REPORT OF THE

COMMITTEE ON FINANCE AND ADMINISTRATION

DATED FEBRUARY 21, 1997

On motion of Councillor Silva, the Report of the Committee on Finance and Administration, dated February 21, 1997, was considered clause by clause.

Moved by Councillor Silva,
That the Consent Agenda, Clause 1, be adopted.

Carried.

Operating Expenses - Pantages Playhouse Theatre
Files FL-6 (Vol. 14) and FE(1997) (Vol. 1)

524 - 1. Council at its meeting held on January 29, 1997, ruled automatic referral of the following motion to your Committee, under Rule 16.1 of the Procedure By-law No. 5400/90:

Moved by Councillor Lubosch,
Seconded by Councillor Angus,

WHEREAS the Civic Buildings Department presently has responsibility for the operation of the Pantages Playhouse Theatre;

AND WHEREAS the Civic Buildings Department budget estimates contain an allocation of only three months operating expenses for 1997 for the Pantages Playhouse Theatre insofar as at the time the 1996 estimates were being considered, it was anticipated a proposal for the private operation of the Theatre might be in place before 1997;

AND WHEREAS the Civic Buildings Department will, at the direction of Council, be negotiating with the Performing Arts Consortium, for the management of the Pantages Playhouse Theatre;

AND WHEREAS this Consortium will need time to prepare a business plan in order to negotiate with and receive approval from Council;

THEREFORE BE IT RESOLVED that Council allow the Civic Buildings Department to provide minimum operational funding for a maximum six month period by adjusting its 1997 Operating Budget to absorb this additional $50,000.00 expense.

On February 21, 1997, the Committee on Finance and Administration at its special meeting held to review the 1997 and 1998 Preliminary Current Estimates, was advised that as a result of the expected timeframes in concluding the privatization of the Pantages Playhouse Theatre, that an additional amount of $75,000.00 (net of expenses and revenues) is required to ensure the Theatre's continued operation to September 1, 1997.

The Committee on Finance and Administration concurs in the intent of the Council motion of January 29, 1997, and submits the following amendment for favourable consideration, namely:

"THEREFORE BE IT RESOLVED that the Civic Buildings Department provide minimum operational funding to ensure the Theatre's continued operation to September 1, 1997, and that funds in the total amount of $75,000.00 be added to the 1997 current estimates of the Civic Buildings Department for this purpose.

The Executive Policy Committee concurs with the above resolution and recommends the matter be filed.

Adopted by consent.

REPORT OF THE

COMMITTEE ON FINANCE AND ADMINISTRATION

DATED MARCH 3, 1997

On motion of Councillor Silva, the Report of the Committee on Finance and Administration, dated March 3, 1997, was considered clause by clause.

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

Carried.

Recommendations for Amusement Tax Exemption File FL-6 (Vol. 14)

525 - 1. The Committee on Finance and Administration has considered recommendations received from the Winnipeg Arts Advisory Council for exemption to the Amusement Tax By-law.

The Committee on Finance and Administration submits draft by-law and recommends:

I. That the following list of exemptions be added to subsection 7(6) of the Amusement Tax By-law No. 3107/81, namely:

The Gilbert & Sullivan Society of Winnipeg for:
"The Mikado" from April 16 to 19, 1997 at the Pantages Playhouse Theatre

India School of Dance, Music & Theatre Inc. for:
"Dharani II - Sustainable Development" on March 30, 1997 at the Gas Station Theatre

Manitoba Opera Association for:
1997/98 Season productions from November 1997 to May 1998 at the Manitoba Centennial Concert Hall as follows:
"Don Pasquale" on November 15, 18 and 21, 1997;
"The Turn of the Screw" on February 7, 10 and 13, 1998;
"La Boheme" on April 25, 28 and May 1, 1998

Manitoba Registered Music Teachers Association for:
"MRMTA Scholarship Competition" on April 19 and May 3, 1997 at Eva Clare Hall, University of Manitoba

Manitoba Theatre Centre for:
"Winnipeg Fringe Festival" from July 15 to 27, 1997 at various venues in the Exchange District

