REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED MARCH 12, 1997

On motion of Her Worship Mayor Thompson, the Report of the Executive Policy Committee, dated March 12, 1997, was considered clause by clause.

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

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

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

Local Improvement Projects - Canadian National Railway File SL(1997) (Vol. 1)

466 - 1. City Council, at its meeting held November 5, 1980, adopted a policy governing local improvements abutting railway properties which are unfit for building purposes. This policy was amended by Council at its meeting of August 19, 1981 and March 21, 1984, and reads as follows:

> "If the Commissioner of Works and Operations deems that railway properties on which rails are laid for the purpose of rail transportation are unfit for building purposes, that a recommendation be forwarded to Council prior to advertising the local improvements that the property be deemed unfit for building purposes, subject to the condition that if at any time the property is deemed to be a buildable site, and prior to allowing any connection to the underground services or any access to surface improvements, the City Treasurer shall initiate steps to collect the appropriate local improvement costs (either cash or amortized) at the same rate and during the same number of years as in the original term -- all subject to the provisions of Chapter 109, Province of Manitoba Statutes (1965) and Privy Council Order No. 1979/607."

In order to ensure the construction of needed local improvements, it is proposed that the properties located on the first north-south lane west of Pembina Highway from South Park Drive to Markham Road, which are owned by the Canadian National Railway company are deemed unsuitable for building purposes be exempted from the payment of local improvement levies in accordance with the above policy.

However, if at a future time the purpose of said lands changes and they are then classified as buildable sites, the City shall be empowered to recoup local improvement costs for the installation of services, prior to any connections being made to underground improvements such as sewer and watermains, and access to above-ground improvements such as paved streets -- all subject to the provisions of Chapter 109, Province of Manitoba Statues (1965) and Privy Council Order 1979/607.

Chapter 109 of the Province of Manitoba Statues allows for taxation for local improvements to C.N.R. and C.P.R. properties within the borders of the former City of Winnipeg only if the local improvement is a direct benefit to the railway operations of the companies or operations in connection therewith.

Concurrence in this recommendation would ensure that needed local improvements could be installed, as railway property frontage would not be considered assessable and therefore would not be allowed to petition against these projects.

The Executive Policy Committee recommends:

I. That the properties located on the first north-south lane west of Pembina Highway from South Park Drive to Markham Road and owned by the C.N.R. which are unsuitable for building purposes not be assessed for local improvement charges.

II. That if at any time these properties are deemed to be buildable sites, that prior to allowing any connection from underground services or access from surface improvements, the City Treasurer initiate steps to collect the appropriate local improvement costs.

Adopted by consent.

Report of the Executive Policy Committee dated March 12, 1997

**Winnipeg Community Initiatives Program
Canada/Manitoba/City of Winnipeg
Infrastructure Works Program - Program
Change - Varsity View Community Centre
Floor Project File S-7 (Vol. 3)**

467 - 2. Council, at its meeting on April 14, 1994, adopted projects in the total amount of $90,453,500, as The City of Winnipeg's Program for inclusion in the Canada/Manitoba Infrastructure Works Program.

Council, at its meeting on October 19th, 1994, approved the addition of the Osborne Street Streetscaping Project, in the amount of $400,000.00 to The City of Winnipeg's Program.

Within the overall program is included the Winnipeg Community Initiatives Program ($4,000,000) which is administered by the Parks and Recreation Department.

One project awarded the City of Winnipeg was $100,000 for the "Varsity View Community Centre - Floor Replacement".

The flooring replacement at the Community Centre on Laxdal is near completion. A small amount of funds remain. The Community Centre desires to utilize these funds to install new flooring at the Varsity View Arena on Ridgewood.

Since the arena is at another location, a change of program is required. In order to meet the requirements of the Infrastructure Program, Council approval is required.

The program would be revised to read:

"Varsity View Community Club - floor replacement at the Laxdal and Ridgewood sites".

The Executive Policy Committee recommends:

I. That the Varsity View Community Centre Infrastructure Project's program be revised to include the "Varsity View Community Club - floor replacement at the Laxdal and Ridgewood sites".

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

Copy of attachments referred to in the above clause are on file in the office of the City Clerk

Adopted by consent.

Report of the Executive Policy Committee dated March 12, 1997

Fiscal Prudence with relation to Ongoing Expenditures File FE(1997)

468 - 3. On January 29, 1997, Council 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 Angus,
Seconded by Councillor Silva,

WHEREAS THE 1997 & 1998 Current Estimates were tabled at the Executive Policy Committee Meeting of January 23, 1997;

AND WHEREAS the Current Estimates propose a tax increase of approximately 5 percent;

AND WHEREAS Members of Council are committed to fiscal prudence with relation to ongoing expenditures;

THEREFORE BE IT RESOLVED that all reports, motions, and/or initiatives considered by Council, Committee and/or Board of Commissioners:

- *identify related current budget impacts over a five year period*
- *include all staff costs, salaries, benefits, fixed costs, fixed overhead costs, equipment costs, contract costs, insurance costs, consulting costs, and any additional costs over the five year period*

AND BE IT ALSO RESOLVED that the standard administrative report form be amended to acknowledge this identification.

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

Executive Policy Committee concurs with the resolution and submits same to Council for approval.

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

In amendment,

Moved by Councillor Murray,
Seconded by Councillor Vandal,

BE IT RESOLVED THAT the clause be amended by adding the words “Capital Expenditures” between the words “motions” and “and/or initiatives” in the first Be It Resolved.

The amendment was put and declared carried.

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

REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED MARCH 19, 1997

On motion of Her Worship Mayor Thompson, the Report of the Executive Policy Committee, dated March 19, 1997, was considered clause by clause.

Moved by Her Worship Mayor Thompson,
That the Consent Agenda, Clauses 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15,16 and 17 be adopted.

Councillor Murray requested that Clauses 3 and 12 be pulled from the Consent Agenda.

Councillor Golden requested that Clause 6 be pulled from the Consent Agenda.

Councillor Thomas requested that Clause 8 be pulled from the Consent Agenda.

Councillor Lazarenko requested that Clause 11 be pulled from the Consent Agenda.

469 - Councillor Clement asked to be recorded as having voted against Clause 9, in accordance with Rule 50.7 of the Procedure By-law.

The motion to adopt the Consent Agenda, Clauses 1,2,4,5,7,9,10,13,14,15,16 and 17 was put and declared carried.

Proposed Amendment to Plan Winnipeg By-law No. 5915/92 by redesignating lands located between Gateway Road and The City of Winnipeg Hydro Transmission Line, South of Springfield Road from a "Neighbourhood" Policy Area to an "Industrial" Policy Area - Palliser Furniture File EP-1.1 (PW 4/96) (Vol. 1)

470 - 1. On September 25, 1996, Council adopted Clause 1 of the Report of the Executive Policy Committee dated September 11, 1996, approving a petition to amend Plan Winnipeg By-law No. 5915/92 by redesignating lands located between Gateway Road and The City of Winnipeg Hydro Transmission Line, South of Springfield Road from a “Neighbourhood” Policy Area to an “Industrial” Policy Area.

On December 11, 1996, Council gave second reading to By-law No. 6856/96 and forwarded copies to the Minister of Urban Affairs for approval pursuant to Section 580(1) of The City of Winnipeg Act.

On January 29, 1997, Council passed the following motion, namely:

WHEREAS at the Public Hearing held on November 27, 1996 to consider a Proposed Amendment to Plan Winnipeg it was presented that the amendment, if approved, would be contingent upon the registration in the Winnipeg Land Titles Office of a caveat recording Zoning Agreement DAZ 222/96 against the land affected thereby as a first charge, other than any caveat filed by The City of Winnipeg or an "Area Municipality", as defined in The City of Winnipeg Act, any public utilities caveat or any building restriction caveat registered prior to the date of rezoning application DAZ 222/96;

AND WHEREAS Council on December 11, 1996 adopted Clause 1 of the Report of the Executive Policy Committee dated November 27, 1996 and gave second reading to By-law No. 6856/96, being a by-law of the City of Winnipeg to amend Plan Winnipeg By-law No. 5915/92 redesignating lands located between Gateway Road and The City of Winnipeg Hydro Transmission Line, South of Springfield Road from a "Neighbourhood" Policy Area to an "Industrial" Policy Area;

AND WHEREAS pursuant to Subsection 580(1) of The City of Winnipeg Act, five (5) certified copies of By-law No. 6856/96 have been forwarded to the Minister of Urban Affairs for approval;

Report of the Executive Policy Committee dated March 19, 1997

AND WHEREAS By-law No. 6856/96 did not contain an enactment clause to reflect the intent that the by-law will not come into effect until registration in the Winnipeg Land Titles Office of the caveat as described;

AND WHEREAS pursuant to Section 631 of The City of Winnipeg Act, Council may, if it is of the opinion that a proposed amendment to a by-law is of a minor nature and does not prejudice the rights of any person, amend the by-law without conducting a public hearing;

AND WHEREAS it would be desirable to amend By-law No. 6856/96 in accordance with Section 631 of The City of Winnipeg Act to add the enactment clause upon third reading by Council;

THEREFORE BE IT RESOLVED that the following amendment be concurred in and presented at third reading of By-law No. 6856/96:

> *"This By-law shall come into force and effect upon registration in the Winnipeg Land Titles Office of a caveat recording Zoning Agreement DAZ 222/96 against the land affected thereby as a first charge, other than any caveat filed by The City of Winnipeg or an "Area Municipality", as defined in The City of Winnipeg Act, any public utilities caveat or any building restriction caveat registered prior to the date of rezoning application DAZ 222/96."*

AND BE IT FURTHER RESOLVED that the aforementioned amendment be formally communicated to the Minister of Urban Affairs in accordance with Subsection 580(1) of The City of Winnipeg Act.

The Province of Manitoba in communication from The Minister of Urban Affairs, dated March 7, 1997, has now had an opportunity to review The City of Winnipeg By-law No. 6856/96, together with Council's motion and approves the proposed amendment. The Province of Manitoba, pursuant to Section 581 of The City of Winnipeg Act, recommends that By-law No 6856/96 be approved.

The Executive Policy Committee recommends:

I. That pursuant to Section 581(3) of The City of Winnipeg Act, By-law No. 6856/96 be given third reading, subject to the following clause being inserted in By-law No. 6856/986, namely:

> *"This By-law shall come into force and effect upon registration in the Winnipeg Land Titles Office of a caveat recording Zoning Agreement DAZ 222/96 against the land affected thereby as a first charge, other than any caveat filed by The City of Winnipeg or an "Area Municipality", as defined in The City of Winnipeg Act, any public utilities caveat or any building restriction caveat registered prior to the date of rezoning application DAZ 222/96."*

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

Adopted by consent.

Establishment of the St. James Village Business Improvement Zone
File FL-7.14 (Vol. 1)

471 - 2. The City of Winnipeg Act, Section 197(1) states the following:

> *"197(1) Subject to subsections (2), (3) and (4), the council may, by by-law, establish a business improvement zone when a petition signed by 10% of businesses that represent 10% of the total business assessment in the proposed zone is received by the council requesting that an area defined by the petitioners be designated as a zone."*

On October 16, 1996, the City Clerk received a communication from the Merchants of St. James Village, submitting a petition to establish a business improvement zone in the St. James area (the map of the proposed zone is outlined in Appendix "A".

Report of the Executive Policy Committee dated March 19, 1997

The petitioners represent 51.28% of the businesses that represented 68.28% of the business assessment (the results of the petitions are outlined in Appendix "B". On November 22, 1996, the City Treasurer certified that the petitioners did constitute at least 10% of the businesses that represent 10% of the total business assessment in the proposed zone.

On December 12, 1996, the Board of Commissioners directed to the Administration:

> *"That in accordance with Section 197(2) of The City of Winnipeg Act, notices be mailed to each business located in the proposed St. James Village Business Improvement Zone advising that a sufficiently signed petition (certified by the City Treasurer) has been received for the establishment of this zone, thereby ensuring each business has an opportunity to submit a notice of objection."*

On February 18, 1997, the City Treasurer certified that the objections to the zone did not constitute one-third of the businesses that represent one-third of the total business assessment in the proposed zone.

It should be noted that while the issuing of notices by the City after having received a petition for a zone is mandatory, the actual establishment of a zone by City Council, regardless of the number of objections thereto received, is not.

A tabulation of the notices of objection received to February 17, 1997, is provided as follows:

	Number of Businesses	Business Assessment
Total businesses within the proposed zone:	78	$2,222,760
Businesses that submitted a notice of objection:	6	$ 114,360
Businesses that object to the zone represent:	7.69%	5.14%
Required percentage for preventing the establishment of the zone:	33.33%	33.33%

As the petitioners for the proposed St. James Village Business Improvement Zone have now complied with all provisions of The City of Winnipeg Act, it is now left to City Council to determine whether to create the proposed business zone.

The Executive Policy Committee recommends:

I. That the establishment of the St. James Village Business Improvement Zone be approved by City Council.

II. That the City Solicitor/Manager of Legal Services be requested to prepare the necessary by-law designating a Business Improvement Zone to be known as the "St. James Village Business Improvement Zone" and establishing a Management Board, be approved by City Council.

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 Executive Policy Committee dated March 19, 1997

$250 Grant to Residential One Taxpayers who do not have Water and Sewer Service File FL-2 (Vol. 13)

472 - 3. Council on November 20, 1996 adopted Clause 4 of the Report of the Executive Policy Committee dated November 13, 1996, recommending the approval of a $250 grant to each owner occupied Residential One property which does not have access to water and sewer service.

In order to implement the grant program adopted by Council on November 20, 1996, enabling legislation is required. The Province has given its commitment to the City to provide this legislation in the fall session. This legislation will authorize the City to implement the grant program by by-law.

The implementing draft by-law is outlined in Appendix "A", in which the criteria for payment of the grant is defined. Council approval of this by-law and criteria is required, however, formal approval of the by-law must be delayed until the enabling legislation is adopted.

The criteria for receiving the grant are Class 10 Residential One, owner-occupied properties as recorded January 1st of each year, which are eligible for the Manitoba Resident Home Owner Tax Assistance (MHOA), and pay a minimum of $501 in School and Municipal taxes on that class of property, and do not have access to water or sewer services.

It should be noted that the MHOA is applied last and if total taxes before the MHOA Grant is less than $500, then the MHOA is pro-rated so that the homeowner must pay a minimum of $250 in taxes. In order to reduce the City's cost and take full advantage of the Provincial MHOA tax assistance grant, the City's grant will be reduced in those cases where gross taxes are between $501 and $750. Where taxes are below $500, no City grant will be paid. The following are examples of property tax bills with various School and Municipal taxes:

	Example 1	Example 2	Example 3	Example 4
Gross School & Municipal Taxes	$400	$500	$600	$800
City Grant	-	-	100	250
	400	500	500	550
Manitoba Resident Home Owners' Assistance Grant	150	250	250	250
Net Taxes Paid	$250	$250	$250	$300

If Council is in agreement with the criteria, it is the administrations' intention to implement the grant program in 1997 by applying the $250 as a maximum credit on the 1997 tax bill of all qualifying properties.

It is anticipated that there will be approximately 1,000 qualifying properties for a total cost of $250,000 already provided for in the 1997 current budget.

The Executive Policy Committee recommends:

I. That Council receive the draft by-law, outlined in Appendix "A", as information pending legislative amendments by the Province, at which time enactment of the by-law can proceed.

II. That Council instruct the administration to proceed with implementation of the grant program in 1997 by applying the grant as a credit to the tax bill of qualifying properties.

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

The Speaker called Deputy Mayor Eadie to the Chair in order to participate in the debate.

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

Councillors Golden, Murray and Thomas asked to be recorded as having voted against the clause, in accordance with Rule 50.7 of the Procedure By-law.

Report of the Executive Policy Committee dated March 19, 1997

The Speaker here resumed the Chair.

Establishment of the Airport Area Business Development Association Inc. Business Improvement Zone
File FL-7.15 (Vol. 1)

473 - 4. The City of Winnipeg Act, Section 197(1) states the following:

"197(1) Subject to subsections (2), (3) and (4), the council may, by by-law, establish a business improvement zone when a petition signed by 10% of businesses that represent 10% of the total business assessment in the proposed zone is received by the council requesting that an area defined by the petitioners be designated as a zone."

In October, 1996, the City Clerk received a communication from the Airport Area Business Development Association Inc., submitting a petition to establish a business improvement zone in the Airport area (the map of the proposed zone is outlined in Appendix "A").

The petitioners represent 10.57% of the businesses that represented 15.09% of the business assessment (the results of the petitions are outlined in Appendix "B"). On January 6, 1997, the City Treasurer certified that the petitioners did constitute at least 10% of the businesses that represent 10% of the total business assessment in the proposed zone.

On January 16, 1997, the Board of Commissioners directed to the Administration:

"That in accordance with Section 197(2) of The City of Winnipeg Act, notices be mailed to each business located in the proposed Airport Area Business Development Association Inc. Business Improvement Zone advising that a sufficiently signed petition (certified by the City Treasurer, attached) has been received for the establishment of this zone, thereby ensuring each business has an opportunity to submit a notice of objection.

