REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED NOVEMBER 27, 1996

On motion of Her Worship Mayor Thompson, the Report of the Executive Policy Committee, dated November 27, 1996, was considered clause by clause.

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

115 - Councillor Golden asked to be recorded as having voted against Clause 2, in accordance with Rule 50.7 of the Procedure By-law.

The motion to adopt the Consent Agenda, Clauses 1,2 and 3 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)

116 - 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.

At the Public Hearing held on November 27, 1996, Dennis Neumann, representing Palliser Furniture, appeared before Committee in support of their proposed amendment to Plan Winnipeg 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.

The following persons appeared in support of the application:

Dennis Neumann, Palliser Furniture
Ross McGowan, McGowan Design Group Inc.

The following persons appeared in opposition to the application:

Nicholas Derzak
Darlene Mizuno
Gordon Slobidnyk

Councillor Timm-Rudolph, Transcona Ward, appeared for information purposes.

In response to the concerns raised, Dennis Neumann advised that they are open to suggestions to relocating the traffic flow, and that they are committed to working with the community.

In addition, the Executive Policy Committee received the following submissions, namely:

1) Copy of Notice of Public Hearing.
2) Brief submitted by D. Neumann, undated, in support of the application.

Report of the Executive Policy Committee dated November 27, 1996

After considering all aspects of the Plan Winnipeg Amending By-law No. 6856/96, and after holding the Public Hearing and considering the representations and evidence, the Executive Policy Committee recommends:

I. That Council give 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.

II. That Council direct the City Clerk to forward five certified copies of the by-law, as approved on second reading, together with a copy of the report and recommendation of the Executive Policy Committee respecting said by-law, to the Minister of Urban Affairs for approval in accordance with Section 580(1) of The City of Winnipeg Act.

III. That Council direct the City Clerk to serve the required written notice under Section 580(2) of The City of Winnipeg Act, to any person who made representation at the public hearing.

IV. That subject to provincial approval and third reading of Plan Winnipeg Amending By-law No. 6856/96 by Council, a plan be prepared for 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 that the Commissioner of Planning and Community Services be required to coordinate and do all things necessary in connection with the formulation of said plan such that it may be considered by Council.

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

Adopted by consent.

Fees and Charges 1997 - Streets and Transportation Files ST-5.2 (Vol. 23), ST-5.3 (Vol. 6) and SC-1 (Vol. 41)

117 - 2. On January 22, 1992, Council adopted a policy on fees and charges levied by the City of Winnipeg, namely:

1. That all fees and charges for the City of Winnipeg be reviewed at least once every three years.

2. That said fees and charges increase automatically, annually, by the rate of inflation, unless a review indicates otherwise.

3. That clause (l) of Schedule "A" to the Streets By-Law No. 1481/77, damage deposits be adjusted to reflect current costs for said damages. This deposit fee has not been adjusted since its adoption in 1977.

The Executive Policy Committee recommends:

I. That the City of Winnipeg Traffic By-law No. 1573/77, Streets By-law No. 1481/77, and Private Approaches By-law No. 6546/95, be amended as shown on Schedules A, B and C respectively, effective January 1, 1997; and that the draft amending by-laws be approved by Council.

II. That the fees reported on Schedule D be adopted effective January 1, 1997.

III. That the Proper Officers of the City be authorized to implement the revised fees.

Adopted by consent.

(See Minute No. 115 for opposition recorded by Councillor Golden)

(See Minute No. 192 for attachment)

Report of the Executive Policy Committee dated November 27, 1996

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

118 - 3. 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. By-law No. 6220/93 requires that the Business Improvement Zone prepare its proposed program, zone levy and budget estimates for the consideration of Council.

The North Main Business Improvement Zone at its Annual General Meeting held on October 7, 1996, approved the proposed annual budget and program.

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 proposed program, zone levy and budget estimates for the year 1997 and to provide recommendations to Council.

On November 19, 1996, the Community Committee considered the proposed program, zone levy and budget estimates for the North Main Business Improvement Zone.

The 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.

The Executive Policy Committee recommends:

I. That the proposed program, zone levy and budget estimates for the North Main Business Improvement Zone for the year 1997 be adopted.

II. 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 DECEMBER 9, 1996

On motion of Her Worship Mayor Thompson, the Report of the Executive Policy Committee, dated December 9, 1996, was considered clause by clause.

