REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED SEPTEMBER 3, 1997

On motion of Her Worship Mayor Thompson, the Report of the Executive Policy Committee, dated September 3, 1997, was considered clause by clause.

Moved by Her Worship Mayor Thompson,
That the Consent Agenda, Clauses 1,2 and 3 be adopted.

Carried.

Lowering Of Late Fee Charges
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File F-1 (Vol. 14)

971 - 1. The Executive Policy Committee has been advised that By-law No. 5747/91, a By-law of the City of Winnipeg to establish a late payment penalty charge on sundry accounts receivable, was passed in 1991. This by-law established a 30 day period from the invoice date, until the amount could be paid, without penalties. After the 30 day period ceased, late charges at 1.5% per month, compounded monthly, would be added to the outstanding balance.

A Business Process Renewal Project, sponsored by the FMS Executive Committee, recently completed a renewal of the accounts receivable process in the financial services area at Parks and Recreation. Approximately 20 recommendations were tabled. One of the proposals was a reduction in the required payment date from 30 days to 15 days from the date of invoice for all Parks and Recreation Accounts Receivable.

There are three main arguments driving the reduction in the payment period from 30 to 15 days:

1. The monthly billings for rental of facilities or use of services are currently produced once a month, at month-end, with payment due 30 days after the invoice date. Because of this method, a customer can rent a facility at the beginning of one month, and then not have to pay for it until 60 days later. Conversely, the same customer can rent another facility on the last day of the month, and be required to pay it by the end of next month (30 days).

   Although the “stated” payment period is 30 days, in actuality it is 45 days (average of potential 30 and 60 day payment periods). Lowering the payment date to 15 days after month-end reduces the average payment period to 30 days (average of potential 45 and 15 day payment periods). This “average” 30 day payment procedure is consistent with the intended waiting period for invoice payments.

2. By reducing the payment period, the length of time the City will wait to receive it’s money is cut in half. This reduction in waiting time benefits the City through the earning of additional interest on amounts received. An estimated $7,500 per year can be gained if the period is lowered.

3. In comparison with a sample of payment policies for other Cities and Local Competitors, it was discovered that three Organizations require full payment prior to providing the facility or service, three Organizations require full payment upon receipt of the monthly invoice with no waiting period and three Organizations require full payment in 30 days of the monthly invoice which is the current process at the City of Winnipeg.

Therefore, a 15 day payment requirement is consistent with both industry standards and the goals of the Organization.

All other provisions of the By-law, including the penalty of 1.5% per month, compounded monthly, for non-payment of the invoice, following the prescribed 15 day period, will continue to apply to Parks and Recreation accounts.

As this policy is currently a by-law, the proposed change requires the approval of both the Board of Commissioners and City Council.

Report of the Executive Policy Committee dated September 3, 1997

The Executive Policy Committee recommends:

I. That By-law No. 5747/91 be amended to reduce the period following which late payment fees apply to invoices for Parks and Recreation Accounts Receivables only from 30 days to 15 days.

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

On September 3, 1997, the Executive Policy Committee reconsidered the matter and re-submits this clause to Council for favourable consideration with the information that the administration is reviewing its payment practices to modify responsiveness.

Adopted by consent.

Change in Fund Manager for the Contributions in Lieu of Land Dedication Reserve, the Recreation Programming Reserve and the Zoo Animals Reserve
Files EP-2 (Vol. 24), PR-2.9 (Vol. 9), and PR-7.1.1 (Vol. 15)

972 - 2. The Executive Policy Committee has been advised that on January 10, 1973, City Council adopted the policy that cash payments received by the City in lieu of land dedication for open space be deposited in a fund to the credit of each community. As a result, the Contributions in Lieu of Land Dedication Reserve was created with the City Treasurer as the Fund Manager.

On October 6, 1976, City Council approved the creation of a Recreation Programming Reserve Fund for recreation programming at the community level. The General Manager of Parks and Recreation and the City Treasurer were designated fund managers.

On September 15, 1982, City Council approved the establishment of a reserve for zoo animals for the purpose of replacing animal losses and of improving breeding stock in the Assiniboine Park Zoo. The joint fund managers were the General Manager of Parks and Recreation and the City Treasurer.

Prior to the adoption of the 'controllership model', Corporate Finance was responsible for the accounting for all reserve funds. Under the controllership model the Parks and Recreation Department is now responsible for the accounting for the Contributions in Lieu of Land Dedication, Recreation Programming, Zoo Animals, Zoo Purposes, Golf Course and Concession Equipment Replacement Reserves.

For the Contributions in Lieu of Land Dedication Reserve, Recreation Programming Reserve and Zoo Animals Reserve, the Corporate Finance Department used to ensure that requests for expenditures from the reserve did not exceed the funds in the reserve. This function is now being performed by the Parks and Recreation Department.

In the case of the Contributions in Lieu of Land Dedication Reserve, projects are considered by Council based on recommendations of Executive Policy Committee. Corporate Finance plays no role in the approval of projects.

In the case of the Recreation Programming Reserve, the Director of Parks and Recreation is authorized to approve all projects recommended by Community Committees that meet the reserve criteria. Projects that do not meet the criteria are forwarded to the Committee on Finance and Administration for approval. In the past, Corporate Finance was responsible for submitting the reports to the Committee on Finance and Administration, however, the Parks and Recreation Department is now responsible for same.