That the final date by which notices of objection will be received be 30 days after the date the notices are mailed by the City."

On February 24, 1997, the City Treasurer certified that the objections to the zone did not constitute one-third of the businesses that represent one-third of the total business assessment in the proposed zone.

It should be noted that while the issuing of notices by the City after having received a petition for a zone is mandatory, the actual establishment of a zone by City Council, regardless of the number of objections thereto received, is not.

A tabulation of the notices of objection received to February 21, 1997, is provided as follows:

	Number of Businesses	Business Assessment
Total businesses within the proposed zone:	1,664	$100,532,626
Businesses that submitted a notice of objection:	313	$ 24,538,070
Businesses that object to the zone represent:	18.81%	24.41%
Required percentage for preventing the establishment of the zone:	33.33%	33.33%

As the petitioners for the proposed Airport Area Business Development Association Inc. Business Improvement Zone have now complied with all provisions of The City of Winnipeg Act, it is now left to City Council to determine whether to create the proposed business zone.

Report of the Executive Policy Committee dated March 19, 1997

The Executive Policy Committee recommends:

I. That the establishment of the Airport Area Business Development Association Inc. Business Improvement Zone be approved by City Council.

II. That the City Solicitor/Manager of Legal Services be requested to prepare the necessary by-law designating a Business Improvement Zone to be known as the "Airport Area Business Development Association Inc. Business Improvement Zone" and establishing a Management Board, be approved by City Council.

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

Copy of attachments referred to in the above clause are on file in the office of the City Clerk.

Adopted by consent.

Addition to and Deletion from the Permanent Establishment of The City Clerk's Department File GP-1.3 (Vol. 22)

474 - 5. The Secretariat Committee, at a special meeting on October 3, 1996, considered the Report of the City Auditor on the City Clerk's Department, dated September 26, 1996, which referred in part to the Board of Revision, noting the related recommendations contained in the "Scurfield Report" and recommended that:

> *"the City Clerk's Department reconsider the Board's reporting relationship and have additional research conducted in this area as to how other jurisdictions handle the situation. In addition, a review of the appropriate level for the Board's Manager should take place. The reviews should be done by external consultants."*

The Secretariat Committee, at its meeting of October 24, 1996, considered the City Clerk's response to the Report of the City Auditor on the City Clerk's Department, dated October 24, 1996, which recommended in part that:

> *"an external consultant be retained to explore changes to the Board of Revision arising from the Scurfield Report, the relationship of the Board to the City Clerk's Department and the Board's Management position."*

Pursuant to direction from the Executive Policy Committee at its meeting held on November 26, 1996, the City Clerk retained John M. Scurfield to report on:

1. the implementation of the Scurfield Report's recommendations as they pertain to the Board of Revision;

2. the relationship between the City Clerk's Department and the Board of Revision, specifically the interface between the administrative support;

3. the role of the Manager of the Board of Revision;

4. the flow of information between the Board of Revision, Assessment Department and Corporate Finance Department;

5. improvements in technology.

On February 27, 1997, Mr. Scurfield filed his report dated February 27, 1997, (copies of which are on file in the office of the City Clerk), wherein he identified additional responsibilities for the key management position at the Board of Revision and advised that after having reviewed and considered the applicable job evaluation system, and bearing in mind the central role a Manager can and will play in the Appeals process as a whole, that the rating for the position be set at a Grade V.

Report of the Executive Policy Committee dated March 19, 1997

The Secretariat Committee at its meeting held on February 27, 1997, considered the recommendations contained in Mr. Scurfield's report and recommended that the following be proceeded with in light of the upcoming re-assessment:

> *"the position "Appeals Manager" in accordance with the report recommendations and the job description developed by the City Clerk be submitted to the Vacancy Management Committee for their consideration; to be posted and filled immediately at an interim rating of Grade V."*

Pursuant to the direction of the Secretariat Committee, the City Clerk will report on the other recommendations contained with the report in a timely manner.

The Executive Policy Committee recommends:

I. That the existing position, Appeals/Election Manager, Grade III, be deleted from the permanent establishment of the City Clerk's Department.

II. That the position, Appeals Manager, Grade V (interim rating), be added to the permanent establishment of the City Clerk's Department.

III. That the position "Appeals Manager" in accordance with the report recommendations and the job description developed by the City Clerk be posted and filled immediately on an internal basis, at an interim rating of Grade V.

Adopted by consent.

Board of Revision Recommendations
File GK-11 (Vol. 2)

475 - 6. On February 27, 1997, Mr. Scurfield filed with the City Clerk his report dated February 27, 1997, (copy of which is on file in the office of the City Clerk), wherein he reviewed the aforementioned areas and identified numerous recommendations.

The Secretariat Committee, at a special meeting on October 3, 1996, considered the Report of the City Auditor on the City Clerk's Department, dated September 26, 1996, which referred in part to the Board of Revision, noting the related recommendations contained in the "Scurfield Report" and recommended that:

> *"the City Clerk's Department reconsider the Board's reporting relationship and have additional research conducted in this area as to how other jurisdictions handle the situation. In addition, a review of the appropriate level for the Board's Manager should take place. The reviews should be done by external consultants."*

The Secretariat Committee, at its meeting of November 21, 1996, considered the City Clerk's response to the Report of the City Auditor on the City Clerk's Department, dated October 24, 1996, concurred in its recommendations and forwarded the matter to Executive Policy Committee for its consideration.

Pursuant to direction from the Executive Policy Committee at its meeting held on November 26, 1996, the City Clerk retained John M. Scurfield to report on:

1. the implementation of the Scurfield Report's recommendations as they pertain to the Board of Revision;

2. the relationship between the City Clerk's Department and the Board of Revision, specifically the interface between the administrative support;

3. the role of the Manager of the Board of Revision;

4. the flow of information between the Board of Revision, Assessment Department and Corporate Finance Department;

5. improvements in technology.

Report of the Executive Policy Committee dated March 19, 1997

On February 27, 1997, Mr. Scurfield filed his report dated February 27, 1997 attached hereto, wherein he reviewed the aforementioned areas and identified numerous recommendations.

The Secretariat Committee at its meeting held on February 27, 1997, considered the recommendations contained in Mr. Scurfield's report and recommended that the following be proceeded with in light of the upcoming re-assessment:

> *"the position "Appeals Manager" in accordance with the report recommendations and the job description developed by the City Clerk be submitted to the Vacancy Management Committee for their consideration; to be posted and filled immediately at an interim rating of Grade V."*

and that the City Clerk address the additional recommendations. The City Clerk has prepared a related report and submitted same to Executive Policy Committee.

The Scurfield report dated July 22, 1996 contained numerous recommendations directly and indirectly pertaining to the Board of Revision. While the City Clerk's Department is currently working with the Presiding Officer and the Assessment and Finance Departments to improve the appeal processes, it is financially prudent strategy that the appeal hearings be scheduled and conducted prior to the setting of the mill rate. For the 1998 general assessment, it is proposed that appeal hearings commence on August 5, 1997 and conclude by February 27, 1998. A general schedule acknowledging this goal and time frame is currently being developed with the Presiding Officer and the Assessment Department.

The Scurfield report dated February 27, 1997 examined the relationship between the City Clerk's Department and the Board of Revision, specifically the interface between appointed members to the Board and administrative support. The report identified the operations of Judicial Services for the Provincial Department of Justice, and noted the consultative working process between the administrative staff and the judiciary. To this regard the report recommended that the role of the administration be such to ensure that the Presiding Officer be free to educate Board members on an ongoing basis and to facilitate efficient decision-making.

> *"Every effort should be made to ....free up as much time as possible in order for the Chairperson to then devote his or her efforts to providing support to individual Board members."*

To this regard, it is recommended that the Board of Revision's resource manual ensure identification of roles and responsibilities according this concept, and specifically that the administration play a stronger role in the scheduling function.

> *"The Chairperson can and should continue to monitor the progress of hearings at the Board and to be vigilant in ensuring that high-dollar commercial appeals are heard at an early point in the revision process. The Manager of the Board can directly and collaboratively work with the Assessment Department toward achieving that goal."*

It is also recognized that Presiding Officer will continue to provide direction in the selection of panel members.

Notably, Bill 2, The Municipal Assessment Amendment and Assessment Validation Act, directed that Section 36 of *The Municipal Assessment Act* be amended by inserting the following:

Rules of practice
36(2) A board may determine the rules of practice and procedure to govern the conduct of business before the board or a panel of the board, but the rules do not come into force until approved by the council of the municipality.

In the fall of 1996, the City Clerk's Department, in consultation with the Presiding Officer, undertook to update the Board of Revision's procedures manual to bring forward same for Council's consideration. It is recommended that the updating efforts on this resource manual be continued, in consultation with the Presiding Officer for subsequent review by Executive Policy Committee and Council.

To enhance the ability of the Board of Revision's administrative staff to process appeals on a timely basis, it has been suggested that a standardized from of application be implemented. Current legislation under *The Municipal Assessment Act*, provides for minimum requirements for applications for assessment appeals. While the Board of Revision does in fact dispense a standardized form of application at present, legal opinions indicate that mandating a standardized form may be in contravention of the provision of The Municipal Assessment Act. However, the usage of this form should be encouraged so that:

Report of the Executive Policy Committee dated March 19, 1997

> *"... over time that form would become accepted so long as the form was straightforward and the information required was reasonable and accessible."*

It is recommended that a new standardized form require all of the information that is presently contained the current form with the addition of a section requiring the applicant to set out in his or her opinion, why the value ascribed to their property is in error and what they believe the real value to be. While this information would not serve to bind the applicant, it might prove useful in negotiating settlements.

Currently, On-Line Business Systems is reviewing and updating the Assessment Appeal Database Program to address current problems and improve the operations for the 1998 assessment appeals. One of the suggestions has been to provide bar coded notices of assessment to property owners and requesting that this bar code be appended to any applications for assessment appeal. While it is clear that mandating this may also be in contravention to current legislation, it is recommended that this practice be encouraged and that the Board of Revision utilize the bar code methodology to expedite the assessment appeal application processing.

Although On-Line Business Systems are currently reviewing the Assessment Appeal Database Program, the large number of historical problems with the system require that the City Clerk's Department continue to explore technological improvements with the Assessment and Corporate Finance Departments to ensure a coordinated information flow.

In addition, the Task Force on the Expedition of Assessment Appeals has recognized the need for a "tracking system" which would monitor the status of all appeals, including those at the Municipal Board and provide actual and estimated fiscal impacts of such. It is recommended that the City Clerk's Department assist the Assessment and Corporate Finance Departments in the development of the "tracking system" and that the Board of Revision maintain the tracking system to ensure adequate information reporting to the Departments and the Chief Financial Officer.

At its meeting of January 31, 1994, the Committee on Finance and Administration received as information, a report from the City Clerk on the Board of Revision remuneration levels, which recommended retention of the existing levels of remuneration. At its meeting of January 22, 1997, Executive Policy Committee received as information, a report from John M. Scurfield on the "Appointment of Board of Revision Members" which made recommendations to raise the levels of remuneration received by Board of Revision members. The City Clerk has met with the current Presiding Officer and both concur that existing levels of remuneration are commensurate with other Canadian Municipalities and are adequate. However, it is recommended that the Chairpersons of panel hearings be remunerated at a rate of $75/2 hours and that the Presiding Officer receive remuneration of $75/2 hours for administrative duties, not to exceed 6 hours per week. Allocating remuneration for the Presiding Officer for administrative services has been practised historically by the Board of Revision without specific guideline or authority by by-law.

The City Clerk and the Presiding Officer met on March 7, 1997 to discuss the Scurfield recommendations. A copy of the Presiding Officer's letter to the City Clerk is on file in the office of the City Clerk.

The Executive Policy Committee recommends:

I. That the City Clerk be directed to implement the recommendation of the July 22, 1996, report entitled "City of Winnipeg Property Tax Assessment Inquiry":

> "That applications for revision to the Board of Revision be heard and determined in a timely basis and, most certainly, before the mill rate is set."

II. That the City Clerk in conjunction with the Presiding Officer, revise and update the Board of Revision's resource manual to ensure identification of roles and responsibilities as recommended by John M. Scurfield, in his report dated February 27, 1997, and that this resource manual be brought back to Executive Policy Committee for Council's consideration.

III. That applicants for assessment appeals be encouraged to utilize a standard appeal form as possible and that applicants also be encouraged to submit the "bar code" section of the tax notice.

IV. That the City Clerk review the current Board of Revision information systems and explore technological improvements and changes with the Assessment and Corporate Finance Departments to ensure a coordinated information flow and the development of an Appeals Tracking System.

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V. That the City Clerk implement and maintain the Appeals Tracking System informational tool.

VI. That By-law No. 4543/87 be amended to allow for the Chairperson of a panel hearing to be remunerated at a rate of $75/2 hours, and that the Presiding Officer be remunerated for administrative duties at a rate of $75/2 hours, not to exceed 6 hours per week.

Moved by Deputy Mayor Eadie,
Adoption of the clause.

In amendment,

Moved by Deputy Mayor Eadie,
Seconded by Councillor Timm-Rudolph,

THAT Recommendation No. VI of the clause be amended by deleting the following words at the end thereof "not to exceed 6 hours per week."

Moved by Councillor Golden,
That the clause be referred to the Committee on Finance and Administration.

Lost.

The amendment was put and declared carried.

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

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

Councillor Golden asked to be recorded as having voted against the clause, as amended, in accordance with Rule 50.7 of the Procedure By-law.

West End Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997 File FL-7.7 (Vol. 2)

476 - 7. On March 6, 1991, Council enacted By-law No. 5650/91, as amended, being a By-law of The City of Winnipeg to establish a Business Improvement Zone to be known as the West End Business Improvement Zone and to establish a Management Board for the Zone.

On June 11, 1996, the City Clerk received a petition to alter the boundaries of the West End Winnipeg Business Improvement Zone. This petition represented approximately 30% of the businesses that represented approximately 23% of the business assessment in the proposed Business Improvement Zone Area. Following the provision of the required Notice of the proposed Zone expansion to businesses in the proposed Zone, and the receipt of objections from 13% of the businesses, representing 15% of the business assessment in the proposed Zone, Council enacted By-law No. 6939/96, and thereby expanded the West End Winnipeg Business Improvement Zone, at its' meeting on the 11th day of December, 1996.

Given the proposed expansion, the West End Winnipeg Business Improvement Zone was unable to present its proposed program, zone levy and budget estimate by October 31, 1996, (as specified in By-law 5650/91) and as a result, Council adopted By-law 6902/96, and thereby granted an extension to January 31, 1997.

Pursuant to By-law No. 5650/91, as amended, prior to the submission to Council, the Board of the West End Winnipeg Business Improvement Zone was required to present its proposed program, zone levy and budget estimates for approval of the majority of the businesses represented at the General Budget Meeting. The Board held its General Budget Meeting on January 6, 1997. At that time, the proposed program, zone levy and budget

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estimates, as initially presented, were defeated by a vote of the businesses represented. Subsequently, a revised program, zone levy and budget estimates were discussed, moved, and approved by a majority of the businesses represented and then in attendance.

The Board provided to Council the proposed program, zone levy and budget estimates which had been approved on January 6, 1997. On January 29, 1997, Council requested the City Centre Community Committee to conduct a public meeting to hear representations with respect to the proposed program, zone levy and budget estimates for the year 1997 and to provide recommendations to Council.

At the time of making this referral, Council was aware that the Board of the West End Winnipeg Business Improvement Zone would hold a subsequent General Budget Meeting to ensure the membership was fully informed, and supported the proposed program, zone levy and budget which had been approved at the January 6, 1997 meeting. This meeting was to have occurred on January 29, 1997, but due to insufficient notice having been given, the subsequent meeting was held on February 19, 1997. At that time, the majority of the businesses represented at the meeting confirmed the proposed program, zone levy and budget estimates which were approved on January 6, 1997.

On March 11, 1997, the Community Committee had before it for consideration a communication dated January 29, 1997, from the City Clerk with respect to the above matter.

The Community Committees passed the following motion, namely:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the West End Winnipeg Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on February 24, 1997, in accordance with Section 17 of By-law No. 5650/91, as amended;
>
> AND WHEREAS a written notice of objection was received in respect to the Board's proposals from Mr. Jack C. MacGregor, General Manager, A.Adams Supply (1969) Ltd.;
>
> AND WHEREAS at a public meeting held on March 11, 1997, the City Centre Community Committee received written notices of objection from businesses purporting to total one-third of the businesses in the area representing one-third of the total Business Assessment in the Zone;
>
> NOW THEREFORE BE IT RESOLVED that the City Centre Community Committee recommend to Executive Policy Committee that the proposed program, zone levy and budget estimates for the West End Winnipeg Business Improvement Zone for 1997, as adopted, be ratified by Executive Policy Committee and City Council;
>
> AND BE IT FURTHER RESOLVED THAT pursuant to Section 17.(6) of By-law No. 5650/91, as amended, the written notices of objection be referred to the City Treasurer for certification to Council that the objections to the proposed program, zone levy and budget estimates for the West end Winnipeg Business Improvement Zone for 1997 do or do not constitute one-third of the businesses in the area representing one-third of the total Businesses Assessment in the Zone."