Manitoba Theatre Centre for:
1997/98 Mainstage Season from October 1997 to May 1998 at the Manitoba Theatre Centre Mainstage as follows:
"A Perfect Ganesh" from October 5 to November 8, 1997;
"Master Class" from November 19 to December 13, 1997;
"Office Hours" from January 7 to 31, 1998;
"The Crucible" from February 18 to March 14, 1998;
"Skylight" from March 25 to April 18, 1998;
"Sylvia" from April 29 to May 23, 1998;

1997/98 Warehouse Season from November 1997 to April 1998 at the Manitoba Theatre Centre Warehouse as follows:
"Quills" from November 12 to December 6, 1997;
"Highlife" from January 7 to 24, 1998;
"Blowfish" from February 24 to March 14, 1998;
"Street of Blood" from April 8 to 25, 1998

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Primus Theatre for:
"Far Away Home" from April 2 to 13, 1997, venue to be confirmed

Rozmai School of Dance for:
"Annual Dance Recital" on May 14, 1997 at the Pantages Playhouse Theatre

Scottish Association of Winnipeg, Inc. for:
"Let's Have a Ceilidh" on April 21, 1997 at the Walker Theatre

West End Cultural Centre for:
"1997 West End Cultural Centre Productions" which solely involve performers who are residents of Winnipeg, from March 26 to December 31, 1997 at the West End Cultural Centre

Winnipeg Bach Festival for:
"Bachfest '97" from May 31 to June 4, 1997 at various Winnipeg churches

Winnipeg Football Club for:
"1997 Home Season" at the Winnipeg Stadium
Note: Recommended for approval with the proviso that the exemption does not cover any pre-game, post-game or half time shows for which additional ticket prices might be charged

Winnipeg International Children's Festival for:
"Winnipeg International Children's Festival" from June 5 to 8, 1997 at the Forks National Historic Park

Winnipeg Youth Orchestra Inc. for:
"Sounds of Spring - Annual Recital" on April 15, 1997 at the Manitoba Centennial Concert Hall

Rainbow Stage (1993) Inc. for
"South Pacific" from July 15 to August 17, 1997 at Kildonan Park

Selkirk and District Ukrainian Dancers for:
"Annual Recital" on April 27, 1997 at Pantages Playhouse Theatre

II. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing, including the execution of any documents related thereto.

Adopted by consent.

Animal Services By-law Amendments
File EL-4 (Vol. 27)

526 - ***Note: Clause 2 has been laid over by the Executive Policy Committee and referred to the Board of Commissioners***

Laid-over by the Executive Policy Committee and referred to the Board of Commissioners

Report of the Committee on Finance and Administration dated March 3, 1997

Tax Sale No. 102 - Lands which are in Arrears for any part of 1995, plus 1996 and 1997 File FL-2.4 (Vol. 12)

527 - 3. Section 230(1) of The City of Winnipeg Act permits the City to commence tax sale proceedings for properties in arrears for more than one year after December 31 of the year in which the rate was struck. This has been interpreted as meaning that the land is in arrears for the two years prior to the tax sale year.

The Committee on Finance and Administration recommends:

I. That Council authorize the City of Winnipeg Tax Sale (Tax Sale No. 102) be held December 3, 1997, for lands which are in arrears of taxes for any part of 1995, plus 1996 and 1997;

II. That all lands included in Tax Sale be advertised and sold in accordance with the applicable sections of The City of Winnipeg Act and that the City of Winnipeg exercise its prior right to purchase the property sold in Tax Sale in accordance with Section 235(5) of said Act.

III. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing, including the execution of any documents related thereto.

Adopted by consent.

Request for Loan Guarantee - West Kildonan Memorial Community Centre File FC-2.2 (Vol. 1)

528 - 4. On July 8, 1996, the Committee on Protection, Parks and Culture recommended that approval for a loan guarantee not to exceed $150,700.00 be given to the West Kildonan Memorial Community Centre for the purpose of upgrading the West Kildonan Arena. The Corporate Finance Department was requested to review the proposal to determine if it meets the requirements of the City's policy.

Section 313 of The City of Winnipeg Act states the following:

> "Subject to the approval of the Minister of Finance, the City, may on such terms and conditions as the Minister of Finance may approve, make loans and grants for, and guarantee indebtedness incurred for, any community undertaking not otherwise authorized under this Act, and the Minister of Finance may refer any application for approval under this section to The Municipal Board for its advice and recommendation."

