From: Yude Henteleff
Sent: Tuesday, November 28, 2006 11:26 AM
To: Park, Jo-Ann
Subject: Henteleff Park

The writer represents The Henteleff Park Foundation Inc. (HPF) in respect to item #11 of the Executive Policy Committee Agenda, being a report from the Standing Policy Committee on Property and Development dated November 14, 2006, which is coming before the Executive Policy Committee for consideration on November 29, 2006.

When we appeared as a delegation in camera before the Standing Policy Committee on Property and Development on November 14, 2006, we addressed the Committee on three clauses of the draft Development and Management Agreement between The City of Winnipeg and HPF. This draft agreement is attached as Schedule A to the report to the Executive Policy Committee by the Standing Policy Committee on Property and Development under Henteleff Park Development and Management Agreement File PR-7(35).

The three clauses in respect of which amendments were requested are paragraphs 6 b. (ii) E. (found at page 2132 of the report), 6 i. (found at page 2134) and 10 (found at page 2138).

In each instance, we requested that the words "subject to the prior approval of the Director of Public Works, which approval will not be unreasonably held" to be deleted from each of the foregoing clauses, since this gave an unacceptable veto to the Director. We proposed that any matter in dispute should be handled by the addition of what was initially described as paragraph 17 (renumbered as paragraph 16) and is now found in paragraph 1 D. of the Standing Committee Recommendation. The addition of this paragraph was agreed to by the City Administration and HPF.

What the Standing Policy Committee on Property and Development did, as reflected in their recommendation to the Executive Policy Committee, was to delete paragraphs 6 b. (ii) E, 6 i. and 10 in their entirety. I can only assume this was inadvertent because it was neither the intention of the Administration nor of HPF that these paragraphs be deleted in their entirety because, as you will note from the wording of paragraphs 6 b. (ii) E and 6 i. (with the exception of the part thereof we wish deleted), they are essential to the on-going operation and activities to be carried on by HPF in the Interpretive Centre. As to paragraph 10, it is solely for the benefit of the City and should also not have been deleted in its entirety.

Accordingly, we would ask that the three paragraphs in question, namely 6 b. (ii) E, 6 i. and 10, be reinstated with the exception that the words "subject to the prior approval of the Director of Public Works, which approval will not be unreasonably held" be deleted from each of the said paragraphs.

Because we are of the view that the deletion in their entirety of these particular paragraphs by the Standing Policy Committee was inadvertent, we request that this matter be dealt with as above requested without the necessity of the writer having to appear before the Executive Policy Committee on this issue. May we please receive your advice in that regard.

Thank you for your consideration.

Yours sincerely,

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