Executive Policy Committee has received from the City Treasurer certification, pursuant to s. 200(7) of The City of Winnipeg Act, that the written Notice of Objections received at the City Centre Community Committee meeting of March 11, 1997, against the proposed program, zone levy and 1997 budget estimates did not constitute one-third of businesses that represent one-third of the total business assessment in the zone.

The Executive Policy Committee therefore recommends:

I. That the proposed program, zone levy and budget estimates for the West End Winnipeg Business Improvement Zone for the year 1997 be approved.

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

Adopted by consent.

Report of the Executive Policy Committee dated March 19, 1997

The City of Winnipeg Collective Bargaining Agreements and the involvement of Internal and External Auditors
Files GU-4 (Vol. 4) and GP-1.30 (Vol. 1)

477 - 8. On February 26, 1997, Council referred back Clause 8 of the Report of the Executive Policy Committee dated February 19, 1997, relative to The City of Winnipeg Collective Bargaining Agreements and the involvement of Internal and External Auditors.

The Executive Policy Committee recommended:

I. That Corporate Services hire, from outside the department, a qualified financial analyst to assist Labour Relations in the preparation of costing information for reviewing collective agreement options, including assessing the short and long term financial impact of agreements, building costing models for "what if" scenarios during negotiations, developing information concerning comparability to other public/private employers and providing information as required;

II. That the recommendation adopted by Council on September 27, 1995, be amended to read as follows:

NOW THEREFORE BE IT RESOLVED that prior to any ratification vote by Council of the City of Winnipeg on any such proposed agreement(s), that it be presented by the civic administration with a short and long term financial impact analysis of any such recommended agreements(s) and that the Auditor of the City of Winnipeg and the External Auditor provide an independent review of the civic administration's assessment of the long and short term financial impact of any proposed collective bargaining agreement(s).

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

On March 12, 1997, the Executive Policy Committee laid the matter over to March 19, 1997, and requested the Administration to report back to Executive Policy Committee with specific information as to whether the Financial Analyst position is to become a permanent addition to the staff establishment, or on a contract basis.

By report dated March 18, 1997, the Executive Policy Committee was advised that in June 1996, the Corporate Services Department began searching for a Financial Analyst to prepare costing information regarding Collective Agreement options, including assessing the short and long term financial impact of agreements, developing costing models for hypothetical scenarios during negotiations and compiling information concerning comparability to other public / private employers.

Options that were considered included:

a) Internal Secondment
b) External Expertise from a Consulting Firm
c) Creation of a Two (2) Year Contract Position

On December 9, 1996, the Audit Committee of Council approved the Terms of Reference for the involvement of the Internal and External Auditors ("Audit") and requested that a process be developed to confirm this involvement.

On February 19, 1997, the City of Winnipeg's Internal Auditor prepared a report for Executive Policy Committee recommending that a Financial Analyst position be created to assist in Labour Relations preparations. This report was accepted and recommended to Council on February 26, 1997. Council referred the matter back to the Executive Policy Committee.

After evaluating all available options, the Corporate Services Department arrived at the following conclusions:

a) Internal Secondment:

Following discussions with Corporate Finance and the Audit Department, it was clear that the required skill set was not available internally to the organization. Those individuals who possessed the required skills were fully occupied with work of equal or greater importance to the organization.

Report of the Executive Policy Committee dated March 19, 1997

b) External Expertise:

Informal discussions were held with four of the large consulting firms. Cost estimates for the type of support required were prohibitive.

c) Creation of a Two (2) Year Contract Position:

At the time of this investigation, the City of Winnipeg was actively recruiting for the City Assessor position and the Manager of Finance and Administration in the Streets and Transportation Department. Those candidate pools were examined for available individuals as well as contacts and referrals from the Auditor and the Corporate Controller.

In attempting to recruit an analyst from these sources for a two (2) year term, it became clear that those who were qualified for the work were currently employed and not prepared to entertain the uncertainty of a two (2) year contract.

As a result, the Corporate Services Department elected to pursue the creation of a permanent position within the existing departmental WAPSO capacity or to explore a longer term contract.

Subsequent discussions with the Internal Auditor demonstrated the need for a more permanent Financial Analyst position and consequently, same was recommended to the Executive Policy Committee on February 19, 1997.

The Executive Policy Committee recommends:

I. That the Corporate Services Department be given permission to hire from outside the department, a qualified Financial Analyst to assist in the preparation of costing information for reviewing Collective Agreement options.

II. That the Financial Analyst be initially hired on a 5-year contract; to be reviewed prior to the end of the contract expiry to establish whether or not this will become a permanent position in the Corporate Services Department's staff establishment.

III. That the recommendation adopted by Council on September 27, 1995, be amended to read as follows:

NOW THEREFORE BE IT RESOLVED that prior to any ratification vote by Council of the City of Winnipeg on any such proposed agreement(s), that it be presented by the civic administration with a short and long term financial impact analysis of any such recommended agreements(s) and that the Auditor of the City of Winnipeg and the External Auditor provide an independent review of the civic administration's assessment of the long and short term financial impact of any proposed collective bargaining agreement(s).

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

Moved by Deputy Mayor Eadie,
Adoption of the clause.

In amendment,

Moved by Councillor Murray.
Seconded by Councillor Thomas,

THEREFORE BE IT RESOLVED that the clause be amended by adding the following sentence at the end of Recommendation No. II "That this contract be funded from existing corporate accounts and no additional allocation of funds be permitted."

The amendment was put and declared carried.

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

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Council recessed at 11:54 a.m., and reconvened at 1:38 p.m., same members present.

Councillors Golden and Lubosch entered the meeting after Council had reconvened.

Two Percent Municipal Crime Prevention Levy File GG-2 (Vol. 23)

478 - 9. On June 19, 1996, Council 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 Silva,
Seconded by Councillor Phillips,

WHEREAS rising crime levels have created an economic loss for a great number of Winnipeg homes and businesses;

AND WHEREAS increasing numbers of Winnipeg youth are becoming involved in street gang activity as a means of economic support;

AND WHEREAS this activity and its resulting losses are creating a situation where people are experiencing hardships in attaining insurance for their properties and businesses;

AND WHEREAS this creates an exodus from older areas of the city, in particular Downtown Winnipeg;

AND WHEREAS Winnipeg's citizens are becoming increasingly concerned about the deterioration of Downtown Winnipeg and the safety levels on Winnipeg streets;

AND WHEREAS economic development, safe streets, and downtown revitalization are key City of Winnipeg priorities;

AND WHEREAS The Province of Manitoba deems it appropriate to fund provincial fire prevention programs through a provincial levy on property protection insurance policies;

THEREFORE BE IT RESOLVED that the Intergovernmental Affairs Committee of Council request the Province of Manitoba to allow all Manitoba municipalities the authority to establish a two percent Municipal Crime Prevention Levy on property protection insurance policies;

AND BE IT FURTHER RESOLVED that the City of Winnipeg use 50 percent of the Winnipeg proceeds of this levy to fund additional community and foot patrol officers for the Winnipeg Police Service;

AND BE IT FURTHER RESOLVED that the City of Winnipeg use 50 percent of the Winnipeg proceeds of this levy to fund educational, training and job creation programs for at risk Winnipeg youth;

AND BE IT FURTHER RESOLVED that the planning of all educational, training and job creation programs from the Winnipeg proceeds of this levy be done in consultation with The Aboriginal Council of Winnipeg, The Winnipeg Neighbourhoods Business Association, and The Winnipeg Chamber of Commerce.

On July 24, 1996, Council referred back Clause 3 of the Report of the Executive Policy Committee dated July 10, 1996, with instructions that the Executive Policy Committee reconsider the intent of the resolution in view of recent information having come forward that the Province assesses additional premium taxes on insurance premiums for provincial revenues.

On September 25, 1997, Council granted an extension of time of 180 days to allow for further consideration of the matter.

The Executive Policy Committee recommends that Council approve an additional extension of time of 180 days in order to refer this resolution to the Ad Hoc Committee on Business Liaison for their consideration and report back.

Adopted by consent.

(See Minute No. 469 for opposition recorded by Councillor Clement)

Report of the Executive Policy Committee dated March 19, 1997

1995 Operational Review of the Winnipeg Housing Rehabilitation Corporation Files FA-2 (Vol. 33) & EX-9 (Vol. 6)

479 - 10. On June 19, 1996, Council passed the following motion, namely:

Moved by Councillor Angus,
Seconded by Councillor Lazarenko,

WHEREAS the City of Winnipeg Audit Department has completed an Operational Review of the Winnipeg Housing Rehabilitation Corporation, and a copy of the Review has been forwarded to all Members of Council;

THEREFORE BE IT RESOLVED that the 1995 Operational Review of the Winnipeg Housing Rehabilitation Corporation be referred to the Executive Policy Committee for its consideration and report back to Council on the recommendations of the Audit Department contained therein.

On January 29, 1997, Council granted an extension of time of 60 days to further consider the matter.

The Executive Policy Committee recommends that Council approve an additional extension of time of 30 days to allow for further consideration of the matter.

Adopted by consent.

Business Plan for a Multipurpose Sports and Recreation Centre including a Youth Activity Centre on city-owned lands on the Portage Avenue East Site - North of the Forks File PR-2 (32) (Vol. 1)

480 - 11. On February 26, 1997, Council adopted Clause 7 of the Report of the Executive Policy Committee dated February 19, 1997 relative to a request from Mr. S. Katz, President, Winnipeg Goldeyes Baseball Club, to purchase city-owned lands on the Portage Avenue East Site north of the Forks for the purposes of building a sports/recreation facility.

Council requested Mr. Katz to report back to the Executive Policy Committee no later than March 19, 1997 with a completed business plan.

On March 19, 1997, Mr. Katz, together with a large delegation, presented a Business Plan entitled "A Multipurpose Sports and Recreation Centre Including a Youth Activity Centre" dated March 19, 1997, and architectural drawings entitled "Concept Plan: Riverside Park A Pan-Am Games Legacy Project."

The Executive Policy Committee passed the following motion in this connection:

That the City reconfirm its previously stated endorsement in principle of the concept of allowing a baseball stadium on City-owned lands;

And That the Business Plan relative to a "Multipurpose Sports and Recreation Centre including a youth Activity Centre" as presented by Sam Katz to the Executive Policy Committee on March 19, 1997, be referred to the Administration for analysis including preliminary due diligence;

And That the Board be authorized to engage the necessary professional support in order to carry out due diligence and negotiate the terms and conditions of the proposed development, management, and/or other agreements for consideration of the Executive Policy Committee and Council;

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And Further That, in recognition of the importance of this issue and the potential value and benefit to the community, that the Administration be requested to provide a preliminary report to the Executive Policy Committee on this matter not later than April 9, 1997, and that the City not entertain other proposals for the use of the subject property pending the April 30, 1997 meeting of Council;

and submits this motion to Council for adoption.

Moved by Councillor O'Shaughnessy,
Adoption of the clause.

In amendment,

Moved by Councillor Vandal,
Seconded by Councillor Lubosch,

BE IT RESOLVED that the clause be amended as follows:

1) that the Administrative due diligence analysis include the following:

   i) a comprehensive cost opportunity analysis whereby the potential business, property and amusement tax revenue as well as parking lot revenues are calculated if another commercial and/or residential use were permitted on the subject site for the duration of the proposed 50-year lease;

   ii) alternative conditions of agreement whereby the City of Winnipeg would contribute a financial amount not greater than that being contributed by the Provincial and Federal governments.

   iii) a full costing of infrastructure required exclusive of the baseball facility and additional infrastructure costs which shall be borne by the city of Winnipeg to accommodate the baseball facility, including the Youth/Recreation Centre, the Plaza of the Americas and associated parking lots.

   iv) that clear public accountability mechanisms be developed on the management of the proposed facility for the duration of the lease.

Moved by Councillor Lazarenko,
That the clause be referred back to the Executive Policy Committee.

Lost.

Councillors Lazarenko and Silva asked to be recorded as having voted against the motion, in accordance with Rule 50.7 of the Procedure By-law.

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

The amendment was put and declared carried.

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

Councillor Lazarenko asked to be recorded as having voted against the clause, as amended, in accordance with Rule 50.7 of the Procedure By-law.

Moved by Councillor Angus,
That the rule be suspended to allow Council to deliberate Clause 18 of The Report of the Executive Policy Committee, dated March 26, 1997.

Carried.

REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED MARCH 26, 1997

Appointment to the Position of Deputy Chief of Police File GP-1.9 (Vol. 15)

481 - 18. A position of Deputy Chief of Police has been vacant since February 28, 1997 with the retirement of Brian Kramble.

Approval was obtained from the Vacancy Management Committee on January 16, 1997 to proceed with filling this position. On January 23, 1997, the position of Deputy Chief of Police was bulletined throughout the civic service. The closing date for the bulletin was February 7, 1997.

Twelve (12) applications for the position of Deputy Chief of Police were received, eleven (11) from within the Winnipeg Police Service and one (1) from another City department. The Selection Panel consisted of Commissioner L. Reynolds, Chief D. Cassels and the Director of Corporate Services, Ms. J. Anderton. After initial review by the Selection Panel of the applications against the selection criteria, six applicants were short listed.

An evaluation process including interviews with each short listed candidate was conducted during the week of March 10 to 14, 1997.

The Selection Panel has unanimously agreed that Inspector Jack Ewatski be recommended for appointment to the position of Deputy Chief of Police, effective on Council approval.

The Executive Policy Committee recommends:

I. That Mr. Jack Ewatski, currently Inspector - Crimes Against Persons, be appointed to the position of Deputy Chief of Police, Management Salary Level VIII, Step 20, $3,481.00 biweekly, on contract (standard employment contract).

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

Moved by Councillor O'Shaughnessy,
Adoption of the clause.

Carried.

Council here proceeded to continue to consider the order of business - "The Report of the Executive Policy Committee, dated March 19, 1997".

REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED MARCH 19, 1997

Councillors' Benefits
File GC-2 (Vol. 10)

482 - 12. The Speaker of Council, following a seminar convened with members of Council on October 3, 1996, put forth a request for exploration of the following:

i) A members' dental and vision plan, equal to the employees package as adjusted from time to time. (This does not include sick time benefits nor civic pension plan benefits);

ii) A voluntary Registered Retirement Savings Plan (RRSP) retirement arrangement under which Councillors will make a voluntary contribution to a plan of their choice, which will be matched by the City according to the provisions of the RRSP Key Plan Provision Criteria (Appendix "A");

iii) The establishment of transition allowance for incumbent Councillors and/or the Mayor who are defeated in an election. The allowance will be payable on the basis of one month's salary per year of service with a minimum payment of one month, and a lifetime maximum payment of six months.

The following information which was compiled after consultation with the City Clerk, City Solicitor/Manager of Legal Services, the Paymaster and the Executive Director, Employee Benefits Board, is submitted for the information of members of Council:

DENTAL SERVICE PLAN

Background:

Pursuant to Council's decision on November 3, 1982, the Employee Dental Plan, which existed at that time, was extended to cover all members of Council. Historically, the fee schedule prevailing for any group has been determined by an Order-in-Council as a result of concluding a collective agreement. At present, the Councillors' plan is based on the 1987 dental fee guide. Blue Cross has currently advised that their system can no longer process payments based on any dental fee guide prior to 1988.

Proposal:

Increasing dental benefits to current coverage levels consistent with other civic employees would result in an increase in costs, as outlined below. Currently, the dental benefits plan for all members of Council is based on the 1987 dental fee guide which equates to approximately 67% of the 1996 dental fee guide.

Examples of this increase:

Years	Actual Usage (67%)	Proposed Plan (100%)	Increase
1996	$ 5,833.50	$ 8,750.00	$2,916.50
1995	3,832.60	5,720.30	1,887.70

VISION PLAN

Background:

Vision Care benefits are provided to City of Winnipeg employees and eligible dependants, up to a maximum once in a benefit period (maximum benefit is $175 for a 24 month period). Vision Care benefits are currently not provided to members of Council.

Proposal:

Providing Vision Care to all member of Council and eligible dependants would cost approximately $3,500 over two years.

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Example of increase:

Calculation of $175 Vision Benefit in a 24 month period based on maximum benefit attributable to all members of Council only would be (16 x 175.00 = $2,800)

VOLUNTARY REGISTERED RETIREMENT SAVINGS PLAN (RRSP)

Background:

The Council Pension Plan, adopted by Council on January 19, 1983 under By-law No. 3553/83, was terminated, effective November 2, 1992. This decision was made by Council on July 29, 1992. On that date, Council also rejected a proposal to implement a Council Members' pension Plan consistent with the Civic Employee's Pension Plan.

Sections 25 and 26 of the City of Winnipeg Act specifically provide that Council can pass by-laws providing the following benefits to members of Council:

- annual indemnities
- travelling expenses
- pension plan

The Act further provides that the City can enter into contracts of group insurance providing for benefits for members of Council and their dependents.

Section 25(4) provides that no member is entitled to a payment or indemnity except as provided in the Act.