As at December 31, 1996, the City of Winnipeg was the guarantor of eleven different loans in the total amount of $5.8 million. The City has been concerned that there has been an increasing number of requests for loan guarantees over the past few years, as loan guarantees do, in fact, constitute meaningful commitments by the City. These commitments have to be recorded in the notes to the City's financial statements, are factors in determining the City's potential liabilities, and are a factor in determining the City's credit rating. As a result of its concern, the City adopted a "Policy and Criteria to be used as a Guideline in the Consideration of Request for Loan Guarantees" on June 17, 1992.

The following evaluates the business plan as provided by West Kildonan Memorial Community Centre on January 20, 1997, based on the policy and criteria related to requests for loan guarantees as adopted by Council on June 17, 1992.

A. *Requests for loan guarantees shall be submitted to the City Treasurer for review to determine if the request meets the requirements of the policy.*

West Kildonan Memorial Community Centre has requested a loan guarantee for $75,000.00.

Report of the Committee on Finance and Administration dated March 3, 1997

B. *The organization requesting the loan guarantee must provide a service which, in whole or in part, falls within the mandate of the City of Winnipeg.*

The West Kildonan Memorial Community Centre provides community-based sports and recreation activities for residents of Winnipeg in the West Kildonan area.

C. *The project for which the loan guarantee is being requested must not be in conflict with City policy. For example, if City policy stated that we already had more than enough hockey arenas for our population, the City would not guarantee a loan for the purpose of constructing a hockey arena.*

The project is not in conflict with City policy.

D. *The organization's services must be available to the community at large without restrictions based upon ethnicity, religion or race and without unreasonably restrictive membership or user fees.*

There is no unreasonable restrictions on membership or user fees.

E. *The organization must be non-profit (as defined within the City of Winnipeg's Fees and Charges Policy).*

West Kildonan Memorial Community Centre is an incorporated organization with non-profit status.

F. *The organization must produce financial records and business plan that demonstrates the organization's long-term viability and capacity to meet the obligations of the loan that they are asking the City to guarantee.*

West Kildonan Memorial Community Centre has provided a business plan including historical and projected financial statements supporting the long-term viability of this project.

West Kildonan Memorial Community Centre has operated the Arena on a profitable basis since taking over operations in 1993. The Centre has provided historical financial statements and a five-year projection related to the operation of the facility.

The five-year projections are conservative in terms of revenue growth and expenditures. Savings are projected for hydro expenditures which are supported by contractor's estimates.

The projections forecast the repayment of the loan in under five years.

The Community Centre has cash and investments on hand of approximately $65,000.00 after funding $30,000.00 for the project which provides added security to the City.

The financial information as supplied by West Kildonan Memorial Community Centre demonstrates the organization's long-term viability and capacity to meet the obligations of the loan guarantee.

G. *The organization structure and the principles of the organization must be judged by the City of Winnipeg as competent to independently implement the business plan of the organization.*

West Kildonan Memorial Community Centre has operated the facility over the past three years on a profitable basis since taking over operation of the facility.

H. *Unless there are very special circumstances, the maximum amount of outstanding loan guarantees for any one organization will be $1,000,000.00.*

The loan guarantee requested is for $75,000.00 to finance energy efficient upgrades to the West Kildonan Memorial Arena.

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I. *The loan that the City is being asked to guarantee should not represent more than 50% of the total funding of the project. The organization requesting the loan guarantee must have raised at least 20% of the total project cost from non-City of Winnipeg sources as a down-payment, i.e. if the organization is receiving a City grant for their project, the grant cannot be counted as part of the 20% down-payment.*

The loan the City is being asked to guarantee represents 46.8% of the project funding meeting the 50% requirement. Funds from non-City of Winnipeg sources represent 24.6% exceeding the 20% minimum requirement.

West Kildonan Memorial Community Centre	$30,000.00	18.8%
City of Winnipeg Community Incentive Grant	30,000.00	18.8%
Province of Manitoba Community Places Program	25,000.00	15.6%
Loan - to be guaranteed by the City	75,000.00	46.8%
	$160,000.00	100.0%

J. *The loan that the City is guaranteeing must be related to a capital asset.*

The loan related to West Kildonan Memorial Community Centre are related to capital assets.

K. *The capital asset must be insured to the satisfaction of the City Treasurer both during and after construction.*

The Director of Corporate Finance (City Treasurer) will ensure adequate insurance is in place if the project is approved.

The Committee on Finance and Administration recommends:

I. That the request from the West Kildonan Memorial Community Centre that the City guarantee its loan proposal in the amount of $75,000.00 be approved to allow the Community Centre to proceed with energy efficient upgrades to the West Kildonan Memorial Arena.

II. That the Proper Officers of the City be instructed to do all things necessary to implement the foregoing, including obtaining approval from the Minister of Finance in accordance with Section 313 of The City of Winnipeg Act.

Adopted by consent.

Means and Implications of Providing an Exemption from the Municipal Portion of Property Tax to Veterans' Associations of Winnipeg File FL-2.5 (Vol. 10)

529 - 5. Council, at its meeting held on January 24, 1996, ruled automatic referral of the following motion to the Committee on Finance and Administration under Rule 16.1 of the Procedure By-law No. 5400/90:

Moved by Councillor Lazarenko,
Seconded by Councillor O'Shaughnessy,

WHEREAS the 50th anniversaries of VE and VJ days have now passed;

AND WHEREAS Veterans Associations hold their lands and buildings for charitable purposes on behalf of their members and the community at large;

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AND WHEREAS the lands and buildings of all Veterans Associations are deemed to be exempt from property tax levies in Saskatchewan and Alberta, to the extent that those properties are not licensed under Liquor Control Acts;

AND WHEREAS non-profit cultural organizations have received land, buildings, continuing fiscal support and exemption status from property tax;

AND WHEREAS the Veterans Associations now receive an exemption from the school levy (Sec. 23.1.f of The Municipal Assessment Act) and would and could be exempted from the municipal portion of the property tax;

THEREFORE BE IT RESOLVED THAT the City of Winnipeg study the means and the implications of providing to the Veterans Association of Winnipeg an exemption from the municipal portion of the property tax.

Council, on April 24, July 24, November 20, 1996, January 29 and February 26, 1997 granted extensions of time within which to report on the matter.

On January 29, 1997, the Committee on Finance and Administration heard in delegation John Petrinka accompanied by Richard Wankling, Veteran, Royal Canadian Legion and Don Baird, Manager, Army, Navy and Airforce Veterans in Canada, Fort Garry Unit No. 60, requesting the provision of an exemption from the Municipal Portion of Property Tax to Veterans' Associations of Winnipeg.

The Committee on Finance and Administration has been advised that there are presently 24 Legions in Winnipeg that are owned by various Veterans' Associations and used for Veteran purposes. Based on present exemption eligibility, the following taxes would have been levied for 1996:

Municipal Taxes	$181,112.62
Provincial Support Taxes	49,452.04
School Taxes	54,825.78

Within the provisions of The Municipal Assessment Act, the City of Winnipeg may enact a by-law pursuant to Section 22(1)1, which will exempt from taxation for municipal purposes that portion now exempt from school levies under Section 23(1)(f). This would allow the Veteran Associations of Winnipeg the same benefits as the Veteran Associations of Alberta; "to the extent that those properties are not licensed under Liquor Control Acts."

To determine the component of a Legion entitled to a school tax exemption, the area occupied under the provisions of The Liquor Control Act is factored against the total area of the Legion. This remaining area is eligible for a school tax exemption.

Should Council grant a municipal tax exemption to the areas of the various Legions already exempt from school taxes, the cost to the City of Winnipeg in lost municipal tax revenue would amount to $92,518.17 (based on 1996 taxes). Such an exemption would have reduced the 1996 taxes to the following amounts:

Municipal Taxes	$88,594.45
Provincial Support Taxes	49,452.04
School Taxes	54,825.78

Council may provide an equivalent exemption from municipal taxes by the enactment of a by-law. The implications of utilizing this legislation and enacting such an exemption through a by-law would establish a precedent and open the door for some 352 organizations in similar circumstances also receiving similar exemptions from school taxes under the same legislation (i.e., private clubs such as the Carlton Club, Wildwood Club, University of Winnipeg Women's Club, cultural and ethnic organizations, golf clubs, curling clubs, etc.).