In the case of the Zoo Animals Reserve, the Director of Parks and Recreation is authorized to approve all animal purchases with the City Treasurer co-signing the required purchase orders after determining the availability of funds in the reserve. Since the reserve is now maintained by the Parks and Recreation Department this procedure is no longer required.

Report of the Executive Policy Committee dated September 3, 1997

The fund managers for other reserve funds under Parks and Recreation responsibility are presently as follows:

Zoo Purposes Reserve - The Board of Commissioners and the Director of Parks and Recreation

Golf Course Reserve - The Board of Commissioners

Concession Equipment Replacement Reserve - The Director of Parks and Recreation

The Executive Policy Committee recommends:

I. That the Director of Parks and Recreation be designated the fund manager for the Contributions in Lieu of Land Dedication Reserve.

II. That the Director of Parks and Recreation be the sole fund manager for the Recreation Programming Reserve.

III. That the Director of Parks and Recreation be the sole fund manager for the Zoo Animals Reserve.

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

Adopted by consent.

Bill 50 and The City Access to Information By-law File GL-5.8 (Vol. 12)

973 - 3. On June 26, 1997, Council at its reconvened meeting ruled automatic referral of the following motion to the Executive Policy Committee, under Rule 16.1 of the Procedure By-law No. 5400/90:

Moved by Councillor Murray
Seconded by Councillor Lazarenko,

WHEREAS Bill 50 removes responsibility from the City Ombudsman and the City Council for access to information policy and administration;

AND WHEREAS bill 50 exempts consultants reports and advice to cabinet from Access to Information requests;

AND WHEREAS the wording of Bill 50 references provincial structures and is most often silent on the application to civic structures;

AND WHEREAS the Ombudsman's Office has just about the most rapid turn around for access to information requests in the country, the longest request taking six months. Provincial authorities often take up to three years and too often force people into court to realize a request for information;

AND WHEREAS Access to Information is a critical function of an Ombudsman's Office;

AND WHEREAS Bill 50 would severely hinder access to information in civic government because of excluded materials such as consultants reports and administrative advice to elected officials;

AND WHEREAS Council, after a year and a half has developed just about the best civic Access to Information By-law in Canada;

THEREFORE BE IT RESOLVED that the City request that civic government be exempted from Bill 50 and the Province recognize the City Access to Information By-law.

The Executive Policy Committee requests an extension of time of 30 days in order to further consider this matter.

Adopted by consent.

REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED SEPTEMBER 17, 1997

On motion of Her Worship Mayor Thompson, the Report of the Executive Policy Committee, dated September 17, 1997, was considered clause by clause.

Moved by Her Worship Mayor Thompson,
That the Consent Agenda, Clauses 1,2,3,4 and 5 be adopted.

Councillor Angus requested that Clause 1 be pulled from the Consent Agenda.

Councillor Prystanski requested that Clause 2 be pulled from the Consent Agenda.

Councillor Lazarenko requested that Clause 3 be pulled from the Consent Agenda.

Councillor Phillips requested that Clause 4 be pulled from the Consent Agenda.

Councillor Thomas requested that Clause 5 be pulled from the Consent Agenda.

Proposed Legislative Amendments
File GL-5 (Vol. 5)

974 - 1. The Executive Policy Committee has been advised that the City is requesting the following amendments to the City of Winnipeg Act which are self explanatory, namely:

1. To provide for a time limit within which appeals to the Court of Queen's Bench must be heard and disposed of.

2. To provide for the implementation of Special Operating Agencies.

3. To allow the City to provide economic development incentives.

4. To allow the City to withhold names or certain records upon request in matters of personal security.

5. To provide Council with more flexibility in establishing a time for the first meeting of Council.

The Business Liaison and Intergovernmental Affairs Department will provide status reports on the requests as they proceed for Provincial consideration.

On June 10, 1997, the Minister of Urban Affairs wrote to Her Worship the Mayor regarding amendments to the City of Winnipeg Act. He advised that any new legislative changes the City is seeking for 1998 should be submitted to the Province no later than September 25, 1997.

The Executive Policy Committee recommends:

I. That the amendments to The City of Winnipeg Act as outlined on Schedule "A" be forwarded to the Province of Manitoba for implementation.

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

Copy of attachment referred to in the above clause is on file in the office of the City Clerk.

Report of the Executive Policy Committee dated September 17, 1997

Moved by Her Worship Mayor Thompson,
Adoption of the clause.

The Speaker called the Deputy Speaker, Councillor Prystanski, to the Chair in order to participate in the debate, and after speaking, resumed the Chair.

In amendment,

Moved by Councillor Angus,
Seconded by Councillor Lazarenko,

WHEREAS Subsection 27(1) of The City of Winnipeg Act provides for the election of the Speaker and Deputy Speaker at the Organizational Meeting of Council;

AND WHEREAS independence is an intrinsic element to the Office of the Speaker and the Deputy Speaker to ensure apolitical procedural guidance;

AND WHEREAS Subsection 16(1) of The City of Winnipeg Act requires that meetings of Council be open to the public;

THEREFORE BE IT RESOLVED that the clause be amended by including the request that the Province of Manitoba amend The City of Winnipeg Act to allow for a secret ballot for the election of the Speaker and the Deputy Speaker.