In July 1993, the Provincial Government established a five-member Commission "The Indemnities and Allowance Commission" to decide on the indemnities, allowance and retirement benefits to be paid to members of the Legislative Assembly (MLA) and to make recommendation about the means for determining future indemnities, allowances and retirement benefits.

This Commission established a simple voluntary Registered Retirement Savings Plan arrangement to replace the existing MLA pension plan. Under the Plan, MLAs make a fixed contribution to a plan of their choice, which is matched by the Province (the rate of contribution is up to a maximum of 7% of salary for both the MLA and the Province, for the total contribution of 14%). The RRSP Key Plan Provision Criteria, as outlined in Appendix "A", has been taken from the Provincial RRSP plan.

Proposal:

The proposal, as outlined on Appendix "A", provides for voluntary participation at a contribution level to a maximum of 7%, approximately equivalent to the percentage that the City has historically contributed to the Civic Employees pension Plan. If all 16 individuals contribute the maximum amount of 7% of taxable earnings, the total annual cost to the City would be $41,110.65. The benefits of an individual RRSP arrangement are that it is easy to understand and administer; contributions made by both the Councillor and the City vest immediately; there is full portability for the Councillor; and equity for various ages and circumstances.

The City Solicitor has advised that specific enabling legislation would be necessary to provide the benefits as proposed. Provisions in The Legislative Assembly Act covering MLAs specifically provide for retirement allowances, yet there are no comparable provisions in The City of Winnipeg Act. The City Solicitor suggested that consideration be given to establishing a fixed contribution pension plan (commonly referred to as a "money purchase plan"). However, upon further review, it was determined that such a plan could not be registered for Revenue Canada purposes inasmuch as the Manitoba Pension Benefits Act would not be applicable given there is no employer/employee relationship between Council members and the City.

TRANSITION PLAN

Background:

Provincial MLAs have the benefit of a transition allowance for incumbent members who are defeated in an election, payable on the basis of one month's salary per year of service with a minimum payment of one month, and a lifetime maximum payment of six months.

Report of the Executive Policy Committee dated March 19, 1997

Proposal:

Establishing a transition allowance for incumbent Councillors and/or the Mayor, who are defeated in an election, could be provided on the same basis as that provided to MLAs, i.e. one month's salary per year of service with a minimum payment of one month and a lifetime maximum payment of six months. Based on the experience of the 1995 Civic Election (4 councillors defeated - a chairperson, a Deputy Speaker and two Councillors), costs of a transitional allowance would be approximately $62,000.

The City Solicitor has advised that the City would require specific enabling legislation to provide the transition plan benefits proposed.

The Executive Policy Committee recommends:

I. That a Council Members' dental and vision care plan, not to exceed the package applicable to Civic Employees (CUPE, WAPSO) as adjusted from time to time, be implemented.

II. That the Government of Manitoba be requested to ascertain that the Council of the City of Winnipeg has the authority to implement the following or if necessary, enact enabling legislation in order to:

establish a simple voluntary registered retirement savings plan whereby the City would match contributions of the members to the plan, similar to that provided to Provincial MLA's; and

establish a transition allowance for incumbent members who are defeated in an election, similar to that provided to Provincial MLA's, effective for the 2001 Civic Election;

III. That once the necessary clarification and/or necessary legislation proposed relative to recommendation No. II has been received, that the proper officers of the City be instructed to do all things necessary to implement the intent of the foregoing.

IV. That funding for participation by any Councillor in this program will be through their Ward Communication Allowance.

V. 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.

Moved by Councillor Angus,
Adoption of the clause.

In amendment,

Moved by Councillor Eadie,
Seconded by Councillor Clement,

THAT the clause be amended by deleting the following paragraph from Recommendation No. II:

"establish a transition allowance for incumbent members who are defeated in an election, similar to that provided to MLAs, effective for the October 2001 Civic Election".

AND THAT the clause be further amended by deleting the following:

"IV. That funding for participation by any Councillor in this program will be through their Ward Communication Allowance."

AND FURTHER THAT Recommendation No. V be re-numbered as No. IV.

The amendment was put and declared carried.

Councillors Golden and O'Shaughnessy asked to be recorded as having voted against the amendment, in accordance with Rule 50.7 of the Procedure By-law.

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The Deputy Speaker advised that each recommendation in the clause would be considered separately and that the resolves in Recommendation No. I be voted on separately.

Recommendation No. I, pertaining to the dental care was put.

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

Yea: Councillors Clement, Lazarenko, Lubosch, O'Shaughnessy, Silva, Steek, Thomas, Timm-Rudolph, Vandal, Deputy Mayor Eadie, Her Worship Mayor Thompson, Councillors Angus and Prystanski. 13

Nay: Councillors Golden, Murray and Phillips. 3

and Recommendation No. I, pertaining to dental care, was declared carried.

Recommendation No. I, pertaining to vision care was put.

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

Yea: Councillors Clement, Lazarenko, Lubosch, O'Shaughnessy, Thomas, Timm-Rudolph, Vandal, Deputy Mayor Eadie, Her Worship Mayor Thompson, Councillor Angus and Prystanski. 11

Nay: Councillors Golden, Murray, Phillips, Silva and Steek. 5

and Recommendation No. I, pertaining to vision care, was declared carried.

Recommendation No. II, as amended, pertaining to directing the implementation of the registered retirement savings plan was put.

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

Yea: Councillors Clement, Lazarenko, O'Shaughnessy, Silva, Timm-Rudolph, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Angus. 8

Nay: Councillors Golden, Lubosch, Murray, Phillips, Steek, Thomas, Vandal and Prystanski. 8

and Recommendation No. II, as amended, was declared lost in accordance with Rule 58 of the Procedure By-law.

Recommendation No. IV, as amended, was put and declared carried.

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

Councillors Golden, Lazarenko and O'Shaughnessy asked to be recorded as having voted against the clause, as amended, in accordance with Rule 50.7 of the Procedure By-law.

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Proposed Watermain Renewal on Smith Street from York Avenue to St. Mary Avenue File WW-2.4 (Vol. 1)

483 - 13. On March 19, 1997, the Commissioner of Works and Operations apprised the Executive Policy Committee of the problems created due to the number of watermain breaks that have occurred on Smith Street from York Avenue to St. Mary Avenue over the last five years.

The subject watermain was installed in approximately 1947. The material type of the watermain is AC (asbestos cement). The total number of watermain repairs is six. Two have occurred within the last five years. The current rate of Leak Frequency for this watermain is 2.11 leaks per kilometer per year. This number represents the number of watermain repairs within the last five years over the length of the watermain. (The leak frequency used to develop the capital watermain renewal program each year is approximately 5.00 leaks per kilometer per year).

Although the current rate of leak frequency of 2.11 would not constitute a complete watermain renewal, the division is of the opinion that due to the level of service disruption caused when this watermain is out of service, a complete watermain renewal is required. The disruption caused to neighbouring properties and residents is of a greater level than that of a typical situation. The disruption to the area residents was further aggravated by a "blowout" of the hydrant described as Smith St 1st north of York Av - opposite 190 Smith St.

The diameter of the watermain will also have to be increased as part of the watermain renewal work in order to meet Current Fire Demand Requirements, and the new diameter will be upsized to 250mm.

The estimated cost to complete this renewal is $100,000 as per the Design and Contracts Branch of the Water and Waste Department.

The Executive Policy Committee recommends:

I. That the Administration be directed to complete the watermain renewal on Smith Street from York Avenue to St. Mary Avenue.

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

Adopted by consent.

Appointment of Citizen Members to the Access Advisory Committee Files CR-3 (Vol. 4) (c/r GC-7)

484 - 14. On January 25, 1995, Council adopted Clause 20 of the Report of the Executive Policy Committee dated January 18, 1995, approving the new terms of Reference for the Access Advisory Committee including the composition of said Committee as follows:

- two members from City Council
- eight members with disabilities
- two members who may or may not have a disability, but are interested in access issues
- the Mayor as an ex-officio member

The Selection Committee has reviewed applications for citizen members to the Access Advisory Committee and has made recommendations relative thereto, namely, that the following citizen members be appointed to the Access Advisory Committee for a two year term to expire on December 31, 1998:

Victoria E. Lehman George A. Paul

and that Diane E. Caley, be appointed for the balance of the 1-year term to expire December 31, 1997.

Report of the Executive Policy Committee dated March 19, 1997

The Executive Policy Committee has ratified the recommendations of the Selection Committee and submits these appointments to Council for adoption.

Adopted by consent.

Appointment of Citizen Members to the Convention Centre Corporation
File G-1 (Vol. 8)(c/r GC-7)

485 - 15. The Convention Centre Corporation Amendment Act (Bill 9) which received Royal Assent in 1994 amended the composition of the Board, their terms of office and provided for staggered terms of appointment.

On October 30, 1996, the Executive Policy Committee passed the following resolution:

WHEREAS on July 5, 1994, Bill 9, The Convention Centre Corporation Amendment Act was given Royal Assent;

AND WHEREAS Bill 9 amended the composition of the Board of Directors of the Convention Centre Corporation as well as their terms of office, providing for staggered terms of appointment as follows:

Composition: 15 members

- *4 members of Council to be appointed for 1-year terms (for a maximum of 6 consecutive years)*

- *7 representatives from the City of Winnipeg, to be appointed for alternate terms (3 members for 1-year terms; 4 members for 2-year terms) (for a maximum of 3 consecutive terms or 6 consecutive years)*

- *2 members to be appointed by the Board of Directors (1 member for 1-year term; 1 member for 2-year term) (for a maximum of 3 consecutive terms or 6 consecutive years)*

- *2 members to be appointed by the Lieutenant Governor in Council (1 member for a 1-year term; 1 member for 2-year term) (for a maximum of 3 consecutive terms or 6 consecutive years)*

and on the expiry of the "transitional" terms, each appointment shall be for a term of two years;

AND WHEREAS it has only recently been determined that the terms of the City's citizen appointments to the Convention Centre have not been made in accordance with the legislative amendment which required that as soon as possible after the Act received Royal Assent, citizen directors be appointed as above;

NOW THEREFORE BE IT RESOLVED that in order to bring the appointments in line with the amendments passed in 1994, all existing appointment records be amended accordingly.

The Executive Policy Committee has ratified the recommendation of the Selection Committee and submits these appointments to Council for adoption.

The Executive Policy Committee recommends:

I. That the following citizen members be re-appointed for a two-year term to expire December 31, 1999, namely:

Ken Shiffman Lorena Trann Roger King

II. That Bill Carroll be re-appointed for a one year term to expire December 31, 1997;

Report of the Executive Policy Committee dated March 19, 1997

III. That the following citizen members be appointed for a one year term to expire December 31, 1998, namely:

Donald Beemer Joe Collerone Jim Spencer

Adopted by consent.

Appointments to the Winnipeg Arts Advisory Council
File FG-3 (Vol. 33) (c/r GC-7)

486 - 16. The Winnipeg Arts Advisory Council (W.A.A.C.) was established by Council on November 7, 1984, with a mandate to screen all cultural grant applications, define criteria and make recommendations as to appropriate grant levels to the Committee on Protection, Parks and Culture.

On January 24, 1996, Council appointed Gail Isaak and Walter Nickamp to the Winnipeg Arts Advisory Council as citizen members for a two year term to expire in November, 1997.

The Selection Committee has reviewed applications for citizen members and recommends that Darlene Mulligan be appointed to the Winnipeg Arts Advisory Council as the citizen member for the balance of a two year term expiring November, 1997, and that the following citizen members be appointed for a 2-year term to expire November, 1998, namely:

Christian Delaquis Beth Shore

The Executive Policy Committee has ratified the recommendations of the Selection Committee and submits these appointments to Council for adoption.

Adopted by consent.

Appointments to the Community and Race Relations Committee
File CR (Vol. 10) (c/r GC-7)

487 - 17. On July 12, 1995, Council approved Clause 2 of the Report of the Executive Policy Committee dated June 21, 1995, establishing the membership to the Community and Race Relations Committee.

On May 22, 1996, Council appointed three citizen members to the Community and Race Relations Committee as Institutional Representatives for an 18 month term expiring in June of 1997, namely:

Ian Band as the representative from the Aboriginal Community
Amangeet Sidhu as the representative from the Youth Community
Resty Taruc as the representative from the Ethonocultural Community

On March 6, 1997, the Community and Race Relations advised the Executive Policy Committee that Ian Band has requested a resignation as the Aboriginal Community representative; and that Amangeet Sidhu has not been attending the meetings as the representative from the Youth Community; and requesting new citizen members be re-appointed in their place.

The Community and Race Relations also requested the Executive Policy Committee to consider extending the terms of these representatives to reflect the intent of the Council Policy of November 16, 1988, whereby citizen members' terms of office expire at the end of the calendar year in December, and therefore coincide with the annual nomination process.

Report of the Executive Policy Committee dated March 19, 1997

The Selection Committee has reviewed applications for citizen members and has made recommendations relative thereto, namely, that the following citizen members be appointed to the Community and Race Relations Committee for a two year term to expire December 31, 1998:

Jane McBee as the representative from the Youth Community
Barbara Nepinak as the representative from the Aboriginal Community

The Selection Committee further recommends that Resty Taruc's (representative from the Ethonocultural Community) term be extended for a two year term to expire December 31, 1998.

The Executive Policy Committee has ratified the recommendations of the Selection Committee and submits these appointments to Council for adoption.

Adopted by consent.

Moved by Councillor Angus,
That the rule be suspended and that Council consider the Report of the Executive Policy Committee dated March 26, 1997.

Carried.

The Speaker here resumed the Chair.

In response to questioning, the Speaker advised that the rule had been suspended to allow consideration of the Report of the Executive Policy Committee dated March 26, 1997.

Councillor Golden challenged the ruling of the Chair.

The question, "Shall the ruling of the Chair be sustained?", was put.

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

Yea: Councillors Prystanski, Clement, Lazarenko, Lubosch, O'Shaughnessy, Phillips, Silva, Timm-Rudolph, Vandal, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Angus. 12

Nay: Councillors Golden, Murray and Thomas. 3

and the ruling of the Chair was sustained.

REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED MARCH 26, 1997

On motion of Her Worship Mayor Thompson, the Report of the Executive Policy Committee, dated March 26, 1997, was considered clause by clause.

School Tax Levies and Mill Rates
File FL-3 (Vol. 10)

488 - 1. The Executive Policy Committee has been advised that in order to comply with the requirements of The Public Schools Act, the attached Schedules “A”, “B”, “C” and “D” are pertinent to the subject by-law and include information in comparison with that for the prior year.

The amounts required to be raised by Council include the City's share of the Province's Education Support Program, and the additional requirements of the twelve School Divisions which serve Winnipeg - such additional requirements ("special levies") representing portions of their costs which have been determined to be entirely the City's responsibility to collect, i.e. those parts of a school division's expenditures which do not qualify for Provincial government assistance under its province-wide support Program.

Some of the more significant results of the provisions for provincial/municipal sharing of school costs in 1997 as they apply to Winnipeg are hereunder itemized:

(1) Property taxes for school levies in Winnipeg will total $356,233,620 in 1997 which is $8,224,981 or 2.4% more than in 1996.

(2) The Provincial Education Support Levy for residential property owners increased by $431,974 resulting in a 0.7% increase.

(3) The Provincial Education Support Levy for non-residential property owners has decreased by $1,132,816 resulting in a 1.6% decrease in the levy.

(4) The City's twelve School Divisions' Special Levy requirements total $227,287,688, an increase of $8,925,823, and range from an increase of 1% in Transcona-Springfield School Division Number 12, to an increase of 11.9% in Norwood School Division Number 8. It should be noted that corresponding mill rate increases to property tax payers range from -0.6% in St. James-Assiniboia School Division Number 2, to 12.3% in Norwood School Division Number 8. The mill rate change is determined by both the change in the levy requirement and the net change in the assessment roll due to net assessment growth and assessment changes related to appeals.

The Executive Policy Committee recommends:

I. That in compliance with the mandatory provisions of The Public Schools Act, Council pass the by-law required to fix and impose taxes sufficient to meet that portion of the cost of education that is to be raised through levies on assessable property within the City of Winnipeg in 1997, as outlined in Schedule “A”.

II. 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 motion for the adoption of the clause was put.

Report of the Executive Policy Committee dated March 26, 1997

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

Yea: Councillors Prystanski, Clement, Lubosch, Phillips, Thomas, Timm-Rudolph, Vandal, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Angus.

Nay: Councillors Golden, Lazarenko, O'Shaughnessy, Silva and Steek.

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

(See Minute No. 555 for attachments)

Exchange District Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997
File FL-7.1 (Vol. 3)

489 - 2. The City of Winnipeg Act CAP 10 S.M. 1989-90 Subsection 200(8) and Subsection 200(6) states the following:

> "Approval of estimates.
> 200(8) Subject to Sub-section (6), Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.
>
> Notice of objection.
> 200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone."

In addition By-law No. 5081/89 Section 17(7) states in part the following:

> "...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in sub-section (10):
>
> (a) 75% of the approved budget on June 30;
> (b) 15% of the approved budget on August 31;
> (c) 10% of the approved budget on October 31."