As an alternative to an exemption by-law for municipal taxes, Council may consider a grant to the various Veteran Associations.

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However, it must be said that at the best of times, the property tax base is extremely limited and ill-suited for funding the social needs of special groups in Winnipeg. The City is obliged to provide a full range of costly services to all properties within its boundaries. To grant an exemption from municipal taxation to any property does not erase these municipal costs, it merely transfers them to all other property taxpayers in the City.

It was the recommendation of the administration that an exemption from the municipal portion of property taxes not be provided to veterans associations of Winnipeg.

The Committee on Finance and Administration has examined this issue and does not concur in the recommendation of the administration and therefore recommends:

I. That the City Solicitor/Manager of Legal Services be requested to prepare the necessary by-law in accordance with subsection 22 (1) (1) of The Municipal Assessment Act, to exempt from taxation levied by the City, other than for local improvements, that portion of property owned by Veteran Associations and used for veteran purposes that are exempt from taxation for school purposes under subsection 23 (1) (f) of The Municipal Assessment Act.

II. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing, including the execution of any documents related thereto.

Adopted by consent.

License By-law No. 6551/95 - Food Handling Establishments - Repackaging and Sale of Sugar and Sale of Second Hand Bottles for Beer and Wine Making
Files EL (Vol. 7) and EL-1.25 (Vol. 3)

530 - 6. The Committee on Finance and Administration received a letter from Mr. Colin Swanston, President, The Brew Doctor, indicating his desire to appear before the Committee in delegation to outline his concerns in having to obtain a Food Handling Establishment license and a Second Hand Dealer license in connection with the operation of his business. Mr. Swanston operates a business for gain that provides equipment and ingredients to the public for home brewing of various types of beer and wine.

The Committee referred the matter to the Ad Hoc Committee on Licensing and Animal Control for investigation and recommendation.

During an inspection of the business premises at 2609 Portage Avenue on January 9, 1996, it was discovered that The Brew Doctor offered for sale to the public, corn sugar and various other enzymes and food additives to be used by a purchaser in the production of homemade wine and beer. These products are purchased by The Brew Doctor in bulk and repackaged on the premises for resale to the public in smaller quantities. The inspection also revealed that the business purchased, from various sources, used wine bottles and resold them to customers for use in the bottling of their homemade products. As a result of this inspection, notices were issued by a License Inspector requiring that licenses be obtained to carry on the trades of a Food Handling Establishment and a Second Hand Dealer for the premises.

The License By-law No. 6551/95 requires that certain trades being carried on in the City be included where regulation is in the public interest. Before a license is issued an applicant for a license must meet certain requirements and obtain certain approvals unique to the trade. The license fees for each trade are set at a level that ensures that the City recovers the cost of inspection, administration and enforcement of each particular trade and includes the costs of each Department involved.

Food Handling Establishment:

The License By-law No. 6551/95 defines food and food handling establishment as following:

“food” means any substance intended for human consumption and includes ice, water and other liquids;

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“food handling establishment” means any place or self-contained area where either on a permanent or temporary basis

(a) food is produced, manufactured, processed, prepared or packaged;

(b) food, other than fruit, vegetables or that which is prepackaged, is stored, handled or served.

Without limiting the generality of the foregoing, the term includes a restaurant, delicatessen, catering establishment, producers' market, food salvage operation, liquor or water distillery, bottling plant, brewery or winery but does not include an outdoor mobile food vending unit, a hostel, the sale of food by a licensed transient trader or by an automatic vending machine, an establishment where only ice cream, ice milk or similar frozen products as prepared in a licensed ice cream freezer are sold or an establishment licensed by federal authorities to handle food.

The By-law requires that all persons offering food for sale in the City obtain a Food Handling Establishment license as required by the License By-law No. 6551/95. All applicants for the license must file with the Chief License Inspector a certificate of the Medical Health Officer that the premises to be used in the trade has been examined and found in a fit, clean and suitable condition prior to a license being issued. This requirement is mandatory as open food for human consumption is being packaged and/or stored on the premises.

