITH”

The language of this motion did not include the portion of sidewalk between Nicholas Drive and Pelham Road. When asked by Councillor Burch what this exclusion meant to the project, the Director of TES responded that he understood that both an affected property owner and Councillor Harris wished to speak to the remaining section of sidewalk and that further discussion was anticipated for the next meeting of Council. The motion, as worded, allowed the balance of the construction project to proceed in advance of this further discussion. At its meeting of June 10, 2013, Councillor Siscoe

put forward a motion very similar to the recommendation made through this report. It is anticipated that a presentation will be made by the property owner and that the discussion regarding the remainder of sidewalk on Vansickle Road will take place on June 24, 2013.

As Council is aware, the installation of a new sidewalk on this section of Vansickle Road has been the subject of multiple reports.

On April 18, 2011, Council approved the following motion:

“That the sidewalk requirement for Westburne Alliance Church, be waived on the condition that the Westburne Alliance Church enter into an agreement with the City whereby they would finance the sidewalks when the sidewalk network is completed for Vansickle Road from Rykert Street to Pelham Road and on Rykert Street from Vansickle Road to Louth Street.”

On January 23, 2012, Council approved the following motion:

“That Council exempt the standard requirement for sidewalks, as outlined under site plan, for 125 and 141 Vansickle Road until the connecting links to the south at Pelham Road and to the north at Rykert Street are complete.”

Should Council not approve the remaining portion of sidewalk between Nicholas Drive and Pelham Road, both of these property owners could argue that they are relieved of their obligation to build a sidewalk adjacent to their property based on the specific language of the motions. Should Council not approve the balance of the sidewalk between Nicholas Drive and Pelham Road, Staff would require explicit direction from Council relative to these properties.

Financial Implications

Sufficient funds are available within the awarded contract to accommodate the recommended work.

Submitted, Prepared and Approved by:

Ron Tripp, P. Eng.

Director of Transportation and Environmental Services