On January 25, 1989, Council passed By-law No. 5081/89, being a By-law of The City of Winnipeg to designate a Business Improvement Zone known as the "Exchange District Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Exchange District Business Improvement Zone was held on October 23, 1996, at which time the 1997 program and budget estimates were approved in accordance with By-law No. 5081/89.

On December 11, 1996, Council requested the City Centre Community Committee to conduct a public meeting to hear representations with respect to the Exchange District Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On January 7, 1997, the City Centre Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Exchange District Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on December 23, 1996, in accordance with Section 17 of By-law No. 5081/89;

Report of the Executive Policy Committee dated March 26, 1997

AND WHEREAS no objections were received in respect to the Board's proposals;

NOW THEREFORE BE IT RESOLVED that the City Centre Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Exchange District Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the Exchange District Business Improvement Zone on January 29, 1997.

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the Exchange District Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the Exchange District Business Improvement Zone is $18,262,512. The proposed budget and zone levy of the zone is $205,500. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 1.125%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

	Budget/Zone Levy	A.R.V.	Zone Levy Rate
1996	$210,705	$18,570,942	1.135%
1997	$205,500	$18,262,512	1.125%
% Change	-2.5	-1.7	-0.9

The Executive Policy Committee recommends:

I. That the By-law approving the Exchange District Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the Exchange District Business Improvement Zone be 1.125%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

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

Report of the Executive Policy Committee dated March 26, 1997

Corydon Avenue Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997
File FL-7.2 (Vol. 4)

490 - 3. The City of Winnipeg Act CAP 10 S.M. 1989-90 Subsection 200(8) and Subsection 200(6) states the following:

> "Approval of estimates.
> 200(8) Subject to Subsection (6), Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.
>
> Notice of objection.
> 200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone."

In addition By-law No. 5378/90 Section 17(7) states in part the following:

> "...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in sub-section (10):
>
> (a) 75% of the approved budget on June 30;
> (b) 15% of the approved budget on August 31;
> (c) 10% of the approved budget on October 31."

On March 7, 1990, Council adopted By-law No. 5378/90, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Corydon Avenue Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Corydon Avenue Business Improvement Zone was held on October 1, 1996, at which time the 1997 program and budget estimates were approved in accordance with By-law No. 5378/90.

On October 23, 1996, Council requested the City Centre Community Committee to conduct a public meeting to hear representations with respect to the Corydon Avenue Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On December 10, 1996, the City Centre Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Corydon Avenue Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on Monday, November 25, 1996, in accordance with Section 17 of By-law No. 5378/90;
>
> AND WHEREAS no objections were received in respect to the Board's proposals;
>
> NOW THEREFORE BE IT RESOLVED that the City Centre Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Corydon Avenue Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the Corydon Avenue Business Improvement Zone on January 29, 1997.

Report of the Executive Policy Committee dated March 26, 1997

The proposed program, zone levy and budget estimates are outlined in Schedule “A”. As the Corydon Avenue Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the Corydon Avenue Business Improvement Zone is $2,753,440. The proposed budget and zone levy of the zone is $73,450. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 2.668%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

	Budget/Zone Levy	A.R.V.	Zone Levy Rate
1996	$55,657	$2,311,680	2.408%
1997	$73,450	$2,753,440	2.668%
% Changes	+32.0	+19.1	+10.8

The Executive Policy Committee recommends:

I. That the By-law approving the Corydon Avenue Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the Corydon Avenue Business Improvement Zone be 2.668%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

Report of the Executive Policy Committee dated March 26, 1997

Osborne Village Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997
File FL-7.3 (Vol. 4)

491 - 4. The City of Winnipeg Act CAP 10 S.M. 1989-90 Sub-section 200(8) and Sub-section 200(6) states the following:

> "Approval Of Estimates.
> 200(8) Subject to Subsection (6), council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.
>
> Notice Of Objection.
> 200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received form one third of the businesses in the zone that represent one third of the total business assessment in the zone."

In addition By-law No. 5322/89 Section 17/(7) states in part the following:

> "...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in subsection (10):
>
> (a) 75% of the approved budget on June 30;
> (b) 15% of the approved budget on August 31;
> (c) 10% of the approved budget on October 31."

On December 20, 1989, Council adopted By-law No. 5322/89, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Osborne Village Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Osborne Village Business Improvement Zone was held on October 23, 1996, at which time the proposed 1997 program and budget estimates were approved in accordance with By-law No. 5322/89.

On November 20, 1996, Council requested the City Centre Community Committee to conduct a public meeting to hear representations with respect to the Osborne Village Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On January 7, 1997, the City Centre Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Osborne Village Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on, December 23, 1996, in accordance with Section 17 of By-law No. 5322/89;
>
> AND WHEREAS no objections were received in respect to the Board's proposals;
>
> NOW THEREFORE BE IT RESOLVED that the City Centre Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Osborne Village Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the Osborne Village Business Improvement Zone on January 29, 1997.

Report of the Executive Policy Committee dated March 26, 1997

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the Osborne Village Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a by-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the Osborne Village Business Improvement Zone is $3,501,120. The proposed budget of the zone is $82,870. The zone has requested a levy of $70,270. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 2.007%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

	Budget	Zone Levy	A.R.V.	Zone Levy Rate
1996	$70,270	$70,270	$3,520,020	1.996%
1997	$82,870	$70,270	$3,501,120	2.007%
% Change	+17.9	0.0	-0.5	+0.5

The Executive Policy Committee recommends:

I. That the By-law approving the Osborne Village Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the Osborne Village Business Improvement Zone be 2.007%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

Downtown Winnipeg Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997
File FL-7.4 (Vol. 6)

492 - 5. The City of Winnipeg Act CAP 10 S.M. 1989-90 Subsection 200(8) and Subsection 200(6) states the following:

"Approval of estimates.
200(8) Subject to Subsection (6), Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.

Notice of Objection.
200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone."

Report of the Executive Policy Committee dated March 26, 1997

In addition By-law No. 5080/89 Section 17(7) states in part the following:

> "...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in sub-section (10):
>
> (a) 75% of the approved budget on June 30;
> (b) 15% of the approved budget on August 31;
> (c) 10% of the approved budget on October 31.

On January 25, 1989, Council adopted By-law No. 5080/89, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Downtown Winnipeg Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Downtown Winnipeg Business Improvement Zone was held on October 25, 1996, at which time the proposed 1997 program and budget estimates were approved in accordance with By-law No. 5080/89.

On November 20, 1996, Council requested the City Centre Community Committee to conduct a public meeting to hear representations with respect to the Downtown Winnipeg Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On January 7, 1997, the City Centre Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Downtown Winnipeg Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on Friday, December 23, 1996, in accordance with Section 17 of By-law No. 5080/89;
>
> AND WHEREAS no objections were received in respect to the Board's proposals;
>
> NOW THEREFORE BE IT RESOLVED that the City Centre Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Downtown Winnipeg Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the Downtown Winnipeg Business Improvement Zone on January 29, 1997.

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the Downtown Winnipeg Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the Downtown Winnipeg Business Improvement Zone is $91,745,950. The proposed budget of the zone is $1,094,796. The zone has requested a levy of $813,200. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 0.886%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

	Budget	Zone Levy	A.R.V.	Zone Levy Rate
1996	$1,101,362	$762,206	$92,776,758	0.822%
1997	$1,094,796	$813,200	$91,745,950	0.886%
% Change	-0.6	+6.7	-1.1	+7.8

Report of the Executive Policy Committee dated March 26, 1997

The Executive Policy Committee recommends:

I. That the By-law approving the Downtown Winnipeg Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the Downtown Winnipeg Business Improvement Zone be 0.886%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

Selkirk Avenue Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997
File FL-7.5 (Vol. 2)

493 - 6. The City of Winnipeg Act CAP 10 S.M. 1989-90 Subsection 200(8) and Subsection 200(6) states the following:

"Approval of estimates.
200(8) Subject to Sub-section (6), Council may pass a by-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.

Notice of objection.
200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone."

In addition By-law No. 5770/91 Section 17(7) states in part the following:

"...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in sub-section (10):

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31."

On September 25, 1991, Council adopted By-law No. 5770/91, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Selkirk Avenue Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Selkirk Avenue Business Improvement Zone was held on October 28, 1996, at which time the 1997 program and budget estimates were approved in accordance with By-law No. 5770/91.

Report of the Executive Policy Committee dated March 26, 1997

On November 20, 1996, Council requested the Lord Selkirk-West Kildonan Community Committee to conduct a public meeting to hear representations with respect to the Selkirk Avenue Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On December 10, 1996, the Lord Selkirk - West Kildonan Community Committee passed the following motion:

> WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Selkirk Avenue Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on Tuesday, November 26, 1996, in accordance with Section 17 of By-law No. 5770/91;
>
> AND WHEREAS no objections were received in respect to the Board's proposals;
>
> NOW THEREFORE BE IT RESOLVED that the Lord Selkirk-West Kildonan Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Selkirk Avenue Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the Selkirk Avenue Business Improvement Zone on January 29, 1997.

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the Selkirk Avenue Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the Selkirk Avenue Business Improvement Zone is $1,166,580. The proposed budget and zone levy of the zone is $20,800. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 1.783%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

	Budget/Zone Levy	A.R.V.	Zone Levy Rate
1996	$20,900	$1,202,340	1.738%
1997	$20,800	$1,166,580	1.783%
% Change	-0.5	-3.0	+2.6

The Executive Policy Committee recommends:

I. That the By-law approving the Selkirk Avenue Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the Selkirk Avenue Business Improvement Zone be 1.783%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

Report of the Executive Policy Committee dated March 26, 1997

Norwood Grove Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997
File FL-7.6 (Vol. 2)

494 - 7. The City of Winnipeg Act CAP 10 S.M. 1989-90 Sub-section 200(8) and Subsection 200(6) states the following:

> "Approval of estimates.
> 200(8) Subject to subsection (6), council may pass a by-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.
>
> Notice of objection.
> 200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone."

In addition By-law No. 5649/91 Section 17(7) states in part the following:

> "...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in subsection (10):
>
> (a) 75% of the approved budget on June 30;
> (b) 15% of the approved budget on August 31;
> (c) 10% of the approved budget on October 31."

On March 6, 1991, Council adopted By-law No. 5649/91, being a By-law of The City of Winnipeg to designate a Business Improvement Zone known as the "Norwood Grove Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Norwood Grove Business Improvement Zone was held on October 10, 1996, at which time the 1997 program and budget estimates were approved in accordance with By-law No. 5649/91.

On November 20, 1996, Council requested the Riel Community Committee to conduct a public meeting to hear representations with respect to the Norwood Grove Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On December 9, 1996, the Riel Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Norwood Grove Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on Sunday, November 24, 1996, in accordance with Section 17 of By-law No. 5649/91;
>
> AND WHEREAS no objections were received in respect to the Board's proposals;
>
> NOW THEREFORE BE IT RESOLVED that the Riel Community Committee recommends to Executive Policy Committee that the proposed program, zone levy, and budget estimates for the Norwood Grove Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the Norwood Grove Business Improvement Zone on January 29, 1997.

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the Norwood Grove Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

Report of the Executive Policy Committee dated March 26, 1997

The 1997 business assessment roll's annual rental value for the Norwood Grove Business Improvement Zone is $5,393,605. The proposed budget and zone levy of the zone is $75,500. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 1.400%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

	Budget/Zone Levy	A.R.V.	Zone Levy Rate
1996	$74,500	$5,437,605	1.370%
1997	$75,500	$5,393,605	1.400%
% Change	+1.3	-0.8	+2.2

The Executive Policy Committee recommends:

I. That the By-law approving the Norwood Grove Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the Norwood Grove Business Improvement Zone be 1.400 %.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

West End Winnipeg Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997
File FL-7.7 (Vol. 2)

495 - 8. Applicable Sections of The City of Winnipeg Act state the following:

"Notice of objection.
200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone.

Sufficiency.
200(7) The treasurer shall certify to council whether the objectors under subsection (6) constitute one third of the businesses that represent one third of the total business assessment in the zone.

Approval of estimates.
200(8) Subject to Sub-section (6), council may pass a by-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved."

Report of the Executive Policy Committee dated March 26, 1997

In addition By-law No. 5650/91 Section 17/(7) states in part the following:

> "...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in subsection (10):
>
> (a) 75% of the approved budget on June 30;
> (b) 15% of the approved budget on August 31;
> (c) 10% of the approved budget on October 31."

On March 6th, 1991, Council adopted By-law No. 5650/91, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Ellice Avenue/Sargent Avenue Business Improvement Zone" and to establish a Management Board for the Zone.

On March 22, 1995, Council adopted By-law No. 6598/95 which amended By-law No. 5650/91 changing the zone's name to "The West End Winnipeg Business Improvement Zone.

On June 11, 1996, the City Clerk received a petition to alter the boundaries of the West End Winnipeg Business Improvement Zone. This petition represented approximately 30% of the businesses that represented approximately 23% of the business assessment in the proposed Business Improvement Zone Area. Following the provision of the required Notice of the proposed Zone expansion to businesses in the proposed Zone, and the receipt of objections from 13% of the businesses, representing 15% of the business assessment in the proposed Zone, Council enacted By-Law No. 6939/96, and thereby expanded the West End Winnipeg Business Improvement Zone, at its meeting on the 11th day of December, 1996.

Given the proposed expansion, the West End Winnipeg Business Improvement Zone was unable to present its proposed program, zone levy and budget estimate by October 31, 1996, (as specified in By-law 5650/91) and as a result, Council adopted By-law 6902/96, and thereby granted an extension to January 31, 1997.

Pursuant to By-law No. 5650/91, as amended, prior to the submission to Council, the Board of the West End Winnipeg Business Improvement Zone was required to present its proposed program, zone levy and budget estimates for approval of the majority of the businesses represented at the General Budget Meeting. The Board held its General Budget Meeting on January 6, 1997. At that time, the proposed program, zone levy and budget estimates, as initially presented, were defeated by a vote of the businesses represented. Subsequently, a revised program, zone levy and budget estimates were discussed, moved, and approved by a majority of the businesses represented and then in attendance.

The Board provided to Council the proposed program, zone levy and budget estimates which had been approved on January 6, 1997. On January 29, 1997, Council requested the City Centre Community Committee to conduct a public meeting to hear representations with respect to the zone's proposed program, zone levy and budget estimates for the year 1997 and to provide recommendations to Council.

At the time of making this referral, Council was aware that the Board of the West End Winnipeg Business Improvement Zone would hold a subsequent General Budget Meeting to ensure the membership was fully informed, and supported the proposed program, zone levy and budget which had been approved at the January 6, 1997 meeting. This meeting was to have occurred on January 29, 1997, but due to insufficient notice having been given, the subsequent meeting was held on February 19, 1997. At that time, the majority of the businesses represented at the meeting confirmed the proposed program, zone levy and budget estimates which were approved on January 6, 1997.

On March 11, 1997, the City Centre Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the West End Winnipeg Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on February 24, 1997, in accordance with Section 17 of By-law No. 5650/91 as amended;
>
> AND WHEREAS a written notice of objection was received in respect to the Board's proposals from Mr. Jack C. MacGregor, General Manager, A. Adams Supply (1969) Ltd.;

Report of the Executive Policy Committee dated March 26, 1997

AND WHEREAS at a public meeting held on March 11, 1997, the City Centre Community Committee received written notices of objection from businesses purporting to total one-third of the businesses in the area representing one-third of the total Business Assessment in the Zone.

NOW THEREFORE BE IT RESOLVED that the City Centre Community Committee recommend to Executive Policy Committee that the proposed program, zone levy and budget estimates for the West End Winnipeg Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council;

AND BE IT FURTHER RESOLVED THAT pursuant to Section 17.(6) of By-law No. 5650/91, as amended, the written notices of objection be referred to the City Treasurer for certification to Council that the objections to the proposed program, zone levy and budget estimates for the West End Winnipeg Business Improvement Zone for 1997 do or do not constitute one-third of the businesses in the area representing one-third of the total Business Assessment in the Zone."

A tabulation of the notices of objection presented to Community Committee on March 11, 1997, follows:

	Number of Businesses	Business Assessment
Total Businesses in the Zone	879	$22,426,858.
Businesses objecting	237	8,302,528.
Businesses objecting represents	26.96%	37.02%
Required percentage to defeat budget	33.33%	33.33%

The attached Certificate of the City Treasurer (Exhibit "B") certifies that the petitioners (did not) constitute the 33.33% requirement to defeat the zone budget for 1997.

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the West End Winnipeg Business Improvement Zone has complied with both the legislation and the by-law governing the budget processes, it is now left to City Council to pass a by-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the West End Winnipeg Business Improvement Zone is $22,510,058. The proposed budget and zone levy of the zone is $218,100. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 0.969%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure:

	Budget/ Zone Levy	A.R.V.	Zone Levy Rate
1996	43,500	3,038,820	1.431%
* 1997	218,100	22,510,058	0.969%
% Change	401.4%	640.7%	-32.3%

* The large increase is a result of the zone's expansion of its boundaries, and it should be noted that the Levy Rate has actually declined.

(By-law No. 6939/96 passed by City Council December 11, 1996)

The Executive Policy Committee recommends:

I. That the By-law approving the West End Winnipeg Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the West End Winnipeg Business Improvement Zone be .969%.

Report of the Executive Policy Committee dated March 26, 1997

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

West Broadway - South Sherbrook Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997
File FL-7.8 (Vol. 2)

496 - 9. The City of Winnipeg Act CAP 10 S.M. 1989-90 Subsection 200(8) and Subsection 200(6) states the following:

"Approval of estimates.
200(8) Subject to Sub-section (6), Council may pass a by-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.

Notice of objection.
200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone."

In addition By-law No. 5921/92 Section 17(7) states in part the following:

"...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in sub-section (10):

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31."

On March 25, 1992, Council adopted By-law No. 5921/92, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "West Broadway/South Sherbrook Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the West Broadway/South Sherbrook Business Improvement Zone was held on October 22, 1996, at which time the proposed 1997 program and budget estimates were approved in accordance with By-law No. 5921/92.

On November 20, 1996, Council requested the City Centre Community Committee to conduct a public meeting to hear representations with respect to the West Broadway/South Sherbrook Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

Report of the Executive Policy Committee dated March 26, 1997

On January 7, 1997, the City Centre Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the West Broadway/South Sherbrook Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on December 23, 1996, in accordance with Section 17 of By-law No. 5921/92;
>
> AND WHEREAS no objections were received in respect to the Board's proposals;
>
> NOW THEREFORE BE IT RESOLVED that the City Centre Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the West Broadway/South Sherbrook Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the West Broadway/South Sherbrook Business Improvement Zone on January 29, 1997.

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the West Broadway/South Sherbrook Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the West Broadway/South Sherbrook Business Improvement Zone is $6,487,440. The proposed budget and zone levy of the zone is $40,300. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 0.621%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

	Budget/Zone Levy	A.R.V.	Zone Levy Rate
1996	$40,300	$6,627,900	0.608%
1997	$40,300	$6,487,440	0.621%
% Change	0.0	-2.1	+2.2

The Executive Policy Committee recommends:

I. That the By-law approving the West Broadway/South Sherbrook Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the West Broadway/South Sherbrook Business Improvement Zone be 0.621%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

Report of the Executive Policy Committee dated March 26, 1997

Osborne South Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997 File FL-7.9 (Vol. 2)

497 - 10. The City of Winnipeg Act CAP 10 S.M. 1989-90 Subsection 200(8) and Subsection 200(6) states the following:

> "Approval of estimates.
> 200(8) Subject to sub-section (6), council may pass a by-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.
>
> Notice of objection.
> 200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone."

In addition By-law No. 6201/93 Section 17(7) states in part the following:

> "...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in subsection (10):
>
> (a) 75% of the approved budget on June 30;
> (b) 15% of the approved budget on August 31;
> (c) 10% of the approved budget on October 31."

On July 21, 1993, Council adopted By-law No. 6201/93, being a By-law of The City of Winnipeg to designate a Business Improvement Zone known as the "Osborne South Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Osborne South Business Improvement Zone was held on October 21, 1996, at which time the 1997 program and budget estimates were approved in accordance with By-law No. 6201/93.

On November 20, 1996, Council requested the City Centre Community Committee to conduct a public meeting to hear representations with respect to the Osborne South Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On January 7, 1997, the City Centre Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Osborne South Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on December 23, 1996, in accordance with Section 17 of By-law No. 6201/93;
>
> AND WHEREAS no objections were received in respect to the Board's proposals;
>
> NOW THEREFORE BE IT RESOLVED that the City Centre Community Committee recommends to Executive Policy Committee that the proposed program, zone levy, and budget estimates for the Osborne South Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the Osborne South Business Improvement Zone on January 29, 1997.

Report of the Executive Policy Committee dated March 26, 1997

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the Osborne South Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the Osborne South Business Improvement Zone is $1,274,520. The proposed budget and zone levy of the zone is $29,050. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 2.279%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

Budget/Zone Levy		A.R.V.	Zone Levy Rate
1996	$30,550	$1,334,580	2.289%
1997	$29,050	$1,274,520	2.279%
% Change	-4.9	-4.5	-0.4

The Executive Policy Committee recommends:

I. That the By-law approving the Osborne South Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the Osborne South Business Improvement Zone be 2.279%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

North Main Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997 File FL-7.10 (Vol. 2)

498 - 11. The City of Winnipeg Act CAP 10 S.M. 1989-90 Subsection 200(8) and Subsection 200(6) states the following:

"Approval of estimates.
200(8) Subject to Sub-section (6), Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.

Notice of objection.
200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone."

Report of the Executive Policy Committee dated March 26, 1997

In addition By-law No. 6220/93 Section 17(7) states in part the following:

> "...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in sub-section (10):
>
> (a) 75% of the approved budget on June 30;
> (b) 15% of the approved budget on August 31;
> (c) 10% of the approved budget on October 31."

On November 17, 1993, Council adopted By-law No. 6220/93, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "North Main Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the North Main Business Improvement Zone was held on October 7, 1996, at which time the 1997 program and budget estimates were approved in accordance with By-law No. 6220/93.

On October 23, 1996, Council requested the Lord Selkirk-West Kildonan Community Committee to conduct a public meeting to hear representations with respect to the North Main Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On November 19, 1996, the Lord Selkirk - West Kildonan Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the North Main Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on Friday, November 1, 1996, in accordance with Section 17 of By-law No. 6220/93;
>
> AND WHEREAS no objections were received in respect to the Board's proposals;
>
> NOW THEREFORE BE IT RESOLVED that the Lord Selkirk-West Kildonan Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the North Main Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation that the proposed 1997 program, zone levy and budget estimates for the North Main Business Improvement Zone on December 11, 1996.

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the North Main Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the North Main Business Improvement Zone is $2,578,620. The proposed budget and zone levy of the zone is $34,000. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 1.319%.

The following table provides information on the changes in the Zone. The 1997 annual rental value is a projected figure.

	Budget/Zone Levy	A.R.V.	Zone Levy Rate
1996	$35,700	$2,463,000	1.449%
1997	$34,000	$2,578,620	1.319%
% Change	-4.8	+4.7	-9.0

Report of the Executive Policy Committee dated March 26, 1997

The Executive Policy Committee recommends:

I. That the By-law approving the North Main Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the North Main Business Improvement Zone be 1.319%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

Academy Road Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997 File FL-7.11 (Vol. 1)

499 - 12. The City of Winnipeg Act CAP 10 S.M. 1989-90 Subsection 200(8) and Subsection 200(6) states the following:

"Approval Of Estimates.
200(8) Subject to Subsection (6), Council may pass a by-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.

Notice of Objection
200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent on third of the total business assessment in the zone."

In addition By-law No. 6688/95 Section 17(7) states in part the following:

"...Council may pass a by-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in subsection (10):

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31:
(c) 10% of the approved budget on October 31."

On September 27, 1995, Council adopted By-law No. 6688/95, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Academy Road Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Academy Road Business Improvement Zone was held on September 10, 1996, at which time the proposed 1997 program and budget estimates were approved in accordance with By-law No. 6688/95.

Report of the Executive Policy Committee dated March 26, 1997

On October 23, 1996, Council requested the City Centre Community Committee to conduct a public meeting to hear representations with respect to the Academy Road Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On December 10, 1996, the City Centre Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Academy Road Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on Monday, November 25, 1996, in accordance with Section 17 of By-law No. 6688/95;
>
> AND WHEREAS no objections were received in respect to the Board's proposals;
>
> NOW THEREFORE BE IT RESOLVED that the City Centre Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Academy Road Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the Academy Road Business Improvement Zone on January 29, 1997.

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the Academy Road Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the Academy Road Business Improvement Zone is $1,414,560. The proposed budget and zone levy of the zone is $20,650. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 1.460%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

	Budget/Zone Levy	A.R.V.	Zone Levy Rate
1996	$22,400	$1,386,840	1.615%
1997	$20,650	$1,414,560	1.460%
% Change	-7.8	+2.0	-9.6

The Executive Policy Committee recommends:

I. That the By-law approving the Academy Road Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the Academy Road Business Improvement Zone be 1.460%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

Report of the Executive Policy Committee dated March 26, 1997

Downtown Transcona Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997
File FL-7.12 (Vol. 1)

500 - 13. The City of Winnipeg Act CAP 10 S.M. 1989-90 Sub-section 200(8) and Subsection 200(6) states the following:

> "Approval Of Estimates.
> 200(8) Subject to Subsection (6), Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.
>
> Notice Of Objection.
> 200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone."

In addition By-law No. 6729/95 Section 17(7) states in part the following:

> "...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in subsection (10):
>
> (a) 75% of the approved budget on June 30;
> (b) 15% of the approved budget on August 31;
> (c) 10% of the approved budget on October 31."

On December 20, 1995, Council adopted By-law No. 6729/95, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Downtown Transcona Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Downtown Transcona Business Improvement Zone was held on October 2, 1996, at which time the proposed 1997 program and budget estimates were approved in accordance with By-law No. 6729/95.

On November 20, 1996, Council requested the East Kildonan-Transcona Community Committee to conduct a public meeting to hear representations with respect to the Downtown Transcona Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On January 21, 1997, the East Kildonan-Transcona Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Downtown Transcona Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on January 3, 1997, in accordance with Section 17 of By-law No. 6729/95;
>
> AND WHEREAS no objections were received in respect to the Board's proposals;
>
> NOW THEREFORE BE IT RESOLVED that the East Kildonan-Transcona Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Downtown Transcona Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the Downtown Transcona Business Improvement Zone on January 29, 1997.

Report of the Executive Policy Committee dated March 26, 1997

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the Downtown Transcona Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the Downtown Transcona Business Improvement Zone is $6,503,940. The proposed budget and zone levy of the zone is $106,000. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 1.630%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

	Budget/Zone Levy	A.R.V.	Zone Levy Rate
1996	$106,000	$6,109,440	1.735%
1997	$106,000	$6,503,940	1.630%
% Change	0.0	+6.5	-6.1

The Executive Policy Committee recommends:

I. That the By-law approving the Downtown Transcona Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the Downtown Transcona Business Improvement Zone be 1.630%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

Old St. Vital Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997 File FL-7.13 (Vol. 1)

501 - 14. The City of Winnipeg Act CAP 10 S.M. 1989-90 Subsection 200(8) and Subsection 200(6) states the following:

"Approval of estimates.
200(8) Subject to Sub-section (6), Council may pass a by-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved.

Notice of objection.
200(6) Council shall not approve the Board's proposed program, zone levy and budget estimates, if written notice of objection is received from one third of the businesses in the zone that represent one third of the total business assessment in the zone."

Report of the Executive Policy Committee dated March 26, 1997

In addition By-law No. 6715/95 Section 17(7) states in part the following:

> "...Council may pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates and, upon that approval, may direct the payment to the Board or on behalf of the Board of an amount not exceeding the amount approved, such payment to be made in accordance with the following schedule, except as provided in sub-section (10):
>
> (a) 75% of the approved budget on June 30;
> (b) 15% of the approved budget on August 31;
> (c) 10% of the approved budget on October 31."

On November 29, 1995, Council adopted By-law No. 6715/95, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Old St. Vital Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Old St. Vital Business Improvement Zone was held on October 2, 1996, at which time the proposed 1997 program and budget estimates were approved in accordance with By-law No. 6715/95.

On November 20, 1996, Council requested the Riel Community Committee to conduct a public meeting to hear representations with respect to the Old St. Vital Business Improvement Zone's proposed program, zone levy and budget estimates for the year 1997.

On December 9, 1996, the Riel Community Committee passed the following motion:

> "WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Old St. Vital Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on Sunday, November 24, 1996, in accordance with Section 17 of By-law No. 6715/95;
>
> AND WHEREAS no objections were received in respect to the proposal:
>
> NOW THEREFORE BE IT RESOLVED that the Riel Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Old St. Vital Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Council adopted the Executive Policy Committee's recommendation of the proposed 1997 program, zone levy and budget estimates for the Old St. Vital Business Improvement Zone on January 29, 1997.

The proposed program, zone levy and budget estimates are outlined in Schedule "A". As the Old St. Vital Business Improvement Zone has complied with both the legislation and the By-law governing the budget processes, it is now left to City Council to pass a By-law approving all or part of the Board's proposed program, zone levy and budget estimates.

The 1997 business assessment roll's annual rental value for the Old St. Vital Business Improvement Zone is $4,304,960. The proposed budget and zone levy of the zone is $44,000. The zone levy rate which will be applied to the annual rental value of individual properties in the zone is 1.022%.

The following table provides information on the changes in the zone. The 1997 annual rental value is a projected figure.

	Budget/Zone Levy	A.R.V.	Zone Levy Rate
1996	$44,000	$4,274,480	1.036%
1997	$44,000	$4,304,960	1.022%
% Change	0.0	+1.4	-1.3

Report of the Executive Policy Committee dated March 26, 1997

The Executive Policy Committee recommends:

I. That the By-law approving the Old St. Vital Business Improvement Zone Management Board's program, zone levy and budget estimates be passed by Council.

II. That the zone levy rate to be applied to the annual rental value (A.R.V.) of individual properties in the Old St. Vital Business Improvement Zone be 1.022%.

III. That Council direct the City Treasurer to make payment to the Board in accordance with the following schedule:

(a) 75% of the approved budget on June 30;
(b) 15% of the approved budget on August 31;
(c) 10% of the approved budget on October 31.

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.

Municipal Assistance Program to the New Home Buyers in Winnipeg
Files GG-2 (Vol. 23) and FL (Vol. 5)

502 - 15. On November 15, 1995 the Executive Policy Committee requested The Board of Commissioners to give priority in responding to the motion presented by Councillor Angus to the Committee on Finance and Administration, namely:

"That the Committee on Finance and Administration study the issue of the taxation of unoccupied serviced and unserviced subdivided lands and the taxation of unoccupied newly constructed housing units.

That the Committee on Finance and Administration also consider any changes to The Municipal Assessment Act or the regulations made pursuant to that Act that would assist the home building industry.

That the City investigate the potential of providing a first time home owners grant (comparable to the Provincial Government program) up to a maximum of $2,500 or equal to property tax collected on a newly constructed first time purchased house."

Assessment, Taxes, and Grants

In complying with The Municipal Assessment Act, the Assessment Department attempts to add new construction to the assessment roll as soon after the construction is completed as work schedules allow. Currently, for new residential construction, this is made effective for the month following the confirmation of a completion date. New "show homes" are added to the roll effective the date they open for business.

The Assessment Department policy is driven by the spirit of the Act and the City's desire, to bring new assessments into taxable status as soon as possible.

There are potentially three ways that tax relief could be given to unoccupied serviced and unserviced land, and unoccupied newly constructed housing units. All of these methods would require legislative changes.

Report of the Executive Policy Committee dated March 26, 1997

1. Exemption
   There are properties which are currently exempt from property taxation under Provincial Legislation, e.g. The Municipal Assessment Act and The Centennial Projects Tax Status Act (CPTSA), etc. Classifying properties as tax exempt by statute or regulation tends to be a permanent or very long term action and any such policy request should therefore be long term. In addition, the City is on record as being specifically opposed to the CPTSA and has requested the Province on two occasions to rescind the legislation.

2. Portioning and Class
   The Province could be requested to create a separate class of property for unoccupied serviced and unserviced land and unoccupied newly constructed housing units. Once identified in a separate class, the Province could then set a lower portioning rate than that which is currently applied (45%). The assumption made here is that only land zoned R1 and Residential 1 building could be placed in the newly created class of property.

   Any changes in property class or portioning will impact the entire Province as these cannot be tailored to one City or town. The Province has expressed in past, their reluctance to create more property classes, in fact they would prefer less so this option may be met with resistance at the Provincial level.

3. Grants
   The City always has the power to provide a grant to any individual or organization. Grants to developers and home builders do not fit with the City's current policy on grants but the policy can be changed. Providing such grants will certainly set a precedent and open the door to significant numbers of other charitable or community organizations as well as other business sectors which will or have requested various forms of tax relief.

Section 242 of The City of Winnipeg Act provides the City with the power to cancel taxes. This Section has not been used in the past and is viewed only for special circumstances as it would be proper budgeting (i.e. when taxes are cancelled a deficit is created) to utilize this Section for a program such as tax relief.

Legal Services has advised that a grant program for home building industry should be examined with caution. Grants are made under Section 138 of The City of Winnipeg Act and each case should be individually reviewed by the granting body. A program may be legally vulnerable where a grant is offered because one complies with a certain set of criteria or conditions and is not subject to a review by the granting authority. In addition, it may be argued that Section 242 as mentioned earlier provides specific authority and to use the more general authority of Section 138 would be challenged.

Administration are of the opinion that the Province of Manitoba should be requested to enact legislation to allow the City to implement a tax credit to eliminate the possibility of legal challenges and to make the authority clear and supportable.

Current Inventory

As of September 30, 1996, the City estimates that there are approximately 491 unserviced lots zoned R1 and an additional 4,481 lots which have received Council approval of block plans of subdivision and will become unserviced R1 lots as soon as a short form subdivision is filled out by the developer. These 4,972 unserviced lots are estimated to have a market value of $5,000 each.

In addition, there are approximately 1,852 serviced lots zoned R1 which have an estimated market value of $35,000 each as of September 30, 1996.

