REPORT "A" OF THE

EXECUTIVE POLICY COMMITTEE

DATED MAY 10, 2000

On motion of His Worship Mayor Murray, Report "A" of the Executive Policy Committee, dated May 10, 2000, was considered clause by clause.

Moved by His Worship Mayor Murray,

That the Consent Agenda, Clauses 1,2,3,4,5,6, and 7, be adopted.

Councillor Steek requested that Clause 7 be pulled from the Consent Agenda.

The motion to adopt the Consent Agenda, Clauses 1,2,3,4,5 and 6 was put and declared carried.

Sign Language Interpreter Services in the City of Winnipeg File GL-5.7 (Vol. 7)

583 - 1. The Executive Policy Committee has been advised that in August, 1996, the Access Advisory Committee surveyed departments within the City of Winnipeg regarding the availability of sign language interpreters for the Deaf community. It was determined that the City had no sign language interpretation policy.

The Access Advisory Committee recommended that sign language interpretation should be categorized and defined as follows:

Priority 1 Emergency Services - Police, Emergency Response Service (fire/ambulance), Legal Services, Employee Assistance Program, and medical situations and community services which are life saving or supporting.

Priority 2 Situations where accuracy is critical (sensitive areas) - Council and committee meetings, Ombudsman's office, policy and by-law information, meetings with elected officials, internal employment issues such as interviews, staff meetings, work performance reviews/evaluations, workshops and continuing educational opportunities (areas where incorrect interpretation may create potential for litigation).

Priority 3 Situations deemed casual in nature - non-emergency services from all City departments who provide services to the public, (i.e. Water & Waste, Public Works, Winnipeg Hydro, etc.); situations that are very informal, such as parks and recreation programs.

Proposed Procedure on Sign Language Interpreter Services:

(a) That this policy be applicable to all departments and committees of the City of Winnipeg.

(b) That a staff person within the City Clerk's Department be responsible for arranging for sign language interpreter services should any department be requested to provide this service. A "Request for Service" form should be completed by the person(s) requesting interpreter services and submitted to the City Clerk's Department. Requesters should be able to communicate with the Department by e-mail, fax, or TTY. Requests for Priority One should be responded to on demand. Requests for Priority Two and Three should be made one week in advance of the requirement.

(c) That the availability of interpreter services be communicated to the public.

(d) That a data base be established to track the volume and nature of the requests received.

(e) That the City of Winnipeg negotiate a service agreement with Independent Referral Service for the provision of interpretation services. The agreement should include the flexibility to have either one or two interpreters contracted when more than 2 hours' service is required. The agreement should be reviewed on an annual basis.

Report "A" of the Executive Policy Committee dated May 10, 2000

(f) That only qualified, professional American Sign Language (ASL) interpreters trained through an interpreter post-secondary instructional course and endorsed by the Deaf community, be utilized.

(g) That all requests for interpreter services be considered, where public services are provided to the general public. Interpreter services should not be refused for any reason. The City of Winnipeg should reserve the right to prioritize service delivery within the established budget. Any questionable situations should be referred to a review board made up of a member of the Access Advisory Committee, Equity and Diversity Coordinator and a representative from the Ombudsman's office for clarification.

(h) That the City Clerk's Department educate and inform all City staff, elected officials and committee members of the sign language interpretation service policy and general provision of services to the Deaf community in Winnipeg.

It is recommended that funds be found from within the City's budget for the initial year of operation (2000). Once the identification of costs is ascertained, funds should be budgeted for commencing in 2001.

At its meeting of November 10, 1999, the Access Advisory Committee noted a recent Supreme Court case in British Columbia (the Eldridge Decision), that established that persons who are deaf have the right to equal provision of services where services are provided to the general public, and recommended that the City of Winnipeg provide interpretation services on request.

The Executive Policy Committee recommends:

I. That the City of Winnipeg provide sign language interpretation for the Deaf Community on request, with one-week prior notification (except for emergency services).

II. That the sign language interpretation services be provided through a negotiated Purchase Service Agreement with Independent Interpreter Referral Service for sign language interpreter services.

III. That the City Clerk's Department be responsible for coordinating and arranging interpreter services for Departments who are requested to provide this service.

IV. That the Proper Officers of the City be authorized to do all things necessary to effect the intent of the foregoing.

Adopted by consent.

Winnipeg Development Agreement, Sub-Program 12-A - Riverbank Development Coalition River Access - Riviere Acces Coalition (CAR-RAC)
File FR-3.2(PA-12) (Vol. 1)

584 - 2. The Executive Policy Committee has been advised that Program Authorization for the Winnipeg Development Agreement, Sub-Program 12-A Riverbank Development was approved by the three levels of Government on August 4, 1995.

Initiatives to be funded within the programs included capital projects that attract tourists and improve public access to and along Winnipeg's riverbanks.

All projects were to be environmentally sound and include: public consultation; partnerships with non-public agencies; and opportunities for funding with the other levels of government.

In 1998 a request was received by the Riverbank Management Committee to fund the concept development, preliminary design, engineering review and cost estimates for an integrated riverbank access proposal.

CAR-RAC in 1999 presented the work to date and requested additional funding for a business and operational plan. Funding for the Riverbank Portals feasibility study was provided through program 14 of the WDA.

Report "A" of the Executive Policy Committee dated May 10, 2000

The Business Plan was completed in December 1999.

