Minute No. 387
Report - Standing Policy Committee on Infrastructure Renewal and Public Works - March 7, 2006

Item No. 5 Amendment - Cancelling Local Improvement Projects funded and constructed in 2006
File SL (2006)

COUNCIL DECISION:

Council concurred in the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works and adopted the following:

1. That By-law No. 166/2005 be amended by cancelling the following Local Improvements:

   A. Wastewater Sewer, Work Order No. 99-05-010-1-01
   - In Bessboro Street (future Bessboro Street North) from Bourne Avenue north to Morden Avenue (future Scurfield Boulevard).

   B. Land Drainage Sewer (Lateral and Trunk), Work Order No. 99-05-020-1-01
   - In Bessboro Street (future Bessboro Street North) from Bourne Avenue north to Morden Avenue (future Scurfield Boulevard).

   C. Watermain, Work Order No. 99-05-060-1-01
   - In Bessboro Street (future Bessboro Street North) from Bourne Avenue north to Morden Avenue (future Scurfield Boulevard)

   D. 25’ x 6” Concrete Street Pavement, Work Order No. 99-05-200-1-02
   - 25 feet wide (6 inches thick) on Bessboro Street (future Bessboro Street North) from a point approximately 10 feet north of the south line of Morden Avenue (future Scurfield Boulevard) to a point approximately 87 feet north of the north line of Bourne Avenue.

   E. Ornamental Street Lighting, Work Order No. 99-05-270-1-02
   - On Bessboro Street (future Bessboro Street North) from a point approximately 10 feet north of the south line of Morden Avenue (future Scurfield Boulevard) to a point approximately 87 feet north of the north line of Bourne Avenue.

Report - Standing Policy Committee on Infrastructure Renewal and Public Works - March 7, 2006

COUNCIL DECISION (continued)

2. That the City Solicitor/Manager of Legal Services be requested to prepare the necessary by-law in accordance with the foregoing and submit same directly to Council.

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

Report - Standing Policy Committee on Infrastructure Renewal and Public Works - March 7, 2006

DECISION MAKING HISTORY:

Moved by Councillor Clement,

That the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On March 15, 2006, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On March 7, 2006, the Standing Policy Committee on Infrastructure Renewal and Public Works concurred in the recommendation of the Assiniboia Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On February 14, 2006, the Assiniboia Community Committee recommended to the Standing Policy Committee on Infrastructure Renewal and Public Works that By-law No. 166/2005 be amended by cancelling the following Local Improvements:

1. Wastewater Sewer, Work Order No. 99-05-010-1-01
   - In Bessboro Street (future Bessboro Street North) from Bourne Avenue north to Morden Avenue (future Scurfield Boulevard).

2. Land Drainage Sewer (Lateral and Trunk), Work Order No. 99-05-020-1-01
   - In Bessboro Street (future Bessboro Street North) from Bourne Avenue north to Morden Avenue (future Scurfield Boulevard).

3. Watermain, Work Order No. 99-05-060-1-01
   - In Bessboro Street (future Bessboro Street North) from Bourne Avenue north to Morden Avenue (future Scurfield Boulevard)

Report - Standing Policy Committee on Infrastructure Renewal and Public Works - March 7, 2006

DECISION MAKING HISTORY (continued):

COMMUNITY COMMITTEE RECOMMENDATION (continued):

4. 25’ x 6” Concrete Street Pavement, Work Order No. 99-05-200-1-02
   - 25 feet wide (6 inches thick) on Bessboro Street (future Bessboro Street North) from a point approximately 10 feet north of the south line of Morden Avenue (future Scurfield Boulevard) to a point approximately 87 feet north of the north line of Bourne Avenue.

5. Ornamental Street Lighting, Work Order No. 99-05-270-1-02
   - On Bessboro Street (future Bessboro Street North) from a point approximately 10 feet north of the south line of Morden Avenue (future Scurfield Boulevard) to a point approximately 87 feet north of the north line of Bourne Avenue.

COUNCIL:

On September 28, 2005, Council enacted The City of Winnipeg By-law No. 166/2005 authorising the undertaking of local improvements during the year 2006.

EXECUTIVE POLICY COMMITTEE:

On July 20, 2005, the Executive Policy Committee concurred in the recommendations of the Standing Policy Committee on Public Works and the Assiniboia Community Committee and submitted the matter to Council.

STANDING COMMITTEE:

On July 12, 2005, the Standing Policy Committee on Public Works concurred in the recommendations of the Assiniboia Community Committee and submitted the matter to the Executive Policy Committee and Council.

