REPORT "A" OF THE

STANDING POLICY COMMITTEE ON

PROTECTION AND COMMUNITY SERVICES

DATED NOVEMBER 17, 1998

On motion of Councillor Vandal, Report "A" of the Standing Policy Committee on Protection and Community Services, dated November 17, 1998, was considered clause by clause.

Moved by Councillor Vandal,

That the Consent Agenda, Clauses 1 and 2 be adopted.

166 - Councillor Clement asked to be recorded as having voted against Clauses 1 and 2, in accordance with Rule 50.7 of the Procedure By-law.

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

Amusement Tax - India School of Dance, Music and Theatre Inc.
File FL-6 (Vol. 17)

167 - 1. The Standing Policy Committee on Protection and Community Services has been advised that the Director of The Winnipeg Arts Advisory Council, on November 5, 1998 could not make a recommendation for the following amusement tax exemption because the application was received too late and could not be processed before the event took place:

India School of Dance, Music and Theatre for:
Om - Chants - India at the Gas Station Theatre on November 1, 1998

The Standing Committee on Protection and Community Services on November 17, 1998, recommended, "That Amusement Tax Exemptions be granted for the following, namely: India School of Dance, Music and Theatre Inc...."

Council may by by-law cancel in whole or in part any taxes, debt, or monies owing to the City under Section 242 of The City of Winnipeg Act.

The India School of Dance, Music and Theatre on September 17, 1998 completed an Application for Exemption from the Amusement Tax for the show titled "Om - Chants India" which was held on November 1, 1998, at the Gas Station Theatre. The application for this event was not received in sufficient time to be considered by the Winnipeg Arts Advisory Council.

Previous performances held by the India School of Dance, Music and Theatre have been exempt from the amusement tax as they have complied with the criteria set forth in the Amusement Tax By-law No. 3107/81.

On October 17, 1998 the Winnipeg Arts Advisory Council received an Application for the Exemption from the Amusement Tax for the above mentioned show. The Amusement Tax By-law states that the organizations may apply for an exemption from the amusement tax for that amusement by filing with the Chief License Inspector, at least 90 days before tickets are to be offered for sale. The India School of Dance, Music and Theatre was aware of this requirement but did not submit their application in sufficient time for the Winnipeg Arts Advisory Council to review and prepare for the Committee on Protection and Community Services meeting.

On November 17, 1998, the Standing Committee on Protection and Community Services considered the above matter. Following deliberations, the Committee concurred that the India School of Dance, Music and Theatre would have been entitled to an exemption for the November 1, 1998 performance.

The Amusement Tax By-law 3107/81 does not permit granting an exemption retroactively, but the monies owing can be cancelled under Section 242 of the City of Winnipeg Act by by-law.

Report "A" of the Standing Policy Committee on Protection and Community Services dated November 17, 1998

The cancellation of the monies would reduce the amusement tax revenue to the City by $84.00.

The Standing Policy Committee on Protection and Community Services recommends:

I. That monies in the amount of $84.00 owing in respect of the amusement tax for the India School of Dance, Music and Theatre event held at the Gas Station Theatre on November 1, 1998, be cancelled under Section 242 of The City of Winnipeg Act and that the by-law be forwarded to Council for approval.

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

Adopted by consent.

(See Minute No. 166 for opposition recorded by Councillor Clement)

Amusement Tax - Philippine Cultural Centre Commission File FL-6 (Vol. 17)

168 - 2. The Standing Policy Committee on Protection and Community Services has been advised that the Director of The Winnipeg Arts Advisory Council, on November 5, 1998 could not make a recommendation for the following amusement tax exemptions because the applications were received too late and could not be processed before the event took place:

Philippine Cultural Centre Commission for:
Java & Pilita Concert at the Pantages Playhouse Theatre on September 20, 1998
Porkchop Duo Concert at the Pantages Playhouse Theatre on October 4, 1998

The Standing Committee on Protection and Community Services on November 17, 1998 recommended, "That Amusement Tax Exemptions be granted for the following, namely: . . . Philippine Cultural Centre Commission."

Council may by by-law cancel in whole or in part any taxes, debt, or monies owing to the City under Section 242 of The City of Winnipeg Act.

The Philippine Cultural Centre Commission in September 1998 completed an Application for Exemption from the Amusement Tax for the shows titled "Java & Pilita Concert and Porkchop Duo Concert" to be held September 20, 1998 and October 4, 1998 respectively at the Pantages Playhouse Theatre. The applications for these events were not received in sufficient time to be considered by the Winnipeg Arts Advisory Council.

Previous performances held by the Philippine Cultural Centre Commission have qualified for an amusement tax exemption as they have complied with the criteria set forth in the Amusement Tax By-law No. 3107/81.

In mid October, 1998, the Winnipeg Arts Advisory Council received Applications for Exemption from the Amusement Tax for the above mentioned two shows. The Amusement Tax By-law states that the organizations may apply for an exemption from the amusement tax for that amusement by filing with the Chief License Inspector, at least 90 days before tickets are to be offered for sale. The Philippine Cultural Centre Commission was aware of this requirement but did not submit their applications until after the performances took place, and therefore, could not be granted an amusement tax exemption.

On November 17, 1998, the Standing Committee on Protection and Community Services considered the above matter. Following deliberations, the Committee concurred that the Philippine Cultural Centre Commission would have been entitled to an exemption for the September 20 and October 4, 1998 performances.

The Amusement Tax By-law 3107/81 does not permit granting an exemption retroactively, but the monies owing can be cancelled under Section 242 of the City of Winnipeg Act by by-law.

The cancellation of the monies would reduce the amusement tax revenue by $300.

Report "A" of the Standing Policy Committee on Protection and Community Services dated November 17, 1998

The Standing Policy Committee on Protection and Community Services recommends:

I. That monies in the amount of $300.00 owing in respect of the amusement tax for the Philippine Cultural Centre Commission events held at the Pantages Playhouse Theatre on September 20, 1998 and October 4, 1998, be cancelled under Section 242 of The City of Winnipeg Act and that the by-law be forwarded to Council for approval.

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

Adopted by consent.

(See Minute No. 166 for opposition recorded by Councillor Clement)

REPORT OF THE

STANDING POLICY COMMITTEE ON

PROTECTION AND COMMUNITY SERVICES

DATED DECEMBER 3, 1998

On motion of Councillor Vandal, the Report of the Standing Policy Committee on Protection and Community Services, dated December 3, 1998, was considered clause by clause.

Moved by Councillor Vandal,
That the Consent Agenda, Clauses 1,2,3,4,5,6,7 and 8 be adopted.

169 - Councillors Clement and Golden asked to be recorded as having voted against Clause 1, in accordance with Rule 50.7 of the Procedure By-law.

The motion to adopt the Consent Agenda, Clauses 1,2,3,4,5,6,7 and 8 was put and declared carried.

Recommendations for Amusement Tax Exemption File FL-6 (Vol. 17)

170 - 1. The Standing Policy Committee on Protection and Community Services has considered recommendations received from the Winnipeg Arts Advisory Council for exemption to the Amusement Tax By-law.

The Standing Policy Committee on Protection and Community Services submits draft by-law and recommends:

I. That the following list of exemptions be added to Schedule "E" of the Amusement Tax By-law No. 3107/81, namely:

West End Cultural Centre for:
Events Featuring Local Artists at the West End Cultural Centre from January 1, 1999 to December 31, 1999, subject to the West End Cultural Centre providing the City Finance Department with monthly programming schedules prior to the events.

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

Adopted by consent.

(See Minute No. 169 for opposition recorded by Councillors Clement and Golden)

1999 Administrative Budget for the Winnipeg Arts Advisory Council File FG-3 (Vol. 36)

171 - 2. The City Policy for Cultural Grants administered by the Standing Policy Committee on Protection and Community Services has an annual global allocation of $1,974,552.00 and is divided into four separate accounts.

On November 23, 1998, the Winnipeg Arts Advisory Council considered their 1999 Administrative Budget and passed the following motion, namely:

"The submitted Administration budget of $78,982.00 which reflects four percent (4%) of the cultural allocation of $1,974,552.00, be approved"

Report of the Standing Policy Committee on Protection and Community Services dated December 3, 1998

On December 3, 1998, John Becker, Chairperson accompanied by Billie Stewart, Director, Winnipeg Arts Advisory Council, appeared in delegation at the Standing Policy Committee on Protection and Community Services in support of the Advisory Council's recommendation.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the Winnipeg Arts Advisory Council and recommends:

I. That the Annual Global Arts Allocation of $1,974,552.00, as outlined in the City Policy on Cultural Grants and administered by the Standing Policy Committee on Protection and Community Services, be allocated as follows:

II.

Individual Artists Account	20,000.00
Administrative Account for the Winnipeg Arts Advisory Council (not to exceed 4% of the global arts allocation)	78,982.00
Special Project Grants Account (5% of the Global Arts Allocation)	98,728.00
Primary Operating Grants Account (the balance of the Global Amount)	1,776,842.00
Global Allocation for Cultural Grants	1,974,552.00

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

Adopted by consent.

Community Incentive Grant Application -
École Laura Secord School Parent Council
File PR-2.6(32) (Vol. 5)

172 - 3. The Standing Committee on Protection and Community Services has been advised that the City Centre Community Committee, at its meeting on November 10, 1998, considered an application from École Laura Secord School Parent Council, for a Community Incentive Grant in the amount of $2,500.00, to assist with the cost of a parent/child lounge on the third floor at École Laura Secord School, located at 6 Ruby Street.

The application does not meet the eligibility criteria contained in the Community Incentive Grant Program.

The City Centre Community Committee recommended approval of a Community Incentive Grant to the École Laura Secord School Parent Council in the amount of $2,500.00, for the purpose requested.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the City Centre Community Committee and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely: -

a) The project is to make a significant contribution to the long-term benefit of the community-at-large in terms of improved facilities;

b) The project is not to compete with or duplicate other community facilities; and

c) The project is to clearly articulate a plan of activities including projected work schedules, material, labour, equipment and other project requirements and lead to the completion of a substantial physical product.

II. That a Community Incentive Grant in the amount of $2,500.00, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the École Laura Secord School Parent Council for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and
c) The applicant entering into a formal agreement with the City of Winnipeg.

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

Adopted by consent.

Community Incentive Grant Application - Grant Park High School Performing Arts Parents' Association
File PR-2.6(32) (Vol. 5)

173 - 4. The Standing Policy Committee on Protection and Community Services has been advised that the City Centre Community Committee, at its meeting on November 10, 1998, considered an application from the Grant Park High School Performing Arts Parents' Association for a Community Incentive Grant in the amount of $17,420.00, to assist with the cost of purchasing twenty five (25) wireless microphones for the drama club, at Grant Park High School, located at 450 Nathaniel Street.

The application does not meet the eligibility criteria contained in the Community Incentive Grant Program.

The City Centre Community Committee recommended approval of a Community Incentive Grant to the Grant Park High School Performing Arts Parents' Association in the amount of $17,420.00, for the purpose requested.

The Community Committee further recommended that the Community Incentive Grant constitute a first charge against the 1999 City Centre Community Incentive Grant Program.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the City Centre Community Committee and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely: -

a) The project is to make a significant contribution to the long-term benefit of the community-at-large in terms of improved facilities;

b) The project is not to compete with or duplicate other community facilities; and

c) The project is to benefit the community-at-large and remain accessible to all members of the community.

II. That a Community Incentive Grant in the amount of $17,420.00, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the Grant Park High School Performing Arts Parents' Association for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and

c) The applicant entering into a formal agreement with the City of Winnipeg.

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

Adopted by consent.

Report of the Standing Policy Committee on Protection and Community Services dated December 3, 1998

Community Incentive Grant Application - Grant Park High School Physical Education Department and Football Program File PR-2.6(32) (Vol. 5)

174 - 5. The Standing Policy Committee on Protection and Community Services has been advised that the City Centre Community Committee, at its meeting on November 10, 1998, considered an application from the Grant Park High School Physical Education Department and Football Program for a Community Incentive Grant in the amount of $2,100.00, to assist with the cost of purchasing needed equipment for the football team at the Grant Park High School, located at 450 Nathaniel Street.

The application does not meet the eligibility criteria contained in the Community Incentive Grant Program.

The City Centre Community Committee recommended approval of a Community Incentive Grant to the Grant Park High School Physical Education Department and Football Program in the amount of $2,100.00, for the purpose requested.

The Community Committee further recommended that the Community Incentive Grant constitute a first charge against the 1999 City Centre Community Incentive Grant Program.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the City Centre Community Committee, and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely: -

a) The organization is to be a non-profit community recreation and sport organization or a non-profit organization offering recreational services;

b) The project is to make a significant contribution to the long-term benefit of the community-at-large in terms of improved facilities;

c) The project is not to compete with or duplicate other community facilities; and

d) The project is to benefit the community-at-large and remain accessible to all members of the community.

II. That a Community Incentive Grant in the amount of $2,100.00, not to exceed a maximum of fifty percent (50%) of the total project cost, be approved to the Grant Park High School Physical Education Department and Football Program for the purpose requested, subject to the following conditions:

a) Confirmation of other funding sources;

b) Approval of final plans and specifications for the project by the Director; and

c) The applicant entering into a formal agreement with the City of Winnipeg.

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

Adopted by consent.

Report of the Standing Policy Committee on Protection and Community Services dated December 3, 1998

Community Incentive Grant Application - 1017 Co-op Inc. t/a Peguis Trail Health and Fitness Centre
File PR-2.6(33) (Vol. 6)

175 - 6. On February 9, 1998, the Standing Policy Committee on Protection and Community Services considered and approved a Community Incentive Grant for the Peguis Trail Health and Fitness Centre, in the amount of $15,000.00, to assist with the cost of the Chief Peguis Health and Fitness Centre.

On September 14, 1998, the Standing Policy Committee on Protection and Community Services considered a request for additional funding from the Peguis Trail Health and Fitness Centre. The Committee concurred in the recommendation from the East Kildonan-Transcona Community Committee for a Community Incentive Grant of $7,000.00 for a total Community Incentive Grant of $22,000.00, for the purpose requested.