Moved by Her Worship Mayor Thompson,
That the Consent Agenda, Clauses 1,2,3,4,5 and 6 be adopted.

Councillor Thomas requested that Clauses 1 and 6 be pulled from the Consent Agenda.

Councillor Murray requested that Clauses 3 and 5 be pulled from the Consent Agenda.

The motion to adopt the Consent Agenda, Clauses 2 and 4 was put and declared carried.

1996 Supplementary Capital Budget & Borrowing Authority Cancellation
File FC(1996) (Vol. 1)

119 - 1. On November 20, 1996, Council referred back Clause 2 of the Report of the Executive Policy Committee dated November 13, 1996, as follows:

On January 21, 1988, The Board of Commissioners considered and adopted a joint report prepared by the Finance Department and Budget Bureau which recommended that:

- *All unused borrowing authority which was authorized more than 5 years prior to the current year be cancelled.*

- *All applications and approvals for capital work which were issued under authority of the Borrowing By-Laws more than 5 years prior to the current year be closed.*

- *The City Treasurer be authorized, at his discretion, to exclude certain borrowing authorities and capital projects from cancellation and closure.*

- *A supplementary Capital Budget be processed annually to provide borrowing authority for ongoing projects which still require funding.*

Borrowing authority may be cancelled due to project under expenditures. As there are many unknowns when estimating the budget for a project, contingency factors have to be provided for. In some cases, these contingency factors do not materialize, and consequently projects are under expended. These small under expenditures can accumulate to a large under expenditure in a given year. Borrowing authority can also be cancelled due to project cancellations. Project cancellations can occur due to a change in the priority of a project or cancellation of a project by an outside funding source.

Since the adoption of the above joint report, $87.4 million of borrowing authority has been cancelled and $20.7 million has been carried forward in supplemental budgets. To date, this has resulted in a net savings of $66.7 million in borrowing authority.

The City of Winnipeg presently has a significant amount of outstanding borrowing authority for the years 1984 through 1990. In order to reaffirm the policy on borrowing authority, and at the same time continue funding for incomplete projects that are high priority and new projects that require funding, it is recommended that all unused borrowing authority be cancelled after five years (by a cancellation by-law) and any remaining residual funding requirements be included in a Supplementary Capital Budget for adoption by Council.

The residual cost estimates for the various projects included in the Supplemental Budget were compiled by Corporate Finance from information obtained from the originating departments. An initial Borrowing By-law will be required to approve the Supplementary Capital budget.

Report of the Executive Policy Committee dated November 27, 1996

In addition to carrying forward incomplete projects from 1990 and prior years, $20,501,438 of funding for new capital projects are included in the Supplemental Capital Budget. The following is a summary of these projects:

i) $850,000 for the Schneider Expansion on the East side of Panet Road between Mission Street and Warman Road. In total $1,700,000 was initially approved for property acquisition and construction of the proposed waste water retention pond, of which financing of $1,200,000 was approved by Council on July 24, 1996, from the Land Drainage Financing System. However, revised estimates now indicate that the total project cost will be $2,050,000, therefore an additional $850,000 in financing is required.

ii) $1,550,000 for the completion of outstanding unsettled expropriations for the Land and Development Department. This amount is estimated to be the City's present liability for past construction projects. Issues arising from current projects such as the Charleswood Bridge, Norwood/Main Bridge, etc. are not part of this estimate.

iii) $2,588,000 for the completion of Joint City/Provincial Land Assembly Projects for the Land and Development Services Department. This is a cost shared program with the Province of Manitoba. With the Province's share of $2,465,000, the total program cost is estimated to be $5,053,000.

iv) $1,608,000 for the completion of Joint City/Provincial East Yards Expropriation for the Land and Development Services Department. This is also a cost shared program with the Province of Manitoba. With the Province's share of $1,532,000, the total program cost is estimated to be $3,140,000.

v) $13,905,438 of borrowing authority be reserved subject to a Federal/Provincial/City cost sharing infrastructure program with the provisions that these funds cannot be used to address other requirements which may arise. If the program is not forthcoming by the end of 1997, the borrowing authority should be reviewed with the intent of cancellation of same.

The Executive Policy Committee recommends:

I. The unused capital borrowing authorities of previous initial Borrowing By-Laws in the amount of $40,987,249 be cancelled, as outlined in Appendix "A".