Report - Standing Policy Committee on Infrastructure Renewal and Public Works - March 7, 2006

DECISION MAKING HISTORY (continued):

COMMUNITY COMMITTEE:

On June 21, 2005, the Assiniboia Community Committee concurred in the administrative recommendation and recommended to the Standing Policy Committee on Public Works that the following Local Improvement projects be proceeded with, namely:

1. Wastewater Sewer, Work Order No. 99-05-010-1-01
2. Land Drainage Sewer (Lateral & Trunk), Work Order No. 99-05-020-1-01
3. Watermain, Work Order No. 99-05-060-1-01
4. 25’ x 6” Concrete Street Pavement, Work Order No. 99-05-200-1-02
5. 16’ x 6” Concrete Lane Pavement, Work Order No. 99-05-210-1-01
6. Ornamental Street Lighting, Work Order No. 99-05-270-1-02

Winnipeg

INTEROFFICE MEMORANDUM

TO: Mr. Carlos Gameiro, Assiniboia Community Committee Clerk

FROM: Norm Dobson

SUBJECT: Bessboro St. Local Improvements – Legal Services File # LI.3.1/2005

DATE: February 8, 2006

CC: Mrs. Diane McMenemy Papst

On April 28, 2005 the following projects were advertised as part of the annual Local Improvement advertisement in the *Winnipeg Free Press*. The projects were proposed for construction in 2006.

Work Order No.	Local Improvement	Location
99-05-010-1-01	*Wastewater Sewer*	*In Bessboro Street (future Bessboro Street North) from Bourne Avenue north to Morden Avenue (future Scurfield Boulevard).*
99-05-020-1-01	*Land Drainage Sewer (Lateral & Trunk)*	*In Bessboro Street (future Bessboro Street North) from Bourne Avenue north to Morden Avenue (future Scurfield Boulevard).*
99-05-060-1-01	*Watermain*	*In Bessboro Street (future Bessboro Street North) from Bourne Avenue north to Morden Avenue (future Scurfield Boulevard).*
99-05-200-1-02	*25' x 6" Concrete Street Pavement*	*25 feet wide (6 inches thick) on Bessboro Street (future Bessboro Street North) from a point approximately 10 feet north of the south line of Morden Avenue (future Scurfield Boulevard) to a point approximately 87 feet north of the north line of Bourne Avenue.*

Work Order No.	Local Improvement	Location
99-05-270-1-02	*Ornamental Street Lighting*	*On Bessboro Street (future Bessboro Street North) from a point approximately 10 feet north of the south line of Morden Avenue (future Scurfield Boulevard) to a point approximately 87 feet north of the north line of Bourne Avenue.*

In our letter dated June 1, 2005 we communicated the results of that process for the proposed projects in your Community and Ward boundary and recommended that these projects proceed as part of the 2006 Local Improvement Capital Budget.

At their meeting of June 21, 2005 the Assiniboia Community Committee concurred with the recommendation and forwarded it to the Standing Committee on Public Works (Minute #108). The Standing Committee on Public Works met July 12, 2005 and concurred with the Community Committee's recommendation and forwarded it to the Executive Policy Committee (Minute #126). On July 20, 2005 the Executive Policy Committee met and concurred with the recommendation from the Standing Committee on Public Works (Minute #478 Item #4). Council, at their meeting of July 27, 2005, concurred with the recommendation (Minute #584 Item #4).

By-law 166/2005, authorizing undertaking of the local improvements, was passed by Council on September 28, 2005 (Minute #699). This by-law contains one additional local improvement project in the Assiniboia area.

At the time these local improvements were proposed the developer (Qualico Developments – 4906358 Manitoba Limited) did not own all the affected properties. The developer was installing the services and required a local improvement to recover their construction costs from the properties they did not own. It is our understanding that the developer has now acquired all the affected properties and will recover their construction cost through the resale of the properties after the development is completed. The developer has formally requested (letter attached) that we cancel the above local improvement projects.

City's Administration Recommendation: That the above local improvement projects be cancelled and that an amendment be passed to delete these projects from By-law 166/2005.

Yours truly,

(Original Signed By N. Dobson)

Norm Dobson, C.G.A., BSc.
Coordinator, Tax Accounting & Administration

4906358 MANITOBA LTD.

30 Speers Road
Winnipeg, Manitoba R2J 1L9
Phone: (204) 254-9252 Fax: (204) 233-2965

December 27, 2005

Mr. Norm Dobson
The City of Winnipeg
City Corporate Finance
Revenue and Local Improvement Section
Main Floor 104 – 510 Main Street
Winnipeg, Manitoba R3B 3M2

Dear Sir,

Local Improvements in Bessboro Street North
Addendum to AG 58/85 (Agreement #7129) - DASZ 44/04

Further to your letter dated December 21, 2005 to Bryan Weber at UMA Engineering Ltd., please accept this letter as our request to rescind the local improvement process initiated under the provisions of Development Agreement AG 44/04.

Yours truly,

4906358 MANITOBA LTD.

ERIC VOGAN
Land Development Manager

/lj

xc: A. Zielonko, The City of Winnipeg, Public Works Department
K. Raban, The City of Winnipeg, Water and Waste Department
B. Weber, UMA Engineering Ltd.