In 1996 there were 681 single detached starts in Winnipeg proper. According to CMHC, it is anticipated that there will be approximately 900 to 950 single detached starts in 1997 in Winnipeg and the surrounding municipalities. In 1995 C.M.H.C. forecast 1,100 starts while actual starts were 840 and in 1996 C.M.H.C. forecast 800 starts while actual starts were 838 for Winnipeg and surrounding municipalities.

C.M.H.C. has confirmed that there are approximately 190 unoccupied homes constructed and available for immediate possession in Winnipeg as of January 31, 1997. Of these 190 homes approximately 30 are show homes. C.M.H.C. indicates that the average cost of a new home is approximately $140,000. The 1996 municipal mill rate of 32.342 with 45% portioning is used to calculate the municipal portion of realty tax.

Report of the Executive Policy Committee dated March 26, 1997

The approximate municipal taxes on an unserviced lot valued at $5,000 is $72.77. The approximate municipal taxes on an serviced lot valued at $35,000 are $509.37. The approximate municipal taxes on an unoccupied newly constructed single detached housing unit valued at $140,000 are $2,037.55.

The Provincial Retail Sales Tax Rebate Program provided up to $2,500 per unit province-wide for first time buyers and has been extended to December 31, 1997. Utilization through to December 31, 1995 in Winnipeg has been 295 units for a total of $643,500 or an average rebate of $2,181.

Demographic

Information on population projections for Winnipeg recently provided by C.M.H.C. indicate that demand for additional housing is expected to continue to remain weak due to an aging population and low immigration. Any grant provided, directly or indirectly, to the home building industry, to have a beneficial effect for the City of Winnipeg, must encourage more home construction and more people to want to live within the boundaries of the City of Winnipeg. More construction will only occur if demand exists and given population trends and consumer confidence, it would seem that demand is not strong even in these times of very low interest rates. Fundamental increases to population, perhaps through immigration would have a more dramatic and sustainable affect on the market.

Housing Affordability - CMHC

As of June 30, 1996, Winnipeg family starter homes are still affordable to 41.6% of renters. This is comparable to other Western Canadian cities where the percentage of renters who can afford starter homes varied from 44% to 46.5%.

Based on projected 1996 average family income and non-family income in Winnipeg, the maximum affordable house price would be $131,802. 82.1% of resale housing falls under this ceiling.

Demand for Housing

Demand for new housing units and in particular new single family houses is very weak. New single family houses are projected to barely surpass the 1982 recessionary level of 731 units. Weak demand is being experienced right across Canada and the problem doesn't seem to be prices or taxes. Interest rates are extremely low. Downtown vacancy rates have increased in October 1996 to 8.2% from 6.5% in October, 1995. Steady declines in mortgage rates in the past year have made home ownership more affordable for many of Winnipeg's renters. However, weak demand is resulting from a lack of consumer confidence. People are still worried about jobs and salary cut backs.

Suburban vacancy rates saw a modest decline to 4.3% in October, 1996 from 4.6% in October, 1995. Landlords have responded by lowering rental rates in an attempt to maintain their market share.

Unemployment in the Housing Construction Industry

Manitoba's seasonally adjusted unemployment rate of 7.5% as of December 31, 1996 was third lowest in Canada. Saskatchewan had the lowest rate at 6.6%. Due to the slow housing market, employment in the housing construction industry has not been healthy although there is one bright spot, that being in the home renovation market which is expected to rise 3.3% in 1996.

There are currently approximately 1,200 to 1,500 cases out of a total welfare caseload of 14,800 as of December 31, 1996 which are listed as having construction experience. These include all types of construction including welders, concrete and asphalt workers, storekeepers and general labours.

Survey Results of Other Jurisdictions

In the City of Winnipeg there are no direct economic incentives offered to the land development/home building industry. This is also true of all municipalities in the Province of Manitoba. The Business Liaison and Intergovernmental Affairs Department surveyed Saskatoon , Calgary, Edmonton, Ottawa, and Halifax and found that none offered any economic incentives. In fact, Richmond and Vancouver have development charges in selected areas. Regina offers tax relief for owner occupied new house construction for up to five years in the inner city.

Report of the Executive Policy Committee dated March 26, 1997

Sarnia currently provides a maximum $2,000 rebate to any person building a single detached new home. High rise and all other units are to receive $1,250 and $1,500 respectively. The program is scheduled to terminate July 31, 1997. In addition to the rebate program, drainage facilities were removed from development charges and are now debentured by the City of Sarnia and are collected over 15-20 years on the developers tax bill which provides the developer greater financing flexibility. The program was created in response to slumping housing starts through to June 30, 1996.

As of February 1, 1996 the City of Fargo is providing a two year tax exemption up to $75,000 on the value of the building to the first owner after the builder. The exemption decreases as the value of the building increases, with buildings valued over $170,000 receiving no assessed value exemption. A similar type of program was put into place by the Fargo City Commission starting in 1983. Home starts increased 280% from 63 in 1982 to 239 in 1983. The program continued to be effective for the past 12 years with new home starts in Fargo continuing far above the national trend. One must keep in mind that Fargo has had one of the fastest growing economies of cities of its size in the United States before attributing all success to the tax exemption program. None of the cities surveyed had a separate class of property for unoccupied serviced and unserviced land and unoccupied newly constructed housing units.

Construction Trends

Schedule “C” represents a history of single family housing starts in Winnipeg and surrounding rural municipalities (R.M.). This data shows development activity comparisons in areas closer to Winnipeg rather than the larger Capital Region. The Capital Region would include the R.M.’s of Rockwood (plus Teulon), St. Andrews (including Selkirk), St. Clements, Cartier and MacDonald. It is assumed that the majority of commuters migrate to Winnipeg from the surrounding municipalities. It is interesting to note that the unit development in the R.M.’s is fairly static. Starts in Winnipeg, however, have substantially decreased over time.

The Ad Hoc Committee on Business Liaison is of the opinion that intervention is required to encourage increased single family housing construction in Winnipeg. Trends over the last decade and beyond indicate a continuous erosion of Winnipeg’s market share in both real numbers and percentage within the region.

With a modest increase in starts predicted from a modern low of 680 in 1996 to 800 in 1997, the Ad Hoc Committee is suggesting that a program is necessary to encourage this forecast to be sustainable over the next several years.

The program should also increase the number of starts beyond the forecast with all the associated benefits to the local economy.

In summary, these benefits include:

- increased tax base for the City and school divisions

- person years of employment per constructed dwelling unit is 2.8

- increased consumer confidence in Winnipeg’s housing market

Cash-flows for the 12 month program for areas of “new development” are outlined in Schedule “B”.

Schedule “D” outlines a background report from The Housing Industry in Winnipeg submitted by the Past President of the Manitoba Home Builder’s Association.

The Executive Policy Committee recommends:

I. That the proposal for a Municipal Assistance Program to New Home Buyers in Winnipeg as outlined in Schedule "A" be approved by Council.

Report of the Executive Policy Committee dated March 26, 1997

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

Copy of attachments referred to in the above clause are on file in the office of the City Clerk.

Moved by Councillor Silva,
Adoption of the clause.

Moved by Councillor Murray,
Seconded by Councillor Thomas,

BE IT RESOLVED THAT Program A and Program B of the proposal be voted on separately.

Carried.

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

The motion for the adoption of the clause was put.

The Speaker advised that Program A and B would be voted on separately.

Program A regarding “new development” was put.

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

Yea: Councillors Prystanski, Clement, Golden, Lazarenko, Lubosch, O’Shaughnessy, Phillips, Silva, Steek, Timm-Rudolph, Vandal, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Angus. 14

Nay: Councillors Murray and Thomas. 2

and Program A was declared carried.

Program B regarding “existing neighbourhoods” was put and declared carried.

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

Winnipeg Development Agreement, Program 3B: Neighbourhood Infrastructure File FR-3.2(PA-3) (Vol. 1)

503 - 16. The list outlined in Schedule "A" is a revised recommended list of neighbourhood infrastructure projects that has been generated jointly by the Community Services and Parks & Recreation departments for consideration under the *Winnipeg Development Agreement* Neighbourhood Infrastructure Program 3B. The Province of Manitoba is the delivery authority for this program. The Province, through Urban Affairs, has requested that the City of Winnipeg provide it with a list of suggested program areas.

The list has been structured to provide project categories and specific examples to open preliminary discussion regarding potential funding opportunities. This is the third generation of the proposed list that has been forwarded to Manitoba Urban Affairs for informal review. It was agreed that the project categories approach would assist the province in determining broad project funding opportunities, and that the funding could be phased in over several years based on specific project selections on an annual basis. The categories have been assigned initial budget figures based on preliminary discussion with provincial representatives, and projects have been identified to show real examples of what could be undertaken on a city wide basis under the particular category. The list of examples is not exhaustive; it is instead intended to provide examples of "benchmark" projects.

Report of the Executive Policy Committee dated March 26, 1997

This program provides the opportunity to realize some important community infrastructure upgrades. Program funding totals $3 million over the term of the WDA. Project categories identified in the City's list total more than the designated $3 million in an effort to provide the Province with an opportunity to review the various categories and develop project selection criteria. The Province intends to rely on this list for the next two years of the program and possibly conduct a public proposal call in its last year.

The Neighbourhood Infrastructure Program is intended to target stable neighbourhoods containing pockets of decline and/or aging infrastructure. Addressing pockets of decline now will arrest the spread of decay and prevent escalation of renewal costs and major injections of funds later. Target neighbourhoods are generally located adjacent to, or in close proximity, to neighbourhoods which have or are currently receiving funding under the Manitoba/Winnipeg Community Revitalization Program (M/WCRP).

Project eligibility criteria is as follows:

- the project must be on public land or serve a public purpose and be accessible to the public;
- the project must involve one or more of the following:
  - repair or renovation to existing municipal infrastructure which extend the life or broaden the use of the infrastructure to meet community needs;
  - repair or renovation of a public facility to meet building code requirements;
  - retrofit of a public facility for energy efficiency;
  - installation, replacement or repair or street lighting, street furnishings or sidewalks;
  - improvements to parks, boulevards, recreational grounds or the creation/addition of public open space;

- the project must be community supported and must be for the overall long term benefit of the community;
- the project must be sustainable beyond the term of the WDA;
- the project must be a new initiative and not take the place or work specifically budgeted for, or normally performed under, a current budget of the City of Winnipeg, the Province of Manitoba or Government of Canada (program funds, however, may be used to complement or enhance an already approved project under a current budget).

The project categories which have resulted include:

- community indoor pool/recreation facility upgrading
- Andrews Street Family Centre
- community park and play area enhancements
- neighbourhood commercial area enhancement
- community centre facility upgrading and retrofitting building envelope
- infrastructure improvements - North St. Boniface
- program support
- neighbourhood and community athletic field upgrading
- Omand's Creek lighting
- schoolyard improvements

Some of the specific project examples identified have joint use potential with Pan Am Games venues or practice facilities, something which the Province has indicated it wholly endorses and have a good chance of receiving funding.

That Executive Policy Committee recommends:

I. That the project categories be endorsed and the list of neighbourhood infrastructure projects as outlined in Schedule "A" be approved by Council.

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

Carried.

Report of the Executive Policy Committee dated March 26, 1997

Proposed Terms of Reference for the Red Tape Review Panel File GG-2 (Vol. 23)

504 - 17. On January 29, 1997, Council adopted Clause 2 of the Report of the Executive Policy Committee dated January 15, 1997, establishing a Red Tape Review Panel to review current regulations, processes and procedures affecting customer service and other areas of service delivery, particularly in regards to business.

Council referred the implementation and structure of the Red Tape Review Panel to the Ad Hoc Committee on Business Liaison for report back to the Executive Policy Committee and Council.

On March 13, 1997, The Red Tape Review Panel presented Proposed Terms of Reference for the Red Tape Review Panel to the Ad Hoc Committee on Business Liaison. The Ad Hoc Committee concurred in the proposed terms of reference for submission to the Executive Policy Committee.

The Executive Policy Committee has concurred in the proposed terms of reference as outlined in Schedule "A", and as may be amended from time to time by The Red Tape Review Panel to effectively achieve its mandate.

The aforementioned terms of reference are submitted to Council for its information.

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.

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

Appointment to the Position of Deputy Chief of Police File GP-1.9 (Vol. 15)

18. (See Minute No. 481 for disposition)

Amendments to the Pavilion Management Agreement and Associated Business Plan Files PR-7.1 (Vol. 9) & PR-3 (Vol. 7)

505 - 19. On January 29th, 1997 Council adopted Clause 2 of the Report of the Executive Policy Committee dated January 29, 1997, approving the Management Agreement and Business Plan as prepared by P.G.M.I. for the Pavilion. Subsequently, as P.G.M.I. undertook further study with respect to the proposal, it was determined that some restructuring was necessary in the interest of longer-term viability.

City staff have reviewed the cash flow projection as supplied by P.G.M.I. and emphasizes the following information as abstracted from discussion over recent weeks.

The P.G.M.I. is now proposing a scaled-down version of the restaurant [from 147 seats to 74 seats] in order to create an Endowment Fund. The Parks and Recreation Department has reviewed the revised plans and determined that the proposal for the restaurant is acceptable, even more preferable, based upon its relationship of scale in a park environment and the impact of parking requirements upon existing parking accommodations.

Report of the Executive Policy Committee dated March 26, 1997

The reduced scale of restaurant operation, however, reflects in reduced net profits with which to maintain and operate the Pavilion facility. The capital cost reductions associated with downsizing the restaurant will be used to create an Endowment Fund of approximately $900,000. The interest earned on this fund will be available to the Gallery to partially offset the reduced revenues resulting from the downsizing of the restaurant. The capital of the Endowment Fund will also be available to protect the Gallery against unforseen contingencies or lower than expected revenues.

The net effect of restaurant downsizing is summarized as follows:

a)	First year net revenues projected under original plan:		
	Net Premises rent	$123,600	
	Equipment rent	$ 36,000	
	Property tax exemption if successful (paid by restaurant operation to Gallery)	$ 19,500	$179,100
b)	First year net revenues projected under revised plan:		
	Net premises/equipment rent	$ 70,000	
	Earnings on Endowment Fund	$ 45,000	$115,000
	NET REDUCTION		$ 64,100

As a result of the reduction in net revenue associated with downsizing the restaurant and the acceptance that there will be no municipal tax exemption for the commercial aspects of the proposal, the project requires an annual grant from The City of Winnipeg of approximately $70,000 in order to proceed and operate successfully.

This should be supportable based upon the following factors:

a) The significance and importance of the project to the City of Winnipeg:

b) In excess of $3.8 million of senior government and private sector funds will be used to upgrade a City facility;

c) The City will collect municipal and business taxes that are currently not collected;

d) Private citizens will make available approximately $5.0 million of artwork to the project.

The proposed grant is structured so that a portion is only paid if required, and at the same time provide an incentive to the Gallery to operate as efficiently as possible by sharing the operating surplus. In this regard, the following is proposed:

a) The annual grant will not exceed $70,000;

b) Subject to the caveats noted in c) below, any operating surplus for a year will be shared equally by the City, the Endowment Fund and the Gallery. The City's share will be paid by reducing the required grant [i.e., the $70,000] by one-third of the prior year's operating surplus;

c) The caveats are:

   (i) The maximum reduction in the City grant for a particular year shall be equal to the difference between $70,000 and the municipal and business taxes paid by the restaurant or other future taxable portion of the facility; and

   (ii) Senior level government grants and private sector donations received in the first year over those projected in the attached cash flow projection shall not be included in the operating surplus but shall, instead, be added to the Endowment Fund or used, if required, to cover capital cost overruns; and

d) Since under this new proposed formula the City has direct interest in assuring that the restaurant lease is negotiated on commercial terms, the original agreement is amended to provide opportunity for the City to oversee the selection process and the proposed grant is contingent on satisfaction in this regard.

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e) The construction project will not proceed until $3.5 million in funding is secured, at least $2.0 million of which shall be from non-government sources.

The P.G.M.I. has indicated strong financial commitment of the Provincial and Federal Governments towards the initial capital costs of retrofitting the Pavilion. What remains is an expedient commitment by the City towards providing an annual grant in order to allow the P.G.M.I. to resume with its fund raising. If the project does not proceed to fruition, the Parks and Recreation Department is concerned the City will be faced with major expenditures over the next few years in order to preserve this 68 year old landmark. More than that, a significant amenity for our City may be lost.

The cost to the City for the annual $70,000 grant over a five-year term [1998 to 2002 inclusive] would be $296,640 plus some pro-rata payment for 1997 [estimated at $35,000] less tax payments for the restaurant yet to be determined and a one-third share of whatever annual operating surplus the Gallery may produce. Funds are available in the 1997 and 1998 approved Current Budget.