Moved by Councillor Clement,
That the amendment be referred to the Secretariat Committee.

Carried.

Councillor Thomas asked to be recorded as having voted against the referral motion, in accordance with Rule 50.7 of the Procedure By-law.

The Speaker advised that on direction of Council, Schedule “A” would be amended by deleting the recommendation pertaining to Special Operating Agencies.

The Speaker advised that each legislative amendment identified in the clause would be considered separately, replacing Recommendation No. 1.

Item No. 1 pertaining to the time limit for appeals to the Queen’s Bench was put and declared carried.

Item No. 2 was deleted in accordance with Council’s direction regarding Special Operating Agencies.

Item No. 3 pertaining to economic development incentives was put.

The Speaker called for the yeas and nays, which were as follows:-

Yea: Councillors Prystanski, Clement, Lazarenko, Lubosch, Murray, O’Shaughnessy, Phillips, Silva, Timm-Rudolph, Vandal, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Angus.13

Nay: Councillors Golden, Steek and Thomas. 3

and Item No. 3 was declared carried.

Report of the Executive Policy Committee dated September 17, 1997

Item No. 4 pertaining to personal security was put and declared carried.

Item No. 5 pertaining to the first meeting of Council was put and declared carried.

Councillors Golden and Thomas asked to be recorded as having voted against Item No. 5, in accordance with Rule 50.7 of the Procedure By-law.

Recommendation II was put and declared carried.

Portage Avenue Property Association
File FR-3.2 (PA-11)(Vol. 11)

975 - 2. The Executive Policy Committee has been advised that CentrePlan's Portage Avenue Action Team was formed to implement actions directed at revitalizing Winnipeg's primary avenue. Coriolis Consulting was retained to provide an analysis and strategy for Portage Avenue revitalization. The analysis and strategy were endorsed by the CentrePlan Committee.

Coriolis Consulting made several recommendations which, when done concurrently whenever feasible, could significantly improve the state of Portage Avenue and the downtown generally. One of the recommendations advanced by Coriolis Consulting is to establish a property owners' association as a means of generating private sector commitment and investment to improve interiors and exteriors of buildings along Portage Avenue. This will serve to fill vacant spaces and to make the Avenue more attractive.

In July, 1997, the Portage Avenue Property Association (PAPA) was formed by inviting building owners to pay a membership fee based on frontage feet. PAPA is a non-profit association whose mandate is to solicit funds from private owners to fund administration of a program designed to encourage retention and recruitment of tenants at street level. Members will be entitled to apply to the investment fund to make improvements to member buildings. Further, PAPA has been clear from the outset that public sector funds are required to match private sector investments to make the required significant improvements to Portage Avenue buildings. This position is consistent with Coriolis' recommendations that without a private-public sector and multi-faceted approach, revitalization efforts will be frustrated and ineffective.

The approval process will involve representatives from the City of Winnipeg, City Council, PAPA and the Chamber of Commerce. PAPA will hire a coordinator to devote full time energies to this program. Part of the coordinators responsibilities will be to develop a data base that PAPA and the City will use to monitor progress.

PAPA initially requires $825,000 from WDA Program 11 to develop the investment fund necessary to carry out the significant physical improvements to Portage Avenue properties between Spence and Main Street and secure street level tenants. Without this City commitment, PAPA's continued existence is problematic. A fundamental part of downtown revitalization will not occur.

This WDA contribution is entirely consistent with CentrePlan objectives and is clearly according to WDA Program 11 eligibility criteria.

The Executive Policy Committee recommends:

I. That $825,000 from Winnipeg Development Agreement Program 11 be committed to an investment fund to which Portage Avenue property owners apply to improve street level interiors and exteriors of buildings along Portage Avenue from Spence to Main Street.

II. That the City of Winnipeg work with the Portage Avenue Property Association to establish the eligibility criteria and approval process for the investment fund.

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

Moved by Her Worship Mayor Thompson,
Adoption of the clause.

Report of the Executive Policy Committee dated September 17, 1997

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

The motion for the adoption of the clause was put and declared carried.

Special Operating Agencies Initiative
File CR-5 (Vol. 1)

976 - 3. The Executive Policy Committee has been advised that on March 20, 1997, Council adopted "*Reshaping Our Civic Government*", identifying development of Special Operating Agencies (SOAs) as one of five strategic initiatives needed to create a more affordable and fundamentally better City government. Executive Policy Committee struck a Task Force on SOAs, consisting of Councillor John Angus as Chairperson, Bob Gannon, Chief Financial Officer, and Gail Stephens, City Auditor. Its mandate was to submit a report with recommendations on the general design and implementation of SOAs for The City of Winnipeg.

The report as outlined on Schedule "A" indicates proposed principles and features of the general framework design for Phase 1 of the City's initiative. It is based on preliminary consultations with stakeholders and pilot candidates and benefits from the lessons learned from the Manitoba Government's SOA experience. This report forms the foundation for development of a detailed design and in-depth consultations as Phase 2 of the initiative to be completed over the next few months.