On November 17, 1998, the East Kildonan-Transcona Community Committee considered an additional communication from the Peguis Trail Health and Fitness Centre, recommending that the criteria be waived in order for the grant to exceed a maximum of fifty percent (50%) of the total project cost and be approved in the full amount of $22,000.00.

When this application was first considered on February 9 and September 14, 1998 respectively, it met the eligibility criteria contained in the Community Incentive Grant Program, inasmuch as the applicants were requesting 32% of the total project cost. However, since the Peguis Trail Health and Fitness Centre has redeveloped their initial project and is requesting the waiver of a criteria, it now requires Council approval.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the East Kildonan-Transcona Community Committee and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely: -

   a) The applicant has requested one hundred percent (100%) of the total project cost and therefore would not be contributing fifty percent (50%) of the capital costs from their own sources.

II. That a Community Incentive Grant in the amount of $22,000.00, be approved to the Peguis Trail Health and Fitness Centre for the purpose requested, subject to the following conditions:

   a) Approval of final plans and specifications for the project by the Director; and

   b) The applicant entering into a formal agreement with the City of Winnipeg.

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

Adopted by consent.

Community Incentive Grant Application - Norquay School Parent Advisory Group Inc. File PR-2.6(34) (Vol. 6)

176 - 7. The Standing Committee on Protection and Community Services has been advised that on January 13, 1997, the former Standing Committee on Protection, Parks and Culture approved a Community Incentive Grant to the Norquay School Parent Advisory Group Inc., in the amount of $1,250.00, to assist with the development of basketball courts.

On November 10, 1998, the Lord Selkirk-West Kildonan Community Committee considered an additional communication from Norquay School, recommending that the criteria be waived in order for the grant to exceed a maximum of fifty percent (50%) of the total project cost and be approved in the full amount of $1,250.00.

Report of the Standing Policy Committee on Protection and Community Services dated December 3, 1998

When this application was first considered on January 13, 1997, it met the eligibility criteria contained in the Community Incentive Grant Program. However, since the Norquay School Parent Advisory Group Inc. has redeveloped their initial project and is requesting the waiver of a criteria, it now requires Council approval.

The Standing Policy Committee on Protection and Community Services concurred in the recommendation of the Lord Selkirk-West Kildonan Community Committee and recommends:

I. That the following eligibility criteria for the Community Incentive Grant Program, be waived in this instance, namely: -

a) The applicant has requested one hundred percent (100%) of the total project cost and therefore would not be contributing fifty percent (50%) of the capital costs from their own sources.

II. That a Community Incentive Grant in the amount of $1,250.00, be approved to the Norquay School Parent Advisory Group Inc. for the purpose requested, subject to the following conditions:

a) Approval of final plans and specifications for the project by the Director; and

b) The applicant entering into a formal agreement with the City of Winnipeg.

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

Adopted by consent.

Renewal of Contract for the Winnipeg Arts Advisory Council Administrator
File FG-3 (Vol. 36)

177 - 8. The Standing Policy Committee on Protection and Community Services has been advised that the existing contractual agreement for administrative support services for the Winnipeg Arts Advisory Council expires December 31, 1998.

On December 17, 1997, Council adopted Clause 8 of the Report of the Standing Policy Committee on Protection and Community Services dated December 1, 1997, extending the existing contractual agreement between the City of Winnipeg and Billie Stewart for a further one year period from January 1 to December 31, 1998.

On November 23, 1998, the Winnipeg Arts Advisory Council recommended that the existing contractual agreement between the City of Winnipeg and Billie Stewart be renewed for a further one year period from January 1 to December 31, 1999, at an annual salary of $40,800.00.

On December 3, 1998, the Standing Policy Committee on Protection and Community Services considered the Winnipeg Arts Advisory Council's recommendation.

The Standing Policy Committee on Protection and Community Services recommends:

I. That the existing contractual agreement between the City of Winnipeg and Billie Stewart be renewed for a further one year period from January 1 to December 31, 1999, at an annual salary of $40,800.00.

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

Adopted by consent.

STANDING POLICY COMMITTEE ON PROTECTION AND COMMUNITY SERVICES

CONSIDERATION OF BY-LAWS

178 - On motion of Councillor Vandal, the following by-laws were read 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. 7336/98, a by-law of The City of Winnipeg to amend the Amusement Tax By-law No. 3107/81. File FL-6 (Vol. 17)

By-law No. 7337/98, a by-law of The City of Winnipeg to cancel certain monies owing to the City. File FL-6 (Vol. 17)

By-law No. 7338/98, a by-law of The City of Winnipeg to cancel certain monies owing to the City. File FL-6 (Vol. 17)

Councillors Clement and Golden asked to be recorded as having voted against all three readings of By-law No. 7336/98, in accordance with Rule 50.7 of the Procedure By-law.