The Executive Policy Committee recommends:

That the terms and conditions of the Agreement between the City and the Pavilion Gallery Museum Inc. Facility, as approved by Council on January 29, 1997, be amended:

1. To permit the Manager to enter into a lease agreement for the restaurant operation alone having a reduced seating capacity from 147 to 74;

2. To provide that the Manager establish an Endowment Fund for the purpose of [1] generating interest to support annual operations and [2] providing a source of funds to protect against unforeseen contingencies or lower than expected revenues;

3. To provide that the construction project be authorized to proceed when funding of $3.5 million is secured of which a minimum of $2.0 million shall be from non-government sources;

4. And to provide that for the purpose of selecting an operator of the restaurant portion of the Facility and settling usual commercial terms and conditions of an agreement to operate the said restaurant, the Manager shall conduct a selection process and as a condition of payment as set out in paragraph 5, the Chief Commissioner [after consulting with the Executive Policy Committee] shall appoint an independent third party familiar with the hospitality industry who shall participate in the Selection Process, which Selection Process shall be conducted and concluded in a manner satisfactory to such person, it being understood and agreed that the Selection Process shall embody sound business practices and recognize current market conditions; and

5. To confirm that provided the Manager is not in default, and provided further that the person named in paragraph 4 has confirmed in writing, to the City, satisfaction with the results of the Selection Process, the City shall provide funding to support the operation of the Facility by way of a pro-rata payment in 1997 based upon the opening date of the Facility and five (5) consecutive annual payments to the Manager, each in the amount of $70,000 payable on January 15 in each of the years 1998 to 2002, inclusive. Extension to the year 2003 and beyond will be subject to City approval.

6. To provide that the operating surplus of the Facility (prior to any contributions to the Endowment Fund or any reserve and not including senior level government grants and private contributions received in the first year of this Agreement over those projected by the Manager of the Facility), including the restaurant portion of the Facility, for each year, or portion thereof, in which a payment is made as set out in paragraph 5, will be shared equally among the City, the Manager and the Endowment Fund established by and for the Manager. However, the maximum share payable to the City for any year shall be equal to the difference between $70,000 and the municipal and business taxes paid in respect of the restaurant and any other future taxable portion of the Facility. All monies due and payable to the City shall be paid within 120 days of the Manager's fiscal year end.

Moved by Councillor Angus,
Adoption of the clause.

The Deputy Speaker called Deputy Mayor Eadie to the Chair in order to participate in the debate.

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In amendment,

Moved by Councillor Clement,
Seconded by Councillor Angus,

THAT the clause be amended by deleting Recommendation Nos. 5 and 6 in their entirety and substituting therefor the following:

5. And to confirm that provided the Manager is not in default, and provided further that the person named in paragraph 4 has confirmed in writing, to the City, satisfaction with the results of the Selection Process, the City shall provide funding to support the operation of the Facility by way of a pro-rata payment in 1997 based upon the opening date of the Facility and five (5) consecutive annual payments to the Manager, each in the amount of $70,000 payable on January 15 in each of the years 1998 to 2002, inclusive. Extension to the year 2003 and beyond will be subject to City approval.

6. And to provide that to the extent that the leased restaurant operations within the Facility generate more than $77,000 in any year or portion thereof, the excess shall be shared equally among the City, the Manager and the Endowment Fund established by and for the Manager. However the maximum share payable to the City for any year shall be $70,000. All monies due and payable to the City shall be paid within 120 days of the Manager's fiscal year end."

The amendment was put and declared carried.

The motion for the adoption of the clause, as amended was put.

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

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

Nay: Councillor Golden 1

and the motion for the adoption of the clause, as amended, was declared carried.

Citizen Appointments to The Winnipeg Public Library Board
File L-11 (Vol. 11)(c/r GC-7)

506 - 20. On December 12, 1996, Council adopted Clause 4 of the Report of the Committee on Planning and Community Services dated November 26, 1996 relative to the "Adoption of Forward Thinking: Winnipeg Public Library Plan 1996 - 2000." Council also adopted By-law No. 6946/96, which in part establishes the Library Board and its duties.

Section 4. (3) of By-law No. 6946/96 outlines the composition of the board which states as follows:

(3) Twelve (12) Citizen Members and one (1) representative of the Province of Manitoba shall be nominated by the Board which Citizen Member nominations shall be representative of a wide variety of groups from within the community."

The Selection Committee has now reviewed the report of the Nominating Committee and recommends that the following citizen members be appointed to The Winnipeg Library Board as follows:

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For the one year term to expire December 31, 1997:

Abe Anhang
Peggy Day
Al Northam
Russ Simmonds
Ian Stewart
Joanne Thibault

For a two year term to expire December 31, 1998:

Elaine Schultz
Diane Boroditsky
Sandy Hopkins
Ahmed Khan
Debbie Raynard
Ailsa Stark

The Executive Policy Committee has ratified the recommendations of the Selection Committee and submits these appointments to Council for adoption.

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

Carried.

Appointment of the Winnipeg Taxation Fairness Committee File FL-2 (Vol. 13)

507 - 21. The Executive Policy Committee submits the following motion to Council for approval, namely:

WHEREAS Council at its meeting of September 27, 1995, resolved that a Winnipeg Taxation Fairness Committee comprising community representation be established and mandated to:

1. Examine and categorize existing sources of revenue now received by the City of Winnipeg;

2. Identify the proportion each category of tax revenue received represents as part of the whole;

3. Examine taxation systems utilized in other municipal jurisdictions;

4. Present to the Council of the City of Winnipeg such recommendations as it deems appropriate for the implementation of a fair system of taxation which corrects existing inequities and disparities in levels of and the system of taxation;

5. Present its recommendations in a report to Council within one (1) year of its appointment;

AND WHEREAS at the request of Her Worship the Mayor, Councillor Lazarenko agreed to coordinate all activities with respect to the establishment of the Winnipeg Taxation Fairness Committee;

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AND WHEREAS Her Worship the Mayor, in consultation with Councillor Lazarenko, has appointed the Chairperson and members of the Committee and wishes to inform Council of the following representatives who have agreed to sit on this Committee:

Mr. Clayton Manness, Chair
Mr. Ross Nugent, Q.C.
Mr. DeLloyd Guth
Mr. Alan Borger, Jr.
Mr. Tom Denton
Ms Paula Gardner, C.A.
Mr. Chris Lorenc

AND WHEREAS the Province of Manitoba is desirous of participating in the review through the provision of a resource person to the committee who has been named by the Minister, namely, Mr. Bill Kinnear, Deputy Minister of Urban Affairs;

AND WHEREAS funding in the amount of $8,000 to cover Committee expenses has been included in the Corporate Department accounts for 1997;

AND WHEREAS the Committee has before it a significant and complex set of tasks and it is deemed desirable to provide the Chairperson and members with an honorarium for their voluntary efforts;

THEREFORE BE IT RESOLVED that the Chairperson and members receive honorariums with the required funding, not to exceed an additional amount of $30,000, be found from within approved budgetary allocation.

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

Carried.

The Speaker here resumed the Chair.

Appointment of City Assessor
File GP 1.29 (Vol. 1)

508 - 22. On November 14, 1996 the Board of Commissioners concurred with a report that the Corporate Services Department be authorized to engage a consultant for the proposed recruitment of the City Assessor.

Subsequent discussions with Executive Policy Committee indicated that the recruitment of the City Assessor immediately follow the appointment of the Chief Financial Officer. The Chief Financial Officer was appointed by Council on January 29, 1997.

Ernst and Young, Management Consultants, were contracted on January 19, 1997 to assist in conducting a search for a suitable candidate. In accordance with the City of Winnipeg's "Property Tax Assessment Inquiry" prepared by Mr. John Scurfield, Q.C., the British Columbia Assessment Department was also contracted to assist in the search.

After an extensive provincial and national search, the Selection Committee consisting of Councillor Garth Steek, Chief Commissioner Richard Frost, Chief Financial Officer Robert Gannon, Acting City Assessor Cliff Jeffers, with the assistance of Laurel Smith of Ernst and Young, and Manager of Human Resource Services Brenda Douglas, interviewed two short-listed candidates. Mr. M. Brian Moore was the unanimous recommendation of the Committee.

Mr. Moore has served in the capacity of senior executive for quality control, administration of value based market reassessment and assessment policy advisor. His last position was Senior Manager of the Property Assessment Division with the Province of Ontario where he was responsible for reorganizing and developing a decentralized, client focused support system to assist with regional plans to meet provincial standards and audit requirements.

Report of the Executive Policy Committee dated March 26, 1997

Mr. Moore has an impressive reputation in the field of municipal assessment having served as an advisor to the University of British Columbia's education program for Assessors, and having been on secondment as on-site Coordinator for the World Bank Projects in Shanghai, China. He is a fully qualified member of the Institute of Municipal Assessors.

The Executive Policy Committee recommends:

I. That Brian Moore, MIMA, be appointed to the position of City Assessor, Level IX of the Senior Management salary scale, Step 16 [$92,040] on a standard management contract.

II. That the Chief Commissioner be authorized to approve related moving expenses including legal and real estate fees and other travel and incidental expenses.

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

Carried.

EXECUTIVE POLICY COMMITTEE

MOTIONS

Moved by Deputy Mayor Eadie,
Seconded by Her Worship Mayor Thompson,
509 - BE IT RESOLVED THAT Councillor Steek be appointed as a member of the Committee on Works and Operations and as a member of the Committee on Finance and Administration.

Carried.

Moved by Councillor Murray,
Seconded by Councillor Thomas,
510 - WHEREAS a budget process is needed with greater control of spending by citizens through their Councillors;

AND WHEREAS to evaluate the health of any budget process, the budget process should have objectives and a criteria that the process and results can be evaluated by to determine success or failure;

THEREFORE BE IT RESOLVED that the budget process should be amended to include these features;

1. The process should follow clear, consistent and published rules established by council. The system used should reasonably accommodate representations from Councillors and concerned citizens.

2. It should promote consensus building and constructive debate within the principles of majority rule.

3. The budget should be developed from clear policies and supported by accessible, readable and complete budget documents and financial statements.

4. The timing of the budget process should begin and end before the beginning of fiscal year in which it is to be expended. A critical path that allows for appropriate preparation, development, review and approval sessions should be established.

5. Revenue and expenditure projections should realistically reflect past experience, thereby avoiding year-end corrections which become necessary to maintain services such as snow removal or temporary staffing.

6. Reserve, surplus accounts, funds and utility transfers should have clear policies establishing the criteria under which disbursements can be made. These accounts should not be used as a substitute for current income. Regular reports on activities and transactions associated with these accounts and reserves should be made to Council.

Executive Policy Committee - Motions (continued)

7. The Mayor and Executive Policy committee take responsibility for the budget drafts and present a budget to council for review based on a policy document. Documents such as Plan Winnipeg and major policy papers drafted by Standing committees such as New Directions for Libraries, City Waste Minimization Strategy and so on.

8. A Central Budget committee of councillors should be established on the model of a Treasury Board. The function of this Committee would be to coordinate the budget Review Process with all Standing Committees. This review would facilitate the development of policy and budgets within the overall framework established by Council.

9. The reliance on capital expenditures to implement policy should be limited and an integrated review of capital and operating expenditures in each program should be undertaken. For example, transportation and waste management capital projects should proceed at a much faster pace than the operating components of these programs.

10. Policy statements and budget envelopes should be assigned to each area of the Civic Administration at the beginning of the process. Once overall spending guidelines have been established for the upcoming year, each Standing Committee should establish a budget envelope for each directorate under its policy responsibilities. Specific Departments under each directorate would develop a budget within the assigned envelope consistent with the approved policy and priorities statement.

11. Each Department should establish list of essential and non essential services. Core services which are fundamental to the delivery of the civic Administrations' mandate should be identified and reviewed separately from non-essential services. The criteria for establishing core services should be flexible given the diversity of City programs.

12. The current Operating Budget should be developed with the rolling three year projections of expenditures for each area of operations. Estimates of revenue growth and mill rates would reduce the unpredictability currently associated with property taxes. A larger operating budget window would lend itself to more realistic efforts to control expenditures which involve reorganization or replacement of programs. This system would also mitigate against political quick fixes that result in long-term increases in operating costs. Delaying expenditures that are inevitable, compounds the cost on the following years budget.

13. The expenditure of current [Operating] and Capital Budget Allocations require a strong mechanism for accountability. The auditor should ensure expenditures can demonstrate efficiency, effectiveness and equity. A Freedom of Information By-law should be enacted to ensure that audits and budget information is accessible in a readable format. Provisions should be made to allow major capital expenditures to be the subject of a citizen review through plebiscites.

14. Reorganization and rationalization of services needs to ensure direct service cuts are not undertaken at the expense of vulnerable populations and less affluent communities. Public services must be sensitive to Winnipeg's diverse population. Creative extension and delivery of services can be achieved through enhanced partnerships with Community and Business and Labour groups with careful planning to ensure clear lines of public accountability.

Required to Stand as Notice of Motion in accordance with Rule 17.1 of the Procedure By-law

EXECUTIVE POLICY COMMITTEE

CONSIDERATION OF BY-LAWS

511 - On motion of Her Worship Mayor Thompson, By-law No. 6856/96, as amended, a by-law of The City of Winnipeg to amend By-law No. 5915/92, a by-law establishing Plan Winnipeg, being a statement of the City's policy and general proposals in respect of development or use of land in the City was read a third time and was passed and ordered to be signed and sealed. File EP-1.1 (PW 4/96) (Vol. 1)

On motion of Her Worship Mayor Thompson, the following by-laws were each read a second and third time, and were passed and ordered to be signed and sealed, namely:

By-law No. 6973/97, being an initial borrowing by-law of The City of Winnipeg to authorize the borrowing of money by the issue and sale of debentures of the City in the principal amount of $40,987,249.00 to make expenditures for the purpose of the City in connection with its 1996 Supplementary Capital Estimates and to cancel certain unused borrowing authority by previous initial borrowing by-laws. File FC-2 (Vol. 18)

By-law No. 6976/97, as amended, being an initial borrowing by-law of The City of Winnipeg to authorize the borrowing of money by the issue and sale of debentures of the City in the principal amount of $39,883,000.00 Files FC(1997) & FC-1(1998-2002)

Councillor Thomas asked to be recorded as having voted against all three readings of By-law No. 6973/97, in accordance with Rule 50.7 of the Procedure By-law.

On motion of Her Worship Mayor Thompson, By-law No. 7004/97, a by-law of The City of Winnipeg to prescribe the annual rate of business tax to be levied in 1997 and to fix the time for payment of licences in lieu of business tax was read a first, second and third time, the rule being suspended for the third reading, and was passed and ordered to be signed and sealed. File FE (1997 & 1998)

On motion of Her Worship Mayor Thompson, the rule was suspended and 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. 7005/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the Downtown Winnipeg Business Improvement Zone for the year 1997. File FL-7.4 (Vol. 6)

By-law No. 7006/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the Exchange District Business Improvement Zone for the year 1997. File FL-7.1 (Vol. 3)

By-law No. 7007/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the Osborne Village Business Improvement Zone for the year 1997. File FL-7.3 (Vol. 4)

By-law No. 7008/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the Corydon Avenue Business Improvement Zone for the year 1997. File FL-7.2 (Vol. 4)

By-law No. 7009/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the West End Winnipeg Business Improvement Zone for the year 1997. File FL-7.7 (Vol. 2)

By-law No. 7010/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the Norwood Grove Business Improvement Zone for the year 1997. File FL-7.6 (Vol. 2)

Executive Policy Committee - Consideration of By-laws (continued)

By-law No. 7011/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the West Broadway-South Sherbrook Business Improvement Zone for the year 1997. File FL-7.8 (Vol. 2)

By-law No. 7012/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the Selkirk Avenue Business Improvement Zone for the year 1997. File FL-7.5 (Vol. 2)

By-law No. 7013/97, a by-law of the City of Winnipeg to approve the proposed program, zone levy and budget estimates of the Osborne South Business Improvement Zone for the year 1997. File FL-7.9 (Vol. 2)

By-law No. 7014/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the North Main Business Improvement Zone for the year 1997. File FL-7.10 (Vol. 2)

By-law No. 7015/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the Academy Road Business Improvement Zone for the year 1997. File FL-7.11 (Vol. 1)

By-law No. 7016/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the Old St. Vital Business Improvement Zone for the year 1997. File FL-7.13 (Vol. 1)

By-law No. 7017/97, a by-law of The City of Winnipeg to approve the proposed program, zone levy and budget estimates of the Downtown Transcona Business Improvement Zone for the year 1997. File FL-7.12 (Vol. 1)

By-law No. 7018/97, a by-law of The City of Winnipeg to levy the 1997 Business Improvement Zone levy for each of the Business Improvement Zones located in the City.
File FL-7

By-law No. 7019/97, a by-law of The City of Winnipeg to fix and impose taxes to raise the amounts required in the year 1997 by The Public Schools Finance Board of the Province of Manitoba and by certain School Divisions for school purposes. File FL-3

By-law No. 7023/97, a by-law of The City of Winnipeg to amend By-law No. 6547/95, being a by-law of the said City concerning the reservation of certain portions of streets and public parking sites for the purpose of parking vehicles and the use of parking meters in connection therewith. File FE(1997 and 1998)

Moved by Councillor Lazarenko,

That Rule 6.1 of the Procedure By-law be suspended to allow Council to finish deliberating all the Committee reports.

The motion was put.

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

Yea: Councillors Prystanski, Lazarenko, Phillips, Timm-Rudolph, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Angus. 7

Nay: Councillors Clement, Golden, Murray, O'Shaughnessy, Silva, Thomas and Vandal. 7

and the motion for the suspension of 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.