The City can anticipate fundamental change and lasting benefits by featuring SOAs as part of its Alternative Service Delivery (ASD) strategy, including: a stronger corporate identity and sense of purpose; a more strategic perspective on operations; improved internal communications and staff involvement in operational decisions; enhanced attention to client needs and service quality; and greater awareness of costs, revenue generation, and financial performance.

The Executive Policy Committee recommends:

I. That Council adopt the strategic direction with regard to SOAs identified in the report entitled "Special Operating Agencies Initiative", submitted by the Task Force on Special Operating Agencies, dated September, 1997, and as outlined in Schedule "A".

II. That Council request the Province of Manitoba to enact legislative amendments to provide for the implementation of SOAs by the City of Winnipeg, including the references as outlined in Appendix B of the report "Special Operating Agencies Initiative", and that such legislation be retroactive to January 1, 1998.

III. That Executive Policy Committee be empowered to establish a Committee to implement Special Operating Agencies once adopted by Council.

IV. That Council direct Executive Policy Committee's Task Force on SOAs to develop a detailed framework design by December 31, 1997, said design to include:

- model operating charter;
- model delegated authorities schedule;
- model transfer, management, service, and contribution agreements;
- model feasibility study terms of reference;
- advisory board terms of reference;
- business plan guidelines, including full-costing methodology;
- performance measurement guidelines;
- quarterly and annual report guidelines; and
- evaluation terms of reference.

V. That Council adopt the SOA development and approval process outlined in Appendix D of the report "Special Operating Agencies Initiative".

VI. That Council direct the Task Force on SOAs to develop and implement the training plan and communications plan as identified in the report "Special Operating Agencies Initiative".

Report of the Executive Policy Committee dated September 17, 1997

VII. That Council direct the Task Force on SOAs to retain the services of an interim coordinator on a contractual basis, and the recommendation for the appointment of the interim coordinator be submitted to the Executive Policy Committee for final approval.

VIII. That Council adopt the Task Force on SOAs workplan outlined in Appendix F of the report "Special Operating Agencies Initiative".

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

Copy of attachment referred to in the above clause is on file in the office of the City Clerk.

Moved by Her Worship Mayor Thompson,
Adoption of the clause.

Council recessed at 11:55 a.m., and reconvened at 1:37 p.m., same members present, Councillor Prystanski in the Chair.

Councillors Clement, Lubosch, Timm-Rudolph and Deputy Mayor Eadie entered the meeting after Council had reconvened.

INTRODUCTION AND WELCOME OF GUESTS AND ANNOUNCEMENTS

977 - The Deputy Speaker recognized in attendance in the gallery, persons representing the Kimberley-Grace Seniors Association.

Council here proceeded to continue to consider the order of business - "Clause 3 of the Report of the Executive Policy Committee, dated September 17, 1997".

The motion for the adoption of the clause was put.

Councillor Golden called for the yeas and nays, which were as follows:-

Yea: Councillors Clement, Lubosch, Murray, O'Shaughnessy, Phillips, Silva, Steek, Thomas, Timm-Rudolph, Vandal, Deputy Mayor Eadie, Her Worship Mayor Thompson, Councillors Angus and Prystanski. 14

Nay: Councillors Golden and Lazarenko. 2

and the motion for the adoption of the clause was declared carried.

Report of the Executive Policy Committee dated September 17, 1997

Development of Seasonal Recreation Vehicle Camping within the City of Winnipeg
File FI-2 (Vol. 12) [c/r GC-8.9 (Vol. 4)]

978 - 4. The Executive Policy Committee has been advised that on November 4th, 1996 the Committee on Protection, Parks and Culture passed the following motion, namely:

> "WHEREAS there is a lack of adequate facilities to accommodate seasonal recreation vehicle camping within the City of Winnipeg;
>
> AND WHEREAS such a seasonal camping facility would prove to be an asset towards attracting tourists to our great City;
>
> AND WHEREAS existing civic by-laws prohibit overnight parking of such recreational vehicles on street right-of-ways which causes inconvenience of out-of-town visitors;
>
> AND WHEREAS the need for such a facility will increase when the City of Winnipeg hosts the 1999 Pan American Games;
>
> THEREFORE BE IT RESOLVED that the Administration identify suitable surplus city-owned lands for the development of such a facility and further investigate the feasibility of preparing a Proposal Call for said development.

The Administration has advised that the former Point Douglas Yacht Club property, located at the foot of the Louise Street Bridge in the Point Douglas area, was purchased by the Province of Manitoba several years ago as part of the, then, provincial initiative to contribute towards riverbank public park development in the City.

The Point Douglas Yacht Club has subsequently terminated use of the property, and the site is currently vacant.

As a condition of transfer of property from the Province to the City, the City has agreed to expend to a maximum of $150,000 towards environmental site cleanup of soil contamination; funds of which have already been secured from the Riverbank Land Acquisition Account as a condition of sale in lieu of land acquisition costs.

As part of the Winnipeg Development Agreement; the Province has agreed to contribute $150,000.00 towards the site redevelopment of the subject property.

There is sufficient merit for the creation of a temporary, centrally located R.V. Campground at this time for the following reasons:

1. The 1999 Pan Am Games will generate a large influx of tourists during the summer season, a significant number of which will travel with mobile homes and camper trailers.

2. If contractually operated, the R.V. Campground would provide an additional source of revenue to the City, in its hosting of the Pan Am Games.

