Meeting No. 15

Council Chamber
Winnipeg, July 19, 2000

Council met this day at 9:37 a.m.

The Speaker called the meeting to order.

Opening Prayer read by Councillor Golden.

The Clerk called the roll.

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

Councillor Steek entered the meeting after roll call.

In attendance: Mrs. D. Browton, City Clerk, Mr. R. Kachur, Deputy City Clerk and Mrs. J. Park, Committee Clerk.

INTRODUCTION AND WELCOME OF GUESTS AND ANNOUNCEMENTS

722 - The Speaker recognized in attendance in the gallery, former City Councillor Larry Fleisher.

723 - The Speaker recognized in attendance in the gallery, Joseph, Rose and Sarah Gerbasi, the children of Councillor Gerbasi.

724 - The Speaker recognized His Worship Mayor Murray who addressed Council on the matter of the retirement of the City Clerk.

MOTIONS

Moved by His Worship Mayor Murray,
Seconded by Deputy Mayor Thomas,

725 - WHEREAS the City Clerk, Dorothy Browton, will officially retire from the Civic Service with her last working day being July 28, 2000, after 27 years of dedicated service to the City and the citizens of the City of Winnipeg;

AND WHEREAS Mrs. Browton commenced her employment with The City of Winnipeg in the Health Department on January 14, 1974, was promoted to Community Clerk, St. Boniface - St. Vital Community on November 1, 1981; was further promoted to Standing Committee Clerk, Committee on Protection, Parks and Culture on July 11, 1988; and was appointed to her present position of City Clerk on February 13, 1992;

AND WHEREAS Mrs. Browton has served this City, the Administration, and Members of Council diligently and conscientiously over the past 27 years to the benefit of the City of Winnipeg;

NOW THEREFORE BE IT RESOLVED that this Council place on record its recognition and sincere appreciation for her long and dedicated service to The City of Winnipeg;

AND BE IT FURTHER RESOLVED that the Council of The City of Winnipeg express to Dorothy and her husband Ray, its best wishes for good health and happiness and a long and pleasurable retirement.

Carried.

MINUTES

Councillor Prystanski moved that the minutes of the meeting held on June 21, 2000, be taken as read and confirmed, which motion was carried.

COMMUNICATIONS

From the City Solicitor/Manager of Legal Services,
726 - Submitting as instructed by Council on May 28, 1997, draft by-law to amend By-law No. 7058/97 being a 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 south of McGillivray Boulevard north of Chevrier Boulevard east of Dovercourt Drive, in the Assiniboia Community, which by-law may receive all three readings.
File DASZ 6/97 (By-law No. 7658/2000)

From the City Solicitor/Manager of Legal Services,
727 - Submitting as instructed by Council on September 21, 1994, 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 east side of Eaglemere Drive, south of Crozier Avenue, in the East Kildonan-Transcona Community, which by-law may receive all three readings. File DASZ 1/93 (By-law No. 7663/2000)

From the City Solicitor/Manager of Legal Services,
728 - Submitting as instructed by Council on April 26, 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 east side of rue Youville, north of Place Georges Forest, in the Riel Community, which by-law may receive all three readings. File DASZ 25/99 (By-law No. 7668/2000)

From the City Solicitor/Manager of Legal Services,
729 - Submitting as instructed by Council on June 21, 2000, draft by-law to amend By-law No. 1481/77, being the City of Winnipeg Streets By-law, which by-law may receive all three readings.
File SC-2 (Vol. 8) (By-law No. 7669/2000)

From the City Solicitor/Manager of Legal Services,
730 - Submitting as instructed by Council on May 24, 2000, draft by-law to amend By-law No. 1573/77, being The City of Winnipeg Traffic By-law, which by-law may receive all three readings.

Advising that the amendment to the Traffic By-law is intended to prohibit the use of skateboards on sidewalks where large volumes of pedestrian traffic are expected. That result would not have been achieved by reference to the Regional Street system which is characterized by heavy vehicular traffic volume.

Also advising that *The Manitoba Highway Traffic Act* rules regarding pedestrians and the common law will govern the conduct of skateboards. For that reason, it was not deemed feasible to establish rules of conduct as set out in the Report approved by Council on May 24, 2000.

Further advising that By-law No. 7656/2000 passed on June 21, 2000 deleted reference to skateboards and, therefore, Sections 6 and the proposed 6.2 of the Traffic By-law will permit skateboarding on all sidewalks except in the Downtown Zone and in neighbourhood commercial areas zoned C1-5 where high pedestrian traffic is expected. Examples of such areas are Osborne Village, Osborne Street South, Broadway Avenue West, Sherbrook Street South and Main Street North. File ST-7.2 (Vol. 14) (By-law No. 7670/2000)

From the City Solicitor/Manager of Legal Services,
731 - Submitting as instructed by Council on April 26, 2000, draft by-law to amend By-law No. 5400/90, being a by-law to regulate the procedure at meetings of Council and its Committees, which by-law may receive all three readings.

Advising that Pursuant to section 4(14)(b) of The Licence By-law No. 6551/95, licences for dating and escort services and massage parlours can only be approved within the area regulated by The Downtown Zoning By-law No. 4800/88, which means that most such applications are heard by the City Centre Community Committee. Therefore, there is some urgency to this matter as Councillors Smith and Steek would be disqualified from hearing any of the appeals, leaving the current Appeals Committee without quorum unless an ex officio member of the committee is available.

Communications (continued)

Also advising that in order to permit a two-member Appeals committee to hear other appeals in these limited circumstances, she recommends that an amendment to Procedure By-law No. 5400/90, which sets the general rule on quorum for committees of Council. This amendment would flow from By-law No. 7606/2000, which established the rotation of Standing Policy Committees to hear Appeals from conditional use orders, variance orders and licence applications.

Also advising that Section 7.2 of the Procedure By-law provides that a majority of members of a committee of Council shall constitute quorum. She therefore recommends that this be amended to make reference to an exception for all committees designated by Council to hear appeals, in similar terms to the exception set forth in section 22.2 of The Development Procedures By-law. File GL-5.1 (Vol. 45) (By-law No. 7673/2000)

DELEGATIONS

732 - Paul Moist, on behalf C.U.P.E. Local 500, appeared before Council in opposition to Clause 5 of the Report of the Executive Policy Committee dated July 12, 2000 regarding the Integration of Winnipeg Hydro with the Water and Waste Department, and filed a brief with the City Clerk. File GP-1.6 (Vol. 4)

733 - Jim Shapiro appeared before Council in opposition to Clause 2 of the Report of the Standing Policy Committee on Public Works dated July 4, 2000 regarding the Canada - Manitoba - Rural Municipality of Ritchot - City of Winnipeg Agreement on Flood Protection for the Community of Grande Pointe and the area of St. Mary's Road South - Amendment #1, and filed a brief with the City Clerk. File PD (Vol. 14)

Ed Zylema also appeared before Council in opposition to Clause 2 of the Report of the Standing Policy Committee on Public Works dated July 4, 2000 regarding the Canada - Manitoba - Rural Municipality of Ritchot - City of Winnipeg Agreement on Flood Protection for the Community of Grande Pointe and the area of St. Mary's Road South - Amendment #1.

Carol Cenerini appeared before Council in support of Clause 2 of the Report of the Standing Policy Committee on Public Works dated July 4, 2000 regarding the Canada - Manitoba - Rural Municipality of Ritchot - City of Winnipeg Agreement on Flood Protection for the Community of Grande Pointe and the area of St. Mary's Road South - Amendment #1.

734 - Jeff Lowe, on behalf of Greening the Forks, appeared before Council in opposition to Clause 7 of the Report of the Standing Policy Committee on Public Works dated July 4, 2000 regarding Provencher Bridge Project Preliminary Design, and filed a brief with the City Clerk. File SB-13 (Vol. 4)

Rudy Comeault, on behalf of The Forks for People Not Profit, also appeared before Council in opposition to Clause 7 of the Report of the Standing Policy Committee on Public Works dated July 4, 2000 regarding Provencher Bridge Project Preliminary Design.

735 - Jeff Lowe, on behalf of Greening the Forks, appeared before Council in opposition to Clause 8 of the Report of the Standing Policy Committee on Public Works dated July 4, 2000 regarding Evaluation of Alternative Roadway Networks Connecting Provencher Bridge and Main Street. File SB-13 (Vol. 4)

Rudy Comeault, on behalf of The Forks for People Not Profit, also appeared before Council in opposition to Clause 8 of the Report of the Standing Policy Committee on Public Works dated July 4, 2000 regarding Evaluation of Alternative Roadway Networks Connecting Provencher Bridge and Main Street.

Sam Katz appeared before Council with respect to Clause 8 of the Report of the Standing Policy Committee on Public Works dated July 4, 2000 regarding Evaluation of Alternative Roadway Networks Connecting Provencher Bridge and Main Street, and filed a copy of a letter with the City Clerk.

Moved by Councillor Lubosch,

That Rule 54.1 of the Procedure By-law be suspended to allow Nick Ternette and Don Fotti to address Council.

Carried.

Delegations (continued)

736 - Don Fotti, President, Emergency Response Service Employees Association of Winnipeg, appeared before Council in support of Clause 1 of the Report of the Standing Policy Committee on Protection and Community Services dated July 14, 2000 regarding the Emergency Medical Service Agreement between The Winnipeg Regional Health Authority and Emergency Response Services. File GF-3 (Vol. 25)

737 - Nick Ternette appeared before Council with respect to Clause 1 of the Report of the Standing Policy Committee on Protection and Community Services dated July 14, 2000 regarding The Panhandling By-law No. 6555/95. File GF-2 (Vol. 53)

The Speaker called the Deputy Speaker, Councillor Lazarenko, to the Chair in order to participate in the debate.