The Community Services Department, Environmental Health Services Division has advised that inspections of Food Handling Establishments where food is packaged, stored, processed or handled are carried out to ensure that the public is provided some reasonable assurance that the food that they purchase is free from contamination and safe for consumption. They further advise the following:

(i) Volume of food handled, stored, packaged or processed is not a determining factor in the inspection process but rather only the procedure utilized.

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(ii) Contamination such as bacteria, dirt, vermin, glass, oil, pesticides and other extraneous matter are health risks and inspections reveal these and any associated problems.

(iii) An operation such as the Brew Doctor is similar to any bulk food store or grocery store that stores and/or repackages food and comes under the same scrutiny during inspections.

(iv) The definition of food includes anything for human consumption and thereby include food additives and alcohol.

(v) The wine making process normally involves the addition of yeast, which is a bacteria, that begins the fermentation process by acting on the sugar and producing alcohol.

(vi) The last process in wine making is normally to stop the fermentation process with an additive.

(vii) There is nothing to prevent the public from consuming these repackaged products in ways that the Brew Doctor had not intended. The products could be used in various ways by the consumer such as using the sugar in coffee or brewers yeast as a health food supplement.

In view of the foregoing information, it is essential that the public’s best interest be maintained by continuing to require any establishment dealing in open foods for human consumption to obtain a license from the City as is currently done with grocery stores and bulk food stores.

Second Hand Dealer:

The City of Winnipeg License By-law No. 6551/95 defines “second hand dealer” as:

"second hand dealer" means any person who stores or deals in second hand goods but does not include

(a) an auctioneer, when disposing of goods by auction; or

(b) a person who, as an incident of his usual business, merely accepts a second hand article as partial payment of the cost of another item of a similar nature on the basis of a one-for-one trade;

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"second hand goods" mean used merchandise or building materials which are valued at a discount because of the wear and tear sustained from previous use.

As noted above all persons dealing in second hand goods as defined in the By-law are required to obtain a license. Neither the size of the business nor the quantity of goods dealt in have any bearing on whether or not a business dealing in second hand goods requires a license.

Council has the authority to classify trades and to set the license fees. Currently the By-law provides for a reduced fee for certain classes of Second Hand Dealers as indicated in the schedule below:

Second Hand Dealer		
(a)	When held with Auctioneer's License	$ 60.00
(b)	Books or storage only	$ 60.00
(c)	All others	$ 175.00

The Ad Hoc Committee on Licensing and Animal Control recommended that a new license category be developed for Food Handling establishments that are involved in the repackaging and sale of sugar, and the sale of second hand bottles, for the purpose of beer and wine making, at the cost of the issuance of the license only.

The Committee on Finance and Administration is recommending that an additional category of Second Hand Dealer - Reusable Glass Containers be established since the trade would be more in line with that of books or storage only due to the restrictive nature of the trade. Specifically, the wine bottles are not subject to any process or transformation, but rather are re-sold as is.

The addition of this class will permit businesses to deal in reusable glass containers only, however, should they decide to deal in other second hand goods, they would require a second hand dealer-general license. In this particular situation, should the Brew Doctor decide to sell second hand wine or beer making equipment, other than reusable glass containers, a second hand dealer-general license would be required.

The Committee on Finance and Administration recommends:

I. That a license fee of $60.00 be approved for the trade of Second Hand Dealer - Reusable Glass Containers.

II. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing, including the execution of any documents related thereto.

Adopted by consent.

Proposal to Declare City-owned Riverbank Property Situated Adjacent to 170 Victoria Crescent, and Two Right-of-Ways and Vacant Strip of Land Situated off Victoria Crescent as Surplus to Parks and Recreation Department Requirements
File FI-2.4(35) (Vol. 3)

531 - 7. Council on February 26, 1997 considered Clause 3 of the Report of the Committee on Protection, Parks and Culture, dated February 10, 1997, as outlined in Exhibit “A”, and adopted Recommendation I, which declared City-owned riverbank property situated adjacent to 170 Victoria Crescent, as well as two right-of-ways and a vacant strip of land situated off Victoria Crescent, to be surplus to the needs and requirements of the Parks and Recreation Department. In addition, Council referred recommendations II to VI inclusive contained in Clause 3, to the Committee on Finance and Administration.