3. As several of the Pan Am Games' venues and ceremonies are centrally located, a central location for a campground would be highly attractive to motoring tourists.

4. Contractually bid and operated, the City would not be criticized for competing with private enterprise; as existing R.V. Campground operators would have equal opportunity to compete for the successful contract.

5. Such a temporary venture would enable the City to assess the merits of venturing into R.V. Campground development on a more permanent on-going basis.

In addition to being situated only "minutes" away from Downtown shopping and the Forks, the former yacht club property has the additional benefits of being:

Report of the Executive Policy Committee dated September 17, 1997

- Technically, not as of yet under the jurisdiction of the Parks and Recreation Department and subject to the Parks By-Laws. The property could be developed and operated as a campground. If the temporary venture proves successful, and there is a will to pursue R.V. Campgrounds as a permanent seasonal venture, Section 14.1 of the Parks By-Law would have to be amended or rescinded, and, which presently states:

  > "No person shall make use of a public park for the purpose of a trailer park, tenting or camp site or recreational vehicle site."

- Provincially funded ($150,000.00) towards the property development. Provincial representatives have informally indicated support for the establishment of a R.V. Campground as a tourist promotion of the forthcoming Pan Am Games. The majority of the development funds would be expended on site development features which could be readily converted to a permanent future site use.

- The Provincial funds must be expended, or committed, for site development by March 1998; which implies an early decision during 1997 by the City on site development.

- The City presently does not have a permanent intended use for the former Point Douglas Yacht Club site. The development of the site, realistically, is tied to a future re-development of the entire Point Douglas peninsula east of the Louise Bridge. Such an interim use would "buy-time" towards the eventuality of a major Point Douglas re-development proposal, while at the same time creating additional revenue for the City.

- Based upon preliminary departmental estimates, the site could comfortably accommodate between 100 - 120 R.V. campsites.

At such time as this concept is approved for implementation, the Parks and Recreation Department would immediately hire a landscape consultant to research R.V. campground needs in consultation with existing R.V. campground operators and develop a site design for a temporary campground. At the time a design and cost estimate have been prepared by the Consultant; a five-year cost/benefit analysis will be prepared and submitted for consideration and approval. Such a consultation process involving existing R.V. campground operators would serve to as well alert the market to a forthcoming Contract for Operation in the spring of 1998.

The Administration recommended that the approximate 6.5 acre, former Point Douglas Yacht Club property, as identified on plan No. 13-97, and, currently in the process of being transferred from the Province of Manitoba to the City of Winnipeg for Riverbank Parkway use, be developed during 1997 with funding to be provided from the Province through the Winnipeg Development Agreement, as a temporary, seasonal Recreation Vehicle (R.V.) Campground; to be contracted out for operation for a minimal 5 year term.

The Committee on Protection, Parks and Culture on September 8, 1997 concurred in part with the administrative recommendations as follows, namely:

1. The approximate 6.5 acre, former Point Douglas Yacht Club property, as identified on Plan 13-97, and currently in the process of being transferred from the Province of Manitoba to the City of Winnipeg for Riverbank Parkway use, be developed during 1997 with funding to be provided from the Province of Manitoba through the Winnipeg Development Agreement, as a temporary seasonal Recreation Vehicle (RV) Campground; and

2. The Administration be requested to undertake a Request for Proposals for the development and operation of an Recreation Vehicle (RV) Campground at this location, and report back to the Committee on Protection, Parks and Culture.

The Executive Policy Committee has concurred in the recommendations of the Committee on Protection, Parks and Culture and recommends:

I. The approximate 6.5 acre, former Point Douglas Yacht Club property, as identified on Plan 13-97, and currently in the process of being transferred from the Province of Manitoba to the City of Winnipeg for Riverbank Parkway use, be developed during 1997 with funding to be provided from the Province of Manitoba through the Winnipeg Development Agreement, as a temporary seasonal Recreation Vehicle (RV) Campground; and

Report of the Executive Policy Committee dated September 17, 1997

II. The Administration be requested to undertake a Request for Proposals for the development and operation of an Recreation Vehicle (RV) Campground at this location, and report back to the Committee on Protection, Parks and Culture.

III. That an amount to a maximum of $150,000 be approved from the Riverbank Land Acquisition Account to be expended towards environmental site cleanup of soil contamination.

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

Moved by Her Worship Mayor Thompson,
Adoption of the clause.

The Speaker here resumed the Chair.

The motion for the adoption of the clause was put and declared carried.

Establishment of a Safety Committee under CentrePlan
Files GF-2.7 (Vol. 12) & EP-1.2 (Vol. 2)

979 - 5. On March 4, 1992, Council adopted Clause 7 of the Report of the Executive Policy Committee dated March 2, 1992 establishing the Safe City Committee, and the mandate of the Safe City Committee.

The purpose of the Safe City Committee was to "promote personal safety and security for women and children in all areas over which the City has jurisdiction and to promote community participation and cooperation in making personal safety and security a priority. This included policies, programs, regulations, planning and by-laws.

The Executive Policy Committee has been advised that CentrePlan is in the process of establishing a Safety Committee which would incorporate the efforts currently undertaken by the Downtown BIZ, as well as other downtown safety issues. They would like to address the issues brought up in the report "Safer Winnipeg for Women and Children". CentrePlan has requested that the mandate and budget of the City's Safe City Committee be given to CentrePlan.