The primary focus of the City of Winnipeg's WDA funding was to complete the extension of the riverwalk from the Park's Canada Amphitheater to the Alexander Docks to create and complete the wrapping of the Downtown with the riverwalk.

Implementation of the riverwalk completion was delayed pending resolution of: proposal calls for marinas, housing and restaurant on the Forks site; the completion and resolution of the baseball park; the extension of Pioneer Drive to Lombard and associated bank stabilization; the relocation of the riverboats; final configuration of the Provencher Bridge and associated roadways; and the solutions regarding the pumping station, steam plant, and intake structure.

In the interim the low line pedestrian bridge connection from the Forks to the south point was completed in 1998 with a City of Winnipeg WDA contribution of $159,000.

Coalition River Access – Riviere Acces Coalition, CAR-RAC, is a coalition of several Business Improvement Zones (BIZ), the Forks North Portage Partnership and community groups with the shared vision to make the Red and Assiniboine Rivers, a major transportation/transit and recreation corridor. This vision has as its goal the strengthening of the economies of the city's central business districts and enhancing the livability of the surrounding neighbourhoods. To this end, seven locations along the Red and Assiniboine Rivers have been identified where permanent dock facilities could be developed.

The CAR-RAC coalition members currently include:

> The Forks North Portage Partnership; The Exchange District BIZ; The Norwood Grove BIZ; The Corydon Ave. BIZ; The Osborne Village BIZ; Festival du Voyageur; Rues Principals; The West Broadway-South Sherbrook BIZ/West Broadway Development Corporation; The City of Winnipeg.

The Goals of the Project include:

- To re-establish the river system as a major transportation link between the older residential neighbourhoods and commercial districts that developed around the turn of the last century. The integration of Winnipeg's existing land based transit system with a water based shuttle service is a critical component of this objective.
- To facilitate and promote year round access to the Red and Assiniboine Rivers surrounding The Forks.
- To strengthen the economics of the central business districts.

The scope of this project is to design and develop celebratory, signature, year-round riverbank access points (dock locations) for each of the central riverbank communities.

These access points would include permanent boat docks, shelters, public art, bicycle and ski facilities and other features that celebrate and enhance access to the neighbourhood.

Summer - The seven business districts would be linked through a transportation system utilizing the Splash Dash Water Bus Services. Linked into the city's Transit system, people would be able to move easily from land based transit to water based transit. A portion of the service would be dedicated to tourist traffic, offering designated tour routes and river interpretation.

Winter - The docks could be linked in the winter months through the Rivertrail system. Warm-up shacks, staircases, decorative lighting would be common to each dock allowing people to move freely between business districts by ski, skate and foot. On weekends, horse drawn sleigh service would be available.

<u>Locations and Costs</u>

Corydon/Hugo	$350,000	
Steve Juba/Exchange	$250,000	
Gerald Lynch/Osborne	$190,000	
West End/Spence St.	$330,000	
Joseph Royal Park/Provencher	$270,000	
Norwood Bridge	$245,000	
Whittier Park/Festival	$225,000	
Total	$1,860,000	(Based on 1998 costs)

Report "A" of the Executive Policy Committee dated May 10, 2000

Riverbank Connections:
The primary goal has been to provide a riverside edge which wraps the downtown and extends from the Legislature Docks on the Assiniboine up to the Alexander Docks area on the Red River. There are currently several sections of the integrated riverwalk system begun in the Downtown in 1988 which need to be addressed and upgraded to ensure the 'wrapping' of the Downtown with a waterside pedestrian greenbelt. The current proposal will complement the proposed Riverside Drive and several private initiatives under development in the area.

Area 1 - Parks Canada Amphitheater to the proposed Provencher Bridge

This section of the riverwalk would extend from the amphitheater to the current riverboat docks. The walkway would then come up the bank to integrate with the proposed Pedestrian Bridge link and then connect below the new Provencher Bridge to areas north of the bridge.

Area 2 - Provencher Bridge to the CN Highline

The existing timber dike needs to be removed and the existing walkway enhanced to connect between the two bridges with the same level of finish as the rest of the riverwalk including lighting, benches, and increased safety. The work could be a combination of water's edge and mid bank treatments.

Area 3 - Juba Park - Highline to Intake Structure

The proposed work on this section of the riverwalk would be an enhancement of the existing park including: the removal of the berms and overgrown plant material; lighting improvements; integration of the Exchange Dock; links to the proposed private developments, Intake Structure, Pumping Station, etc.; an urban historic "building shard park"; and work would complement the construction of the proposed Riverside Drive.

Area 4 - Alexander Docks - Intake Structure to St. Andrews Cairn

The work proposed for the Alexander Dock location would include: bank stabilization to complement private initiatives; extend the mid-bank pathway to the St. Andrews Cairn; lighting, benches, and related amenities; evaluation of the dock structure; and proposal call regarding year round private development opportunities.