II. The 1996 Supplementary Capital Budget requiring borrowing authority in the amount of $40,987,249, ($20,485,811 for old projects being carried forward and $20,501,438 for new projects), be approved, as outlined in Appendix "B".

III. That the $13,905,438 of borrowing authority in the 1996 supplementary capital budget be reserved subject to a Federal/Provincial/City cost sharing infrastructure program with the provisions that these funds cannot be used to address other requirements which may arise. If the program is not forthcoming by the end of 1997, the borrowing authority should be reviewed with the intent of cancellation of same.

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

On December 9, 1996 the Executive Policy Committee reconsidered the above mentioned clause and additional information from the Chief Commissioner, dated December 6, 1996 with respect to Cancellation of Unused Borrowing Authority, as outlined in Appendix "C" and reiterates its previous recommendations as set out above in Recommendations I. to IV. inclusive.

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

Moved by Deputy Mayor Eadie,
Adoption of the clause.

Carried.

Councillors Murray, Thomas and Vandal 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 November 27, 1996

Establishment of the Proposed Alteration of Boundaries of the West End Winnipeg Business Improvement Zone
File FL-7.7 (Vol. 2)

120 - 2. On June 11, 1996, the City Clerk received a petition from John Unger, Executive Director of the West End Winnipeg Business Improvement Zone to alter the boundaries of the proposed zone (the map of the proposed zone is outlined on Exhibit "B").

The West End Winnipeg Business Improvement Zone (formerly known as the Ellice Avenue/Sargent Avenue Business Improvement Zone) was established as a Business Improvement Zone on March 6, 1991 (the map of the existing zone boundaries is outlined on Exhibit "C").

The petitioners represent 29.87% of the businesses that represented 23.11% of the business assessment. On July 8, 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 July 8, 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 West End Winnipeg Business Improvement Zone advising that a sufficiently signed petition (certified by the City Treasurer) has been received for the alteration of boundaries of this zone, thereby ensuring each business has an opportunity to submit a notice of objection."*

On October 30, 1996, 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 October 29, 1996, is provided as follows:

	Number of Businesses	Business Assessment
Total businesses within the proposed zone:	915	$22,972,498
Businesses that submitted a notice of objection:	123	$ 3,429,060
Businesses that object to the zone represent:	13.44%	14.93%
Required percentage for preventing the establishment of the zone:	33.33%	33.33%

As the petitioners for the alteration of boundaries of the West End Winnipeg 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 City of Winnipeg Act, Section 203 states the following:

> "*ALTERATION OF BOUNDARIES*
> *203 Subject to section 197, the council may, by by-law, alter the boundaries of a business improvement zone."*

Report of the Executive Policy Committee dated November 27, 1996

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."*

The Executive Policy Committee recommends:

I. That the establishment of the proposed alteration of boundaries of the West End Winnipeg Business Improvement Zone be approved by City Council.

II. That the by-law, establishing the proposed alteration of boundaries of the West End Winnipeg Business Improvement Zone, be approved by Council.

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

Adopted by consent.

York Avenue Underpass and Forks Access
Files FC(1997) and FR-4.1 (Vol. 3)

121 - 3. In it's current condition, the York Avenue Underpass is in unacceptable condition and upgrading is required.

The Forks North Portage Partnership (FNPP) have outlined their requirements for access improvements by the City to meet contractual requirements of the City to provide access to the Forks.

On November 15, 1992, as part of a February 28, 1991 agreement between CN and The City, The City of Winnipeg assumed all legal and financial responsibility and liability in connection with the York Avenue Underpass. Under the agreement, The City is obligated to either:

1) maintain the existing underpass; or
2) close the York Avenue right-of-way and station grounds, and remove and fill in the existing underpass; and
3) provide alternate access to the existing York Avenue Underpass for use by FNPP, VIA and CN.

The Streets and Transportation Department undertook a condition evaluation of the structure in November, 1992.

On June 20, 1996, representatives of the FNPP gave a presentation to the Board of Commissioners and to representatives of the Streets and Transportation Department outlining Forks access requirements. A report prepared by the FNPP detailed their proposal for improvements to streets, walkways and the York Avenue Underpass. The general arrangement drawing No. P1824-01 of the proposed access is outlined on Appendix "C".

The York Avenue Underpass consists of four separate two-track, three-span railway bridges spanning a two-lane road (York Avenue). Both CN and VIA have trackage on these bridges. Tracks #1 and #2 (most westerly of the four bridges) are no longer in use. The bