Meeting No. 12 Council Chamber
Winnipeg, June 20, 2001

Council met this day at 9:35 a.m.

The Speaker called the meeting to order.

Opening Prayer read by Deputy Mayor Thomas.

Present: The Speaker Councillor O'Shaughnessy, Councillors Lazarenko, Angus, Clement, De Smedt, Gerbasi, Lubosch, Prystanski, Smith, Steek, Steeves, Deputy Mayor Thomas, Vandal, Eadie and His Worship Mayor Murray.

Councillor Timm-Rudolph entered the meeting after roll call.

In attendance: Mr. R. Kachur, City Clerk, Mr. M. Lemoine, Deputy City Clerk and Mrs. M. Wright, Committee Clerk.

INTRODUCTION AND WELCOME OF GUESTS AND ANNOUNCEMENTS

595 - The Speaker introduced the Pages for the Council meeting as follows:- Ryan Debiuk of Tec Voc High School and Jonathan Hiley of Oak Park Collegiate.

596 - His Worship Mayor Murray recognized Nelson Karpa and Eric Turner of the Property Assessment Department who received an innovation award from the Winnipeg Chamber Commerce for their work on the Property Assessment Web Site. His Worship presented Mr. Karpa and Mr. Turner with an Outstanding Achievement Award.

MINUTES

Deputy Mayor Thomas moved that the minutes of the meeting held on May 23, 2001, be taken as read and confirmed, which motion was carried.

MOTIONS

Moved by His Worship Mayor Murray,
Seconded by Councillor Lazarenko,
597 - THAT Council place on record its profound sorrow at the death of Phyllis Angus, mother of Councillor John Angus, which occurred on May 29, 2001;

AND THAT this Council extend to Councillor Angus, and to the members of his family, its deepest sympathy and condolences in their bereavement.

Carried by Silent Standing Vote

COMMUNICATIONS

From the Director of Corporate Finance,
598 - Submitting communication dated May 29, 2001 advising that as required under Section 51(1)(h) of The City of Winnipeg Act, he is pleased to submit for Council's information the 2000 Detailed Financial Statements report, which includes the Consolidated Financial Statements of The City of Winnipeg for the year ended December 31, 2000 and related Auditor's Report, which was reviewed at the April 30, 2001 Audit Committee meeting, as well as the individual 2000 financial statements for each of the City's general tax-supported funds, reserve and service funds, Special Operating Agency, City-owned utilities, and wholly-owned corporations. The Detailed Financial Statements report also includes financial statements for the City-sponsored Pension Plans, the Sinking Fund Trustees of The City of Winnipeg as well as various financial statistics and debenture debt information.

Communications (continued)

Further advising that he is also pleased to report that for the second consecutive year, the City's 2000 financial Statements were prepared "in accordance with the Canadian generally accepted accounting principles", which resulted in a clean audit operation from Ernst & Young, the City's external auditors. File F-1 (Vol. 15)

From the City Solicitor/Manager of Legal Services,
599 - Submitting as instructed by Council on April 26, 2000 and May 23, 2001, draft by-law to amend By-law No. 6546/95, being a by-law to regulate the construction, maintenance and removal of private approaches and private walks, which by-law may receive all three readings.
Files SC-1.1 (Vol. 7) and SC-1 (31) (Vol. 4) (By-law No. 7847/2001)

From the City Solicitor/Manager of Legal Services,
600 - Submitting as instructed by Council on May 23, 2001, draft by-law to amend By-law No. 7798/2001 being the 2001 Home Renovation Tax Assistance Program By-law, which by-law may receive all three readings. File FL (Vol. 8) (By-law No. 7852/2001)

From the City Solicitor/Manager of Legal Services,
601 - Submitting as instructed by Council on July 19, 2000, draft by-law to approve a Plan of Subdivision and to amend Zoning By-law No. 6400/94 for the enactment of a zoning change on land located on the west side of St. Mary's Road north of Normand Avenue, in the Riel Community, which by-law may receive all three readings. File DASZ 6/2000 (By-law No. 7853/2001)

From the City Solicitor/Manager of Legal Services,
602 - Submitting memorandum dated June 14, 2001 with respect to Clause 6 of the Report of the Standing Policy Committee on Protection and Community Services dated June 4, 2001 regarding Mobile Skate Park Rental Policy.

Advising that the Standing Policy Committee on Protection and Community Services referred to the amendment of By-law No. 6986/97 in order to delegate proper signing authority. It is preferable thatBby-law No. 6986/97 be repealed and all signing authority be incorporated into By-law No. 7367/99.

Also advising that the City of Winnipeg Parks and Recreation By-law No. 3219/82 does not have to be amended for the proposed Fee Schedule to come into force and effect. Section 543.2 of The City of Winnipeg Act provides that "the City may operate and fix fees for activities and recreation programs for the public". There is no requirement for the City to pass a by-law for these fees.

Further advising that as Recommendation No. I refers to the fees coming into effect upon passage of by-law amendments, it should be amended by motion of Council to strike out the following words: "upon passage of amendments to By-law Nos. 3219/82 and 6986/97".

Submitting draft by-law for all three readings. File ST-7.2 (Vol. 14) (By-law No. 7858/2001)

DELEGATIONS

Moved by Councillor Smith,

That Rule Nos. 54.1 and 54.5 of the Procedure By-law be suspended to allow additional delegations to appear before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

The motion to suspend the rules was put.

The Speaker called for the yeas and nays, which were as follows:-

Yea: Councillors Lazarenko, Angus, Clement, Gerbasi, Lubosch, Prystanski, Smith, Steeves, Deputy Mayor Thomas, Vandal and His Worship Mayor Murray 11

Nay: Councillors De Smedt, Eadie and O'Shaughnessy 3

and the motion for the suspension of the rules was carried.

Delegations (continued)

603 - Margaret Carter, private citizen, accompanied by David Lettner, private citizen, appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List, and filed a brief with the City Clerk. Files F-5.1 (Vol. 6) and G-3.1.1 (Vol. 1)

Moved by Councillor Steek,

That Rule 54.5 of the Procedure By-law be suspended to allow the second delegation to speak for 10 minutes rather than 5 minutes in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

Carried.

The Speaker called the Deputy Speaker, Councillor Lazarenko, to the Chair and left the chamber.

Jeff Lowe, private citizen, accompanied by Oliver Botar, private citizen, also appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List, and filed a brief with the City Clerk.

George Marshall, private citizen, appeared before Council in support of Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List, and filed a brief with the City Clerk.

Jim Millican, Vice President, True North Entertainment Complex Limited Partnership, accompanied by Wayne Chernecki, Senior Vice President, EPSI Emerald Management, on behalf of Winnipeg City Centre Investments Inc./ Graham Hargrave Investments Inc., also appeared before Council in support of Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List, and filed a brief with the City Clerk.

604 - Perry Ginakes, private citizen, appeared before Council in opposition to Clause 12 of the Report of the Standing Policy Committee on Property and Development dated June 5, 2001 regarding Proposed Closing of part of Somerset Avenue, east of Pembina Highway - Assiniboia Community, and filed a submission with the City Clerk. File DAC 6/2001

Moved by His Worship Mayor Murray,

That Rule Nos. 54.1 and 54.5 of the Procedure By-law be suspended to allow for a maximum of 8 further delegations be allowed to speak for 5 minutes each in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

Carried.

Kristen Templin, private citizen, also appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

William Hutton, private citizen, also appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

Leslie Stechesen, private citizen, also appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

Delegations (continued)

Terri Fuglem, private citizen, also appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

Michael Matthews, private citizen, also appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

Irene Shaw, private citizen, also appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List and filed a brief with the City Clerk.

Moved by Councillor Vandal,

That Rule Nos. 54.1 and 54.5 of the Procedure By-law be suspended to allow for a ninth additional delegation to appear before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

The motion for the suspension of the rules was put.

Councillor Steek called for the yeas and nays, which were as follows:-

Yea: Councillors Angus, Gerbasi, Lubosch, Smith, Steek, Steeves, Timm–Rudolph, Vandal, His Worship Mayor Murray and Councillor Lazarenko 10

Nay: Councillors Clement, De Smedt, Prystanski and Deputy Mayor Thomas 4

and the motion for suspension of the rules was carried.

Julia Van De Spiegle, private citizen, also appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

Richard Paszkowski, private citizen, also appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

Kristin Tresoor, private citizen, also appeared before Council in opposition to Clause 1 of the Report of the Standing Policy Committee on Property and Development dated June 12, 2001 regarding the Proposed Historic Listing of the T. Eaton Company Store at 320 Portage Avenue on the Buildings Conservation List.

Council recessed at 11:56 a.m., and reconvened at 1:40 p.m., the Speaker in the chair, same members present.