There are a number of initiatives underway along the river from the Forks to the Alexander Dock location. The dock/river portal project and the related riverbank development strengthen one another. The projects enhance the Provencher Bridge(s) and Riverside Drive connections. The Forks gains from having a series of docks and portals leading and connecting to the downtown's current main destination. The Forks although benefiting from stronger river connections and linkages cannot fund projects which are not on its own property. Therefore the following is being proposed:

CAR-RAC - Funding from the WDA by the City of Winnipeg would be dedicated to the preliminary design and engineering studies and construction of the first three priority riverbank docks/portals including the Exchange, Corydon / Hugo, and Osborne locations. CAR-RAC to continue to seek additional funding for the remaining docks. (Allocation $700,000)

Riverwalk Forks - Parks Canada - That the Forks-North Portage Partnership be requested to complete the sections of the missing sections of the riverwalk from the Parks Canada Amphitheater to the CN highline track in coordination with the proposed bridge projects. (Areas 1 and 2 above)

Riverwalk City of Winnipeg - That funding from the WDA be used to complete the final riverside connection of the downtown's riverbank from the CN Highline to and beyond the Alexander Dock. (Allocation $ 300,000 to Areas 3& 4 above)

As funding for the Winnipeg Development Agreement has been budgeted for in previous years, no additional borrowing authority is required.

Council is the approval authority for Winnipeg Development Agreement requests for funding over $100,000.

Report "A" of the Executive Policy Committee dated May 10, 2000

The Executive Policy Committee recommends:

I. That funds in an amount up to $700,000 from the Winnipeg Development Agreement, Sub Program 12A - Riverbank Development, be approved for the first phase of the CAR- RAC Riverbank Portal Project.

II. That funds in an amount up to $300,000 from the Winnipeg Development Agreement Sub Program 12A - Riverbank Development, be approved for the development of the North Winnipeg Parkway extension from the CN highline to the Alexander Docks.

III. That the Forks North Portage Partnership be requested to commit to the completion of the riverwalk in the next 24 months from the parks Canada Amphitheater to the CN Highline.

IV. That CAR-RAC is directed to secure additional funding to complete the remaining riverbank portals from other sources, and confirm funding by September 30, 2000.

V. That the City enter into an agreement with CAR-RAC or their representative to maintain, market, and coordinate the downtown docks and neighbourhood portals on a lease arrangement.

VI. That the Proper Officers of the City be authorized to do all things necessary to effect the intent of the foregoing.

Adopted by consent.

Expenditure from Land Dedication Reserve Fund - Elwick Community Club Outdoor Rink - Lord Selkirk-West Kildonan Community Committee
File EP-2 (Vol. 26)

585 - 3. The Executive Policy Committee has been advised that the Lord Selkirk-West Kildonan Community Committee has concurred in the allocation of $34,000.00 from the Lord Selkirk-West Kildonan Land Dedication Reserve Fund for upgrading the Elwick Community Club outdoor rink.

The Executive Policy Committee concurs with the above and recommends that funds in the amount of $34,000.00 be approved from the Lord Selkirk-West Kildonan Community Committee Land Dedication Reserve Fund for the project.

Adopted by consent.

Expenditure from Land Dedication Reserve Fund - Lighting at Marlow Court Park - Lord Selkirk-West Kildonan Community Committee
File EP-2 (Vol. 26)

586 - 4. The Executive Policy Committee has been advised that the Lord Selkirk-West Kildonan Community Committee has concurred in the allocation of $7,500.00 from the Lord Selkirk-West Kildonan Land Dedication Reserve Fund for the installation of lighting at the Marlow Court Park.

The Executive Policy Committee concurs with the above and recommends that funds in the amount of $7,500.00 be approved from the Lord Selkirk-West Kildonan Community Committee Land Dedication Reserve Fund for the project.

Adopted by consent.

Report "A" of the Executive Policy Committee dated May 10, 2000

Expenditure from Land Dedication Reserve Fund - Renovations to Caron House - Assiniboia Community Committee File EP-2 (Vol. 26)

587 - 5. The Executive Policy Committee has been advised that the Assiniboia Community Committee has concurred in the allocation of $4,000.00 from the Assiniboia Land Dedication Reserve Fund to assist with the renovation of kitchen cupboards.

The Executive Policy Committee concurs with the above and recommends that funds in the amount of $4,000.00 be approved from the Assiniboia Community Committee Land Dedication Reserve Fund for the project.

Adopted by consent.

Development of a Strategy to Lower Business Tax File FL-1 (Vol. 11)

588 - 6. On April 26, 2000, Council ruled automatic referral of the following motion to the Executive Policy Committee, under Rule 16.1 of the Procedure By-law No. 5400/90:

Moved by Councillor Steek,
Seconded by Councillor Prystanski,

WHEREAS the business tax will raise 55 million dollars at a rate of 9% in 2000 and is projected to raise 57.2 million dollars in 2001 and 57.4 million dollars in 2002;

AND WHEREAS the business tax has been frozen at the same level since 1996;

AND WHEREAS a reduction in the business tax is essential to creating an atmosphere that encourages existing business to expand and attract new businesses to locate in Winnipeg;

THEREFORE BE IT RESOLVED that the Administration develop a strategy that will progressively lower the business tax rate over the next 5 years.

Inasmuch as the Administration will be presenting a report on the subject matter in September, the Executive Policy Committee recommends that an extension of time of 120 days be approved for consideration of the matter.

Adopted by consent.

Appointment of Acting Ombudsman for the Transition Period File GL-5.9 (Vol. 3)

589 - 7. On April 26, 2000, Council ruled automatic referral of the following motion to the Executive Policy Committee, under Rule 16.1 of the Procedure By-law No. 5400/90:

Moved by Councillor De Smedt,
Seconded by Councillor Gerbasi,

WHEREAS more time may be required for the Province to consider the City's request to delete the requirement for the City to have its own Ombudsman as recommended in Clause 2 of the Report of the Executive Policy Committee dated April 19, 2000;

THEREFORE BE IT RESOLVED that a three month extension to the current Ombudsman contract be considered in order to provide a smooth transition for the transfer of Ombudsman services to the Province.

Report "A" of the Executive Policy Committee dated May 10, 2000

On May 10, 2000, the Executive Policy Committee passed the following motion, namely:

> *"That Mel Chambers, currently an investigator with the Ombudsman's Office, be appointed as the Acting Ombudsman for the transition period to finalize operations in the Ombudsman's Office;"*

and submits same to Council for favourable consideration.

Moved by His Worship Mayor Murray,
Adoption of the clause.

Carried.

REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED MAY 17, 2000

On motion of His Worship Mayor Murray, the Report of the Executive Policy Committee, dated May 17, 2000, was considered clause by clause.

Moved by His Worship Mayor Murray,
That the Consent Agenda, Clauses 1,2,3,4,5,6 and 7, be adopted.

Carried.

Proposed Text Amendment - Winnipeg Zoning By-law No. 6400/94 - Regulation of Advertising Signs File DAZ 215/99 [c/r DAZ 209/94 (Vol. 3)]

590 - 1. On November 10, 1999, the Executive Policy Committee laid over Clause 1 of the Report of the Standing Policy Committee on Property and Development dated October 26, 1999, with respect to the referenced matter.

On January 26, 2000, Council granted a 90 day extension of time.

On April 26, 2000, Council granted a further 30 day extension of time.

In accordance with Section 61.5 of the Procedure By-law No. 5400/94 as amended, the Executive Policy Committee recommends that Council grant a further extension of time of 30 days for consideration of the matter.

Adopted by consent.

Amalgamation of the Provision of Environmental Health Services in The City of Winnipeg File EH-1 (Vol. 19)

591 - 2. On November 12, 1997, the Executive Policy Committee laid over Clause 2 of the Report of the Committee on Planning and Community Services dated October 28, 1997.

On December 3, 1997, the Executive Policy Committee referred the clause to the Chief Administrative Officer with directions that this be included in the overall negotiations and discussions with The Partners in Public Service Initiative.

On January 28, 1998, Council approved an extension of time of 365 days for consideration of the matter.

On January 27, 1999, Council approved an additional extension of time of 120 days for consideration of the matter.

On May 26, 1999, Council approved an additional extension of time of 365 days for consideration of the matter.

For the information of Council, the Executive Policy Committee has referred this matter back to the Standing Policy Committee on Protection and Community Services for further review inasmuch as numerous changes have occurred since 1997.

Adopted by consent.

Report of the Executive Policy Committee dated May 17, 2000

Evaluation of Alternative Roadway Networks Connecting the Provencher Bridge and Main Street
File DAZ 215/99 (Vol. 3)

592 - 3. On January 19, 2000, the Executive Policy Committee laid over Clause 3 of the Report of the Standing Policy Committee on Public Works dated January 11, 2000, with respect to the referenced matter.

On February 23, and March 22, 2000, Council approved a 30 day extension of time for consideration of the matter.

On April 5, 2000, the matter was referred back to the Standing Policy Committee on Public Works for further consideration.

On April 11, 2000, the Standing Policy Committee on Public Works reconsidered the matter and submitted Clause 7 of its Report dated April 11, 2000 in this connection.

On April 19, 2000, the Executive Policy Committee laid over both Clause 3 and Clause 7 of the respective Reports.

For the information of Council, on May 17, 2000, the Executive Policy Committee referred the matter of alternative roadways networks to the Provencher Bridge and Main Street back to the Standing Policy Committee on Public Works.

In accordance with Section 61.5 of the Procedure By-Law No. 5400/94 as amended, the Executive Policy Committee recommends that Council grant a further extension of time of 30 days to allow the Administration to submit a new report for consideration.

Adopted by consent.

Expenditure from Land Dedication Reserve Fund - TransCanada Trail Signage for Relay 2000 - City Centre Community Committee
File EP-2 (Vol. 27)

593 - 4. The Executive Policy Committee has been advised that the City Centre Community Committee has concurred in the allocation of $500.00 from the City Centre Land Dedication Reserve Fund for the installation of signage along the TransCanada Trail.

The Executive Policy Committee concurs with the above and recommends that funds in the amount of $500.00 be approved from the City Centre Community Committee Land Dedication Reserve Fund for the project.

Adopted by consent.

Winnipeg Commuter Challenge 2000 - June 5 to 9, 2000 File E (Vol. 3)

594 - 5. On May 19, 2000, the Executive Policy Committee passed the following motion, namely:

WHEREAS Resource Conservation Manitoba and its partners, The City of Winnipeg, Heart and Stroke Foundation, Manitoba Lung Association, Manitoba Cycling Association and Winnipeg Transit invite Winnipeggers to join in the first ever Winnipeg Commuter Challenge 2000 in Winnipeg from June 5 to 9;

AND WHEREAS the Commuter Challenge encourages participants to bus, bike, walk, roller-blade or carpool to work during the week June 5 to 9, emphasizing healthier means of commuting;

Report of the Executive Policy Committee dated May 17, 2000

AND WHEREAS the Commuter Challenge is an environmentally friendly, exciting inter-corporate and inter-city competition in which Canadian cities compete to determine which City can reduce the most pollution and greenhouse gas emissions by "green commuting" such as walking, cycling, riding, public transit, and carpooling;

AND WHEREAS during the week long event, challengers record their mode of transportation and distance travelled on a daily basis, via the Internet or through a designated Commuter Challenge Coordinator, and at the end of the week, totals are tallied to determine local and national event winners;

THEREFORE BE IT RESOLVED that Council encourage all City of Winnipeg staff to take up the challenge from June 5 to 9 and give their cars a rest.

and submits same to Council for favourable consideration.