CentrePlan has also indicated that it will invite all of the citizen members formerly involved with the Safe City Committee to participate and intends to expand the Committee to ensure that businesses, police services, social agencies and other interest groups are all well represented.

The Executive Policy Committee recommends:

I. That the Safe City Committee established by Council on March 2, 1992, be disbanded.

II. That jurisdiction and mandate of the Safe City Committee be transferred to CentrePlan for incorporation into their Safety Committee with the stipulation that consideration be given to all current participants.

III. That financial support for the CentrePlan Safety Committee be prorated for the balance of 1997, said funds to be utilized from the approved current budget; and that the Administration be directed to include an amount of $35,000 as a line item in the 1998 Current Estimates for the CentrePlan Safety Committee.

IV. That the CentrePlan Safety Committee be requested to provide the Executive Policy Committee with a business plan and to report back to the Executive Policy Committee on a quarterly basis.

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

Report of the Executive Policy Committee dated September 17, 1997

Moved by Councillor Timm-Rudolph,
Adoption of the clause.

The motion for the adoption of the clause was put.

The Speaker called for the yeas and nays, which were as follows:-

Yea: Councillors Clement, O'Shaughnessy, Phillips, Silva, Steek, Timm-Rudolph, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Angus. 9

Nay: Councillors Lubosch, Murray, Thomas and Vandal. 4

and the motion for the adoption of the clause was declared carried.

REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED SEPTEMBER 24, 1997

On motion of Her Worship Mayor Thompson, the rule was suspended and the Report of the Executive Policy Committee, dated September 24, 1997, was considered.

Administrative Assistant Position - Access Advisory Committee File CR-3 (Vol. 4)

980 - 1. The Executive Policy Committee has been advised that on June 21, 1989, Council adopted Clause 6 of the Report of the Executive Policy Committee dated June 14, 1989, establishing the Access Advisory Committee, which Committee shall report to the Mayor, with a mandate of recommending policies, programs and projects for the Mayor's consideration that address the accessibility needs of physically disabled persons under a program called "Winnipeg: An Accessible City by 1993".

On January 25, 1995, Council adopted Clause 20 of the Executive Policy Committee dated January 18, 1995, which approved the Terms of Reference for the new Access Advisory Committee and provided authorization for the Committee to recruit an individual on a contractual basis to perform administrative duties.

On March 20, 1997, in adopting the 1997 Current Budget, Council approved funding in the amount of $51,960.00 for the operating expenses of the Access Advisory Committee.

The Access Advisory Committee struck a Selection Committee, which proceeded to undertake a recruitment process and in April 1997, placed an advertisement in the local newspapers. The Selection Committee then reviewed the approximately seventy applications received for the position, and conducted interviews for the five short listed candidates.

On September 18, 1997, the Access Advisory Committee unanimously endorsed the recommendation of its Selection Committee and recommended that Judy Redmond be engaged as the Administrative Assistant on a contractual basis under a personal services contract as follows:

(a) The contract be of a one year duration commencing September 29, 1997 to September 28, 1998;

(b) The contract to include the duties and responsibilities as outlined in Appendix "A";

(c) The fee for service to be $30,000.00 per annum utilizing funding from the existing Access Advisory Committee budget allocation.

The Administrative Assistant will be responsible for providing all goods, materials, services and resources necessary for the performance of her duties.

The Executive Policy Committee recommends:

I. That the City of Winnipeg enter into a personal services contract with Judy Redmond for the provision of administrative support services for the Access Advisory Committee (using the "Winnipeg Arts Advisory Council model"), as follows:

(a) The contract be of a one year duration commencing September 29, 1997 to September 28, 1998;

(b) The contract to include the duties and responsibilities as outlined in Appendix "A";

(c) The fee for service to be $30,000.00 per annum utilizing funding from the existing Access Advisory Committee budget allocation.

Report of the Executive Policy Committee dated September 24, 1997

II. That the City Solicitor/Manager of Legal Services be instructed to prepare the necessary contract between the City of Winnipeg and Judy Redmond.

Copy of attachment referred to in the above clause is on file in the office of the City Clerk.

Moved by Her Worship Mayor Thompson,
Adoption of the clause.

Carried.

EXECUTIVE POLICY COMMITTEE

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Moved by Councillor Thomas,
Seconded by Councillor Murray,
981 - WHEREAS the financial update which council received yesterday (July 22, 1997) at Executive Policy Committee proposed transferring $2 m from transit revenue to deficit avoidance (Appendix I);

AND WHEREAS the information released on July 17, 1997 (Appendix II) includes $100,000 in service cuts passed by Council in deficit avoidance;

AND WHEREAS the cuts proposed (Appendix III) will cause undue hardship to weekend users of the elected routes;

AND WHEREAS it is disruptive to service to make these one time cuts and then reinstate the cuts for a new budget year;

THEREFORE BE IT RESOLVED that the transit service cuts be reinstated and that the money be utilized from the unanticipated additional transit revenue.

(Copy of Appendices referred to are on file in the office of the City Clerk)

Moved by Councillor O'Shaughnessy,
That the motion be filed in that this matter had already been dealt with by the Committee on Works and Operations.