The Committee on Finance and Administration has again considered this matter and recommends that recommendations II. to VI. be adopted, namely:

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II. That the Director of Land and Development Services be authorized to dispose of the property situated between 170 and 178 Victoria Crescent for residential development purposes provided that the adjacent owners be given first right of refusal.

III. That the Director of Land and Development Services in conjunction with the Director of Water and Waste be requested to determine whether the two right-of-ways and the vacant strip of property extending from Victoria Crescent and Victoria Row to the Red River should be disposed of, and if so, that the properties be offered for sale to the adjacent property owners.

IV. That the net proceeds from the sale of the properties be credited to the Land Acquisition for Riverbank Purposes Account in order to provide capital funding for riverbank property acquisitions.

V. That the residents of Victoria Crescent be informed of the City's intention to offer the property for sale.

VI. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing, including the execution of any documents related thereto.

Adopted by consent.

(See Minute No. 556 for attachment)

COMMITTEE ON FINANCE AND ADMINISTRATION

MOTIONS

Moved by Councillor Silva,
Seconded by Councillor O'Shaughnessy,
532 - WHEREAS:

(a) Pursuant to its By-law No. 6918/96, The City of Winnipeg authorized the expropriation of the land described therein and executed a Declaration of Expropriation, dated the 16th day of December, A.D. 1996; and

(b) Notice of Intended Expropriation was served by The City of Winnipeg upon all owners and interested parties in the land intended to be expropriated and published in the newspapers, pursuant to Section 1 of Schedule "A" to The Expropriation Act; and

(c) A Notice of Objection to the intended expropriation has been served upon the Confirming Authority by only one of the owners pursuant to Section 3 of Schedule "A" to The Expropriation Act;

(d) The Lieutenant-Governor in Council has deemed it necessary and expedient and in the public interest to direct the Confirming Authority to make an Order confirming the Declaration without an inquiry being conducted pursuant to the provisions of Schedule "A" of The Expropriation Act;

THEREFORE BE IT RESOLVED that the Declaration of Expropriation, dated the 16th day of December, 1996, executed pursuant to By-law No. 6918/96, and expropriating respectively the following lands:

> The lands taken for Brookside Boulevard as the same are shown bordered on Plan Deposit 1202/96 WLTO, prepared by Phillip E. Stevens, Manitoba Land Surveyor, hereto attached,

is hereby confirmed.

The aforesaid lands are expropriated free and clear of all encumbrances except mines, minerals and named substances which are excepted from or not included in the Certificate of Title of the registered owner of the surface under the Real Property Act or are not owned by the owner of the surface under the Registry Act, and except reservations in favour of the Crown as excepted from the Title of the owner of the surface, or to which Title is subject by implication under the provisions of the Real Property Act.

Committee on Finance and Administration - Motions (continued)

The Acting Deputy Speaker ruled automatic referral to the Committee on Finance and Administration, in accordance with Rule 16.1 of the Procedure By-law.

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

Carried.

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

The motion was put and declared carried.

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

COMMITTEE ON FINANCE AND ADMINISTRATION

CONSIDERATION OF BY-LAWS

533 - On motion of Councillor Silva, By-law No. 7003/97, a by-law of The City of Winnipeg to amend the Amusement Tax By-law No. 3107/81, 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 FL-6 (Vol. 14)

COMMITTEE ON FINANCE AND ADMINISTRATION

QUESTION PERIOD

534 - Councillor Steek referred to Clause 22 of the Report of the Executive Policy Committee dated March 26, 1997, pertaining to the appointment of the new City Assessor, and questioned when Mr. Moore would assume his duties.

Her Worship responded that final details were being confirmed but that they anticipated him commencing his duties by May 1, 1997.

Councillor Steek referred to the Assessment Review Committees and requested that the Chairperson of the Committee on Finance and Administration supply all Members of Council with a listing of the Committees' meeting dates and locations.

Councillor Silva concurred with the request and referred to the positive role of the Committees noting the importance of improving the accuracy of the 1998 roll.