Meeting No. 17

Council Chamber
Winnipeg, September 9, 1998

Council met this day at 9:31 a.m.

The Speaker called the meeting to order.

Opening Prayer read by Councillor Golden.

The Clerk called the roll.

Present: The Speaker Councillor Clement, Councillors Prystanski, Angus, Golden, Lazarenko, Lubosch, Murray, O'Shaughnessy, Phillips, Silva, Steek, Thomas, Timm-Rudolph, Vandal, Deputy Mayor Eadie and Her Worship Mayor Thompson.

In attendance: Mr. R. Kachur, Deputy City Clerk, Mr. R. MacCallum, Clerk of the Executive Policy Committee and Ms B. Greschuk, Committee Clerk.

MINUTES

Councillor Timm-Rudolph moved that the minutes of the meeting held on July 22, 1998, be taken as read and confirmed, which motion was carried.

COMMUNICATIONS

From the City Solicitor/Manager of Legal Services,
932 - Submitting memorandum dated August 18, 1998, advising that under the Local Authorities Election Act, election polls cannot be located within licensed premises, which under the Liquor Control Act means the entire building.

Also advising that draft By-law No. 7271/98, concerning advance polls, has been amended to comply with the above-noted requirement of the Local Authorities Election Act and is being submitted to Council for all three readings. File GK-2 (Vol. 25) (By-law No. 7271/98)

From the City Solicitor/Manager of Legal Services,
933 - Submitting memorandum dated August 25, 1998, advising that as of August 31, 1998, the Province of Manitoba has proclaimed the Freedom of Information and Protection of Privacy Act to be in force and effect for The City of Winnipeg.

Also advising that the Freedom of Information and Protection of Privacy Act replaces the provisions of By-law No. 6420/94, and requires the appointments noted in the draft by-law, which by-law is being submitted to Council for all three readings. File GL-5.8 (Vol. 12) (By-law No. 7272/98)

From the City Solicitor/Manager of Legal Services,
934 - Submitting as instructed by Council on July 22, 1998, draft by-law to amend By-law No. 6546/95, being a by-law of the said City to regulate the construction, maintenance and removal of private approaches and private walks, in the City Centre Community, which by-law may receive all three readings.
File SC-1(32) (Vol. 1) (By-law No. 7273/98)

Communications (continued)

From the City Solicitor/Manager of Legal Services,
935 - Submitting as instructed by Council on April 29, 1998, draft by-law to open the northeast corner of Waverley Street and Bishop Grandin Boulevard, in the Assiniboia Community, which by-law may receive all three readings. File DAO 19/97 (By-law No. 7275/98)

From the City Solicitor/Manager of Legal Services,
936 - Submitting as instructed by Council on April 29, 1998, draft by-law to change the names of certain highways in The City of Winnipeg (portion of Marjorie Street to Riveroaks Drive and portion of Hampton Street to Bourkevale Drive), in the Assiniboia Community, which by-law may receive all three readings.
File SC-3.14(31) (Vol. 2) (By-law No. 7276/98)

From the City Solicitor/Manager of Legal Services,
937 - Submitting as instructed by Council on April 29, 1998, draft by-law to change the names of certain highways in The City of Winnipeg (portion of Stardust Avenue to Hartford Avenue and portion of Beauty Avenue to Perth Avenue), in the Lord Selkirk-West Kildonan Community, which by-law may receive all three readings. File SC-3.14 (34)(Vol. 1) (By-law No. 7277/98)

From the City Solicitor/Manager of Legal Services,
938 - Submitting as instructed by Council on July 22, 1998, draft by-law to amend Zoning By-law No. 6400/94 for the enactment of a zoning change on land located on Niakwa Road East and Tascona Road, in the Riel Community, which by-law may receive all three readings. File DAZ 217/98 (By-law No. 7278/98)

From the City Solicitor/Manager of Legal Services,
939 - Submitting as instructed by Council on April 29, 1998, draft by-law to change the names of certain highways in The City of Winnipeg (from Lexington Street to Paris Street), in the Riel Community, which by-law may receive all three readings. File SC-3.14(35) (Vol. 1) (By-law No. 7279/98)

From the City Solicitor/Manager of Legal Services,
940 - Submitting as instructed by Council on May 27, 1998, draft by-law to change the names of certain highways in The City of Winnipeg (from Marlboro Avenue to Marlboro Avenue West and from Denny Avenue to Marlboro Avenue East), in the Riel Community, which by-law may receive all three readings.
File SC-3.14(35)(Vol. 1) (By-law No. 7280/98)