Adopted by consent.

Proposal to create an Urban Economic Development Strategy Committee File CR-5 (Vol. 1)

595 - 6. On December 15, 1999, Council ruled automatic referral of the following motion to the Executive Policy Committee, under Rule 16.1 of the Procedure By-law No. 5400/90:

Moved by Councillor Angus,
Seconded by Councillor De Smedt,

WHEREAS the City of Winnipeg is desirous of increasing its tax base, job creation and new business development;

AND WHEREAS there are opportunities for economic development in the City of Winnipeg;

THEREFORE BE IT RESOLVED that the Executive Policy Committee explore creation of an "Urban Economic Development Strategy Committee";

AND BE IT ALSO RESOLVED that the Executive Policy Committee recommend to Council the structure, terms of reference and reporting relationships for the Committee's operation.

On January 12, 2000, the Executive Policy Committee laid the matter over for 30 days.

On February 23, 2000, Council granted an extension of time of 90 days.

In accordance with Section 61.5 of the Procedure By-law No. 5400/94 as amended, the Executive Policy Committee recommends that Council grant a further extension of time of 60 days for further consideration of the matter.

Adopted by consent.

Appointment of Members - Committee for Safety File CR-5 (Vol. 2)

596 - 7. On April 28, 1999, Council adopted Clause 5 of the Report of the Executive Policy Committee, dated April 21, 1999, creating the "Committee for Safety" to support, assist, stimulate and mobilize the work of the community on safety and including the appointment of members.

On February 23, 2000, Council adopted Clause 2 of the Report of the Executive Policy Committee dated February 22, 2000, directing the Committee for Safety to form a Working Group to review the recommendations of the Commission of Inquiry conducted by the Honourable Mr. Justice Perry Schulman (Lavoie Report).

Report of the Executive Policy Committee dated May 17, 2000

At its meeting held on May 10, 2000, the Committee for Safety accepted the resignation of Ms Deborah KiiskeeN'Tum and considered its membership in view of an existing vacancy and therefore recommended as follows:

> "That Sharon Perrault be appointed to the Committee for Safety to fill the vacancy resulting from the resignation of Deborah KiiskeeN'Tum for the balance of the two-year term which expires December 31, 2000; and
>
> That Jennifer Chu be appointed to the Committee for Safety to fill the vacancy resulting from the resignation of Ruth Laveman for the balance of the two-year term which expires December 31, 2000."

The Executive Policy Committee recommends:

I. That Sharon Perrault be appointed to the Committee for Safety for the balance of the three-year term expiring on December 31, 2000.

II. That Jennifer Chu be appointed to the Committee for Safety for the balance of the three-year term expiring on December 31, 2000.

III. That the Proper Officers of the City be authorized to do all things necessary to effect the intent of the foregoing.

Adopted by consent.

EXECUTIVE POLICY COMMITTEE

MOTIONS

Moved by His Worship Mayor Murray,
Seconded by Councillor Thomas,
597 - WHEREAS the Department of National Defence is currently studying the issue of the future of land forces in Manitoba, and the possible relocation of the Second Battalion of the Princess Patricia's Canadian Light Infantry (2 PPCLI) from Winnipeg to Alberta, and/or to Shilo, Manitoba;

AND WHEREAS the 2 PPCLI plays an important and integral role in our community and provides significant economic benefit to Winnipeg businesses;

THEREFORE BE IT RESOLVED that The City of Winnipeg go on record with the Federal Government in supporting the armed forces personnel and their families of the 2 PPCLI remaining in Winnipeg.

Carried.

EXECUTIVE POLICY COMMITTEE

CONSIDERATION OF BY-LAWS

598 - On motion of His Worship Mayor Murray, the following by-laws were reading a first, second and third time, the rule being suspended for the third reading of each by-law, and were passed and ordered to be signed and sealed, namely:-

By-law No. 7632/2000, a by-law of The City of Winnipeg to establish a program of property tax credits to encourage and assist in the renovation and improvement of designated structures in the downtown area of The City of Winnipeg.
Files EP-1.2.3 (Vol. 2) and G-3.1.5 (Vol. 2)

By-law No. 7633/2000, a by-law of The City of Winnipeg to establish a program of grants from a fund, named in honour of Gail Parvin Hammerquist, to encourage and assist in the renovation of buildings of architectural or historic significance and to provide for heritage research and heritage economic development initiatives in the City of Winnipeg.
File G-3 (Vol. 10)

EXECUTIVE POLICY COMMITTEE

QUESTION PERIOD

599 - Councillor Steek referred to the recent renaming of a park and questioned why community consultation did not occur in that the park had had its original name since 1885.

His Worship Mayor Murray outlined the re-naming process and suggested that the policy could be reviewed to provide for more community consultation.

Councillor Steek referred to the matter of Red River College and discussions with the Province and questioned if there had been any further communication from the Province and if there was an anticipation that the project would be realized.

His Worship stated that he had been unable to arrange a meeting with the Minister of Education but advised that he had raised the issue with the Minister of Intergovernmental Affairs and the Premier and they have assured that it was their preference to see the project realized. He further noted that CentreVenture was working on the matter and advocated that Councillors should lobby with their Members of the Legislature.

Councillor Steek expressed his concern that the Mayor was unable to meet with Mr. Caldwell and noted that he had had an extensive telephone conversation with him on the matter and asked if His Worship would like to see a copy of the notes of the discussion, to which His Worship responded that he would like to see the notes but that it wasn't that he hadn't spoken to the Minister, rather he was trying to schedule an in person meeting with the Minister which would also include staff of CentreVentre and Red River College.

Councillor Timm-Rudolph questioned if there was any further information on the possible relocation of the army base from Winnipeg, to which His Worship responded that the three levels of government had agreed to support the retention of the Princess Patricia's Canadian Light Infantry in Winnipeg, and that he hoped that the motion being presented before Council regarding the matter would be adopted. He also suggested that each member of Council write to the Minister of National Defence stating their position and their concerns.

Councillor Timm-Rudolph requested that Council be provided with information if in fact, the rumours regarding the base relocation were correct, to which His Worship responded that the information available was very limited and that there wasn't a firm commitment or a great deal of paper that could be provided, but that he would be happy to meet with her on this matter.

Councillor Smith questioned why a delegation from the City of Winnipeg was not on hand when the Provincial Government tabled its budget, to which His Worship replied that there were representatives from the City who were in the lockup.

Executive Policy Committee - Question Period (continued)

Councillor Lubosch questioned whether the Mayor was aware that last December, Mid Canada Waste illegally disposed of approximately 400 metric tonnes of pesticide treated canola seed within 500 metres of residents along Knowles Avenue. He further advised that the matter had still not been cleaned up and that there was still a high degree of toxicity in the soil and that the fresh water aquifers in the area were immediately threatened.

His Worship noted that the matter was under provincial jurisdiction, but one of concern, and suggested that a motion be brought forward to Council asking that the matter be looked into.

Councillor Lubosch made reference to a recent public meeting held to discuss a big box commercial shopping centre proposal in the RM of East St. Paul, which was on a scale larger than any other currently developed or envisioned in the City of Winnipeg, and was contrary to the adopted rural development plan. Councillor Lubosch questioned if there had been any correspondence with the Reeve of East St. Paul or the Provincial Government on the proposal.

His Worship responded that he had not received any correspondence and advised that the Minister of Intergovernmental Affairs had the responsibility to address the matter and advocated that each Councillor lobby the Minister.

Councillor Timm-Rudolph questioned what would be done with the ambulance services inasmuch as the Province did not provide the full funding that was requested.

His Worship noted that nothing had changed with the future of the ambulance services and that resolution of the matter was still expected by June 30th.

The Speaker advised that Council would here proceed to consider the order of business - “Report of the Executive Policy Committee dated May 24, 2000".

REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED MAY 24, 2000

On motion of His Worship Mayor Murray, the rule was suspended and Clause 1 of the Report of the Executive Policy Committee dated May 24, 2000, was considered.

Germanic Cultural Centre of Manitoba Inc., 50 Dunkirk Drive
Files EP-2 (Vol. 27), FI-2(35)(Vol. 9)

600 - 1. The Executive Policy Committee has been advised that during the period between January 19, 2000 and May 19, 2000, representatives of the City and the Germanic Cultural Centre (GCC) met on many occasions to discuss: the matter of outstanding payments owing to the City (i.e. realty tax on the Canoe Club Golf Course); the status of the existing management agreement between the City and the GCC and; the proposal from the WOW Hospitality Corporation, and; the request for a $220,000.00 Grant from the Riel Community Committee Cash in Lieu of Land Dedication Account.

The Planning, Property and Development Department has provided the following summary on each of the substantive issues, as follows:

1. Lease Agreement Golf Course Arrears:

The Planning, Property and Development Department pursued collection of the golf course lease agreement arrears. The lease agreement arrears were calculated to be $81,243.48 as at May 15, 2000. Following a review of the total arrears at the request of the Germanic Cultural Centre of Manitoba Inc., the Real Estate Division agreed to recommend adjustment of the total amount of arrears owing by eliminating the GST component (in recognition that the intent was to reimburse the City for the realty taxes as already paid by the City). Furthermore, the Department agreed to recommend deleting the necessity to pay accumulating interest on the principle owing in recognition of the fact that the Cultural Centre and the City were involved in significant negotiations over much of this time period. As such, the revised amount of arrears was determined to be $63,375.22.

At a meeting held on May 18, 2000, Mr. N. Hansch, representing the GCC made a proposal to repay the arrears in accordance with the following:

a) That GCC make an initial payment of $30,000.00 with the remaining balance to be repaid in equal installments over (6) six years with the final amount of arrears to be determined with respect to the approved term date - April 1, 1995 and date of operating the course - June, 1995 and that the payment in the 6th year to be adjusted to reflect the outstanding balance.

b) That GCC would enter into an agreement for the repayment of the arrears and confirmed that GCC could not obtain a letter of credit against the agreement for repayment of the arrears;

c) The repayment of the arrears by GCC is conditional upon Council approval of a $220,000.00 grant for the refurbishment of the kitchen facilities at the Centre.