Carried.

Councillor Thomas asked to be recorded as having voted against the motion to file, in accordance with Rule 50.7 of the Procedure By-law.

EXECUTIVE POLICY COMMITTEE

MOTIONS

Moved by Councillor Clement,
Seconded by Her Worship Mayor Thompson,

982 - WHEREAS the Pan Am Games will be the most significant sporting event ever to take place in Winnipeg;

AND WHEREAS the Pan Am Pool is a legacy of the last Pan Am Games and an important focus of the upcoming Games;

AND WHEREAS one of the legacy projects for the Games will be an expanded and upgraded Pan Am Pool;

AND WHEREAS the Pan Am Games Society is about to commence the construction of a $1.5 million renovation and addition to the pool;

AND WHEREAS a group of private sector volunteers are raising funds to completely finance a $2 million Aquatics Hall of Fame at that site;

AND WHEREAS to facilitate that project, a foundation upgrade to the Pan Am Games Project will save future costs and disruption;

THEREFORE BE IT RESOLVED THAT $150,000 be approved for this project to be funded from the Unused Borrowing Authority set aside by Council in 1996 for Infrastructure Renewal Projects.

The Speaker ruled automatic referral to the Executive Policy Committee, in accordance with Rule 16.1 of the Procedure By-law.

Moved by Councillor Clement,
That the rule be suspended to allow consideration of the motion at this time.

Carried.

Councillor Thomas to be recorded as having voted against the suspension of the rule, in accordance with Rule 50.7 of the Procedure By-law.

Moved by Councillor Prystanski,
That the motion be referred to the Committee on Protection, Parks and Culture.

The motion to refer was put.

Councillor Lazarenko called for the yeas and nays, which were as follows:-

Yea: Councillors Prystanski, Thomas and Vandal. 3

Nay: Councillors Clement, Golden, Lazarenko, Murray, O'Shaughnessy, Phillips, Silva, Steek, Timm-Rudolph, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Angus. 12

and the motion to refer was declared lost.

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

Executive Policy Committee - Motions (continued)

The motion was put.

Councillor Lazarenko called for the yeas and nays, which were as follows:-

Yea: Councillors Clement, Lazarenko, O'Shaughnessy, Phillips, Silva, Timm-Rudolph, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Prystanski. 9

Nay: Councillors Golden, Lubosch, Murray, Steek, Thomas, Vandal and Angus. 7

and the motion was declared carried.

Moved by Councillor Lazarenko,
Seconded by Councillor Vandal,
983 - WHEREAS section 2(b) of the Canadian Charter of Rights and Freedoms guarantees to everyone the fundamental freedoms of thought, belief, opinion and expression, including freedom of the press and other media of communication, subject only to such reasonable limits prescribed by law as can be demonstrably justified in a free and democratic society;

AND WHEREAS, in August 1990, Council adopted "A General Direction to the Administration" as a framework for the Administration in four key areas, in particular:

c) Commitment to Staff because the productivity of the City's municipal government is a direct reflection of the strength of its employees.

where,

Improvement in commitment to staff rests on openness, inclusion, fairness and respect.

and

d) Positive Attitudes and Open Communication because even where there is a need to balance conflicting perspectives, all people should be treated fairly and with respect;

AND WHEREAS "gag orders" and threats issued either by councillors or by senior administrators are contrary to these well-established principles;

THEREFORE BE IT RESOLVED that the City review its employment policies and practices with a view to ensuring that the rights of its employees are duly respected.

The Deputy Speaker ruled automatic referral to the Executive Policy Committee, in accordance with Rule 16.1 of the Procedure By-law.

Moved by Deputy Mayor Eadie,
That the rule be suspended to allow consideration of the motion at this time.

Carried.

The motion was put and declared carried.

Executive Policy Committee - Motions (continued)

Moved by Councillor Clement,
Seconded by Deputy Mayor Eadie,

984 - WHEREAS on July 23, 1997, Council approved Clause 1 of the Report of the Executive Policy Committee dated July 22, 1997, in connection with the multi-purpose sports and recreation centre including a youth activity centre on city owned lands on Portage Avenue east - north of the Forks;

AND WHEREAS Council on this day, approved a lease of City owned lands on the Portage Avenue East site - north of the Forks in substantially the same form and content outlined in Appendix "A" (attached to Clause 1), and conditional upon execution of the lease by Riverside Park Management Inc., not later than October 1, 1997;

AND WHEREAS subsequent to the July Council meeting, Mr. Katz has proposed certain changes to the lease including land requirements and site positioning to accommodate movement of the proposed facility;

AND WHEREAS it is deemed desirable and Mr. Katz has concurred with the extension of the date for execution of the lease to November 1, 1997 in order that the administration may determine the impact of the aforementioned requested revisions and report thereon to Executive Policy Committee prior to the October 22, 1997 scheduled meeting of Council;

THEREFORE BE IT RESOLVED that the date "October 1, 1997" as outlined in Recommendation I., Clause 1 of the Report of the Executive Policy Committee dated July 22, 1997 as amended and adopted by Council on July 23, 1997, be changed to "November 1, 1997";

AND BE IT FURTHER RESOLVED that any resulting amendments to the lease be considered and approved by Executive Policy Committee and Council prior to November 1, 1997.

The Deputy Speaker ruled automatic referral to the Executive Policy Committee, in accordance with Rule 16.1 of the Procedure By-law.

Moved by Councillor Clement,

That the rule be suspended to allow consideration of the motion at this time.

The motion to suspend the rule was put.

Councillor O'Shaughnessy called for the yeas and nays, which were as follows:-

Yea: Councillors Clement, Golden, O'Shaughnessy, Silva, Steek, Deputy Mayor Eadie, Her Worship Mayor Thompson, Councillors Angus and Prystanski. 9

Nay: Councillors Lazarenko, Lubosch, Murray, Phillips, Thomas, Timm-Rudolph and Vandal. 7

and the motion to suspend the rule was declared lost, not having received the required two-thirds vote of the members present in accordance with Rule 3 of the Procedure By-law.

EXECUTIVE POLICY COMMITTEE

CONSIDERATION OF BY-LAWS

985 - On motion of Her Worship Mayor Thompson , 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. 7081/97 a by-law of the City of Winnipeg to amend By-law No. 6420/94 being the Access to Information By-law. File GL-5.8 (Vol. 12).

By-law No. 7094/97, a by-law of the City of Winnipeg to defer the payment of the special assessment for Local Improvements in respect of certain lands benefitted thereby on Shaftesbury Boulevard in said City. File SL-3 (Vol. 14)

By-law No. 7095/97, a by-law of the City of Winnipeg to defer the payment of the special assessment for Local Improvements in respect of certain lands benefitted thereby on Shaftesbury Boulevard in said City. File SL-3 (Vol. 14)

EXECUTIVE POLICY COMMITTEE

QUESTION PERIOD

986 - Councillor Steek requested confirmation on the date the George Cuff Report would be delivered and requested details on the process, specifically whether it would be done by way of a Council seminar.

Her Worship Mayor Thompson noted that they were currently compiling the information and that this would be imminently shared with Council.

Councillor Steek referred to the Council Seminar process in which the Scurfield Report was received and questioned if it was Her Worship's personal preference to bring the George Cuff Report forward to Council as a whole.

Her Worship noted that the process followed for the Scurfield Report worked quite well and advised that it was her personal intention to follow a similar process.

Councillor Thomas referred to the Executive Policy Committee motion regarding the Pan Am Pool legacy foundation upgrade and questioned why this matter was not addressed by Executive Policy Committee at the special meeting held on September 24, 1997.

Her Worship noted that the Procedure By-law precluded adding agenda items to a special meeting and advised that she would check when the architect came forward with the request and would apprise Councillor Thomas accordingly.

Councillor Murray requested detailed information as to the exact position of private sector support, licensing, promotion and TV rights for the Pan Am Games. He also requested identification of the total amount of money raised by the private sector and questioned how close the City was to the objectives and what the projections were for the next year and a half leading up to the games.

Her Worship responded that she would write to the Pan Am Host Society and ask them to reply with the information. She also noted that every time she received an update on the Pan American Games, she copied all members of Council.

Councillor Murray requested that he would like to receive the administration's views on the City's exposure and a critical and independent review as to the possible liability and risks to the City so that the City may act proactively in advance of any problems and to try and resolve them.

Executive Policy Committee - Question Period (continued)

Her Worship advised she would undertake to get the answers and to also ask administration for their advice on Councillor Murray's requests.

Councillor Murray questioned what the status was of the request to the Federal and Provincial Governments as to where their money is coming from and whether other programs would be detrimentally impacted. Councillor Murray also requested consideration be given to a seminar, presentation or meeting, for Councillors, in the near future, to provide them with that information and so that they could ask questions.

Her Worship advised she would put forth his request to the Provincial and Federal Governments. Her Worship also noted that a seminar was already scheduled on the matter and committed to verify such.

Councillor O'Shaughnessy requested that Her Worship call a special meeting of the Executive Policy Committee to deal with the one month time extension regarding the Riverside proposal, to allow the matter to be brought to a special meeting of Council before October 1, 1997.

Her Worship indicated that she would concur with the request.

Councillor Vandal requested an update on the status of TransPlan.

Her Worship advised that the final report was being written and that there would be a Council seminar in late November or December.

Councillor Murray made reference to conditions identified by Councillors regarding the Riverside lease proposal that had arisen in prior Council discussion and questioned whether that information or as much of it that had been prepared, would also be coming forward to Council when Council deliberated the possiblity of a time extension.

Her Worship advised she would do her best to provide Councillor Murray with that information.

Councillor Murray noted that the proposed Riverside project sits in the part of the original footprint that was desirable for the eco-village. He further noted that it crowded out the right-of-way for rapid transit access to the Forks, which is critical to the future and success of the Pan Am Games activities and the Forks long term future, both issues having been discussed at CentrePlan. Councillor Murray requested that future Council discussion assess the site plan comprehensively and that the subject of the discussion be not so narrow that members may find themselves in a predisposition to vote against it, simply because some other concerns need to be dealt with at this time.

Her Worship advised she would do her best to ensure that all available information be brought to Council. She further referenced the eco-village and noted that there had been a presentation from the architect and that he had indicated that the baseball configuration could be accommodated and that the plans could be adjusted.

The Speaker here resumed the Chair.