From the City Solicitor/Manager of Legal Services,
941 - Submitting as instructed by Council on July 24, 1997, 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 at Leila Avenue northeast corner of Pipeline Road, in the Lord Selkirk-West Kildonan Community, which by-law may receive all three readings. File DASZ 8/97 (By-law No. 7281/98)

From the City Solicitor/Manager of Legal Services,
942 - Submitting as instructed by Council on September 21, 1994, draft by-law to widen the southwest corner of Arlington Street and Sargent Avenue, in the City Centre Community, which by-law may receive all three readings. File DAO 27/93 (By-law No. 7287/98)

From the City Solicitor/Manager of Legal Services,
943 - Submitting as instructed by Council on February 25, 1998 and April 29, 1998, draft by-law to partially close the northwest and northeast corners of Moray Avenue and Silver Avenue, in the Assiniboia Community, which by-law may receive all three readings.
Files DAC 23/97 and DAC 27/97 (By-law No. 7288/98)

From the City Solicitor/Manager of Legal Services,
944 - Submitting as instructed by Council on February 26, 1997, draft by-law to amend Zoning By-law No. 6400/94 for the enactment of a zoning change to land located at 894 St. Mary's Road, in the Riel Community, which by-law may receive all three readings. File DAZ 225/96 (By-law No. 7291/98)

Communications (continued)

From the City Solicitor/Manager of Legal Services,
945 - Submitting memorandum dated September 2, 1998, advising that on June 29, 1998, Bill 36 was proclaimed. As such, section 46(1)(e) of The City of Winnipeg Act now provides:

46(1) The chief administrative officer's powers, duties and function include the following:

(e) except as council may otherwise direct, and subject to an employee's contract or terms of employment, to appoint, suspend or dismiss employees other than statutory officers.

Also advising that this amendment was the result of the City's adoption, on October 29, 1997, of the Report of the Executive Policy Committee dated October 24, 1997, George B. Cuff - Organizational Review and Performance Assessment Report, and the corresponding request to the Province for legislative amendments to The City of Winnipeg Act. [In Appendix "B", Council requested the deletion of the requirement of "City Administrators (other than Chief Administrative Officer) must be appointed by Council upon the recommendation of Executive Policy Committee"].

Also advising that the Statutory Officers provided in the Act are the Chief Administrative Officer, City Clerk, City Treasurer, City Auditor, Medical Health Officer and Ombudsman.

Further advising that with Bill 36 being proclaimed, amendments to the City's by-laws can now be made. Specifically, the draft by-law amends The Organization By-law No. 7100/97, along with consequential amendments to the Police, Emergency Response Service and Records Management By-laws, being Nos. 783/74, 6311/94 and 6875/96 respectively, and is being submitted to Council for all three readings.
File GL-5.8 (Vol. 12) (By-law No. 7292/98)

Moved by Councillor Timm-Rudolph,
That the following communication which was received too late to be placed on the regular agenda, be received as information.

Carried.

From the City Solicitor/Manager of Legal Services,
946 - Submitting as instructed by Council on September 30, 1987, 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 Brookside Boulevard between Inkster Boulevard and Jefferson Avenue, in the Lord Selkirk-West Kildonan Community, which by-law may receive all three readings. File DAS 56/85 B (By-law No. 7293/98)

DELEGATIONS

947 - Wayne Helgason, on behalf of the Social Planning Council of Winnipeg, appeared before Council with respect to Clause 4 of the Report of the Executive Policy Committee dated September 2, 1998 regarding the Review of the Social Planning Council Task Force Report on Squeegee Issues.
File ST-5.3 (Vol. 7)

Nick Ternette, 158 Evanson Street, also appeared before Council with respect to Clause 4 of the Report of the Executive Policy Committee dated September 2, 1998 regarding the Review of the Social Planning Council Task Force Report on Squeegee Issues and filed a petition with the Deputy City Clerk.

948 - Victor Vrsnik, on behalf of the Manitoba Taxpayers Association, appeared before Council in opposition to the recommendation of the Executive Policy Committee that the motion be filed regarding the Reintroduction of Money By-laws and Referenda during General Elections. File GL-5 (Vol. 5)