The Department would ordinarily charge interest on the amount owing. A decision by Executive Policy Committee and Council to relieve GCC of the payment of interest will result in a further subsidy to the GCC and lost opportunity cost to the Department's Land Operating Reserve Account from which these realty tax payments had been funded.

The effect of calculating the principle owing from June 1995 (the date of occupancy) rather than April 1, 1995 (being the effective date of the former golf course lease) will be to slightly further reduce the amount of principle owing. The Department supports the adjustment of the effective date of the arrears.

With regard to the matter of the GCC insisting that the payment of the arrears is conditional upon the approval of the $220,000.00 grant the Department has been advised that the GCC does not have the ability to repay these arrears without the approval of the grant and the execution of the consent agreement.

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Therefore, there appears to be no other alternative other than to accept this Germanic Cultural Centre of Manitoba imposed condition.

2. Germanic Cultural Centre of Manitoba Inc Management Agreement- 50 Dunkirk Drive:

On May 18, 2000, representatives of the Real Estate Division again advised that it was the City's intention to have the GCC remain as the Manager of the site and that the City was prepared to honour its obligations under the Management Agreement.

Accordingly, the Real Estate Division advised the Manager that any plans or proposals for the renovation or expansion of the existing facility would have to be initiated by the GCC and that same would have to be considered within the parameters of and in accordance with all provisions of the existing management agreement.

Moreover, in the event that GCC wishes to obtain the services of a food and beverage services operator and that if such a proposal includes the investment of private capital into the facility, that the GCC would be required to obtain the formal consent of the City in the form of a Consent Agreement prior to entering into any agreements. Furthermore, that the Consent Agreement with the City would at least address the following:

a) Acknowledgement that any sub-contract not intended to replace the GCC as the Manager of the facility;
b) Any sub-contract will terminate upon cancellation/termination of Management Agreement;
c) All sub-contracts will be subject to all Fees, Charges, Levies, Assessment and Taxation applicable to the operation;
d) City right to ownership of Improvements;
e) No assignment of any rights of the Manager pursuant to Management Agreement with the City;
f) Term of any sub-contract shall expire upon the termination of Management Agreement at the Option of the City;
g) And any other conditions as deemed appropriate after examination of the sub-contract

The GCC representative verbally agreed to the proposed method of dealing with a proposal involving the securement of a food and beverage services operator and private capital investment into the facility. As well, given the issue of timing in this matter that the GCC agreed to the approval of a Consent Agreement by the City's Chief Administrative Officer.

In addition to the above, representatives of the Real Estate Division conveyed a request to the GCC that a process of regular monitoring and review of the operation be initiated, and, that the City's approval of all major contracts and agreements be obtained prior to entering into same in the future.

Mr. Hansch, in his letter dated May 19, 2000, advises that the GCC is in agreement with the foregoing.

3. Proposal from the Germanic Cultural Centre of Manitoba Inc. and the request for a $220,000.00 grant from the Riel Community Committee Cash in Lieu of Land Dedication Account:

In a report dated January 13, 2000, the Planning, Property and Development Department provided a review of a proposal submitted by the WOW Hospitality Corporation for the renovation and expansion of the City owned facility located at 50 Dunkirk Drive and which is under a management agreement with the GCC. This proposal, in part, requested a grant of $220,000 from the Riel Community Committee Cash in Lieu of Land Dedication Account.

Subsequent to the submission of the proposal, the following events have transpired:

1) The Planning, Property and Development Department advised the GCC that any proposal for the facility must be submitted by the GCC in accordance with the Management Agreement;
2) As a result of violations, the Province of Manitoba refused to issue a Health Permit for the kitchen facility and thus the City's Licensing Branch issued a cease and desist order to shut down the kitchen facility at the 50 Dunkirk Drive facility;
3) The approximate cost to meet the minimum requirements to render the kitchen in compliance is $10,000.00 to $12,000.00 (as provided by the GCC);
4) Although the Department has not received a current proposal from the GCC at the time of writing this report, the "scope" of the same has been determined to include the renovation and expansion of the kitchen facility at an estimated cost of $440,000.00 in accordance with the earlier proposal;

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5) That the GCC is requesting the City to provide a grant of up to 50% of this amount;
6) That the GCC would expend its portion first and that any City funds would be subsequently expended in "hard improvements" to the kitchen and be attached to the property; and
7) That GCC would be prepared to enter into a Grant Agreement in accordance with terms and conditions satisfactory to the City Solicitor.

The Planning, Property and Development Department identified several principle concerns regarding the original proposal as submitted by the WOW Hospitality Corporation. Although the subsequent proposal from the Germanic Cultural Centre of Manitoba Inc is yet to be formally submitted in final form to the City for the upgrade and renovation of the kitchen at the 50 Dunkirk Drive facility and that the terms and conditions of a Consent Agreement have not yet been finalized, the original Departmental concerns still remain with respect to the subsequent proposal and which would have to be addressed prior to approving the grant of $220,000.00. In particular, the following issues would have to be addressed and covered off in a Grant Agreement as follows:

a) The proposal must support the activities of the Germanic Cultural Centre of Manitoba as the Manager of the facility and related purposes thereof;
b) The relationship between GCC and the potential sub-contractor must be clarified within the context of a formal Consent Agreement;
c) The proposal and related business plan must include a financial analysis of the entire facility including the effect of the proposal upon the viability of the entire facility;
d) The proposal must provide for the protection of any City investment; and
e) The physical feasibility of the proposal must be demonstrated relative to existing uses of the facility, existing land uses, zoning and current site conditions including vegetation and riverbank stability.

The Department is of the view that, should Council, decide to approve a $220,000.00 grant to the GCC that the approval be conditional upon the execution of a "Consent Agreement" and the acceptability of a revised "Business Plan", both of which would be subject to the satisfaction of the Chief Administrative Officer. Furthermore, the Department recommends that the Chief Administrative Officer be delegated authority to execute a "Grant Agreement" to incorporate the aforementioned parameters.

4. Availability of Capital Funding - Riel Community Committee Cash in Lieu of Land Dedication Account

Funding in the amount of $339,465.00 is currently available (as at March 31, 2000) from the Riel Community Committee Cash in Lieu of Land Dedication Account. There are presently two commitments against this funding:

1) Recovery to the Land Operating Reserve Account for reimbursement relative to the dedication of land operating reserve property located at Eric Street and Beliveau Road ($220,000.00) as public park; and
2) Proposed grant to the Germanic Cultural Centre of Manitoba ($220,000.00). In the event both requests are approved, a shortfall of $100,535.00 would occur.

Currently, there are no costs on the books against the City owned Eric Street and Beliveau Road property and as such, a recovery to the Land Operating Reserve Account is not required from a land accounting perspective in order to comply with the rules as set out for the reserve.

At its meeting on July 8, 1999, the Standing Policy Committee on Property and Development considered a report from the Planning, Property and Development Department regarding the acquisition of lands at Eric Street and Beliveau Road. Amongst other things, the report sought clarification of the issue regarding a recovery of $220,000.00 in funding to the Land Operating Reserve Account for the value of City lands to be retained for parks purposes. The Standing Policy Committee referred the matter to the Riel Community Committee and at its meeting on July 13, 1999, the Community Committee received the matter as information. At its meeting on September 7, 1999, the Riel Community Committee recommended that the encumbered funding of $220,000.00 in the Riel Community Cash In lieu of Land Dedication Account be reallocated to the Germanic Cultural Centre.

In the event that Council decides that a recovery to the Land Operating Reserve Account is not required, then sufficient funding will exist to finance the subject grant request. As such, the Real Estate Division is seeking clarification on this matter from Council prior to making a funding commitment to the Germanic Cultural Centre of Manitoba Inc.

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The Executive Policy Committee recommends:

I. That the Germanic Cultural Centre of Manitoba Inc. request for a $220,000.00 grant from the Riel Community Committee Cash in Lieu of Land Dedication Account be approved for the renovation and upgrade of the kitchen facilities at the Germanic Cultural Centre facility subject to the following:

a) That GCC make an initial payment of $30,000.00 with respect to arrears in the approximate amount of $63,375.22 with the remaining balance with interest to be repaid in equal installments over (6) six years with the calculation of arrears to be adjusted and effective June, 1995, all to be formalized by way of an agreement.

b) Finalization of a "Consent Agreement" and the acceptability of a revised "Business Plan", both of which would be subject to the satisfaction of the Chief Administrative Officer.

II. That the Chief Administrative Officer be delegated authority to finalize a "Consent Agreement" in accordance with the parameters for a Consent Agreement including but not limited to the following:

a) Acknowledgement that any sub-contract not intended to replace the GCC as the Manager of the facility;
b) All sub-contracts will expire at the termination of the Management Agreement unless extended at the sole option of the City as represented by the Chief Administrative Officer or designate;
c) All sub-contracts will be subject to all Fees, Charges, Levies, Assessment and Taxation applicable to the operation;
d) City right to ownership of Improvements;
e) No assignment of any rights of the Manager pursuant to Management Agreement with the City;
f) Any other conditions as deemed appropriate after examination of the sub-contract.

III. That Council not approve a reimbursement from the Riel Community Committee Cash In Lieu of Land Dedication Account in the amount of $220,000.00 to the Land Operating Reserve Account respecting the transfer of jurisdiction of property at Eric Street and Beliveau Road into the parks system.

IV. That the Chief Administrative Officer be delegated authority to finalize a "Grant Agreement" in accordance with the parameters for a Grant Agreement as follows:

a) The proposal must support the activities of the Germanic Cultural Centre of Manitoba as the Manager of the facility and related purposes thereof;
b) The relationship between GCC and the potential sub-contractor must be clarified within the context of a formal Consent Agreement;
c) The proposal and related business plan must include a financial analysis of the entire facility including the effect of the proposal upon the viability of the entire facility;
d) The proposal must provide for the protection of any City investment; and
e) The physical feasibility of the proposal must be demonstrated relative to existing uses of the facility, existing land uses, zoning and current site conditions including vegetation and riverbank stability.

V. That all agreements be executed by 4:30 p.m. on or before June 30, 2000.

VI. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

Moved by His Worship Mayor Murray,
Adoption of the clause.

The Speaker called Councillor Angus to the Chair in order to participate in the debate, and after speaking, resumed the Chair.

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

The Speaker returned to the Chamber.

The motion for the adoption of the clause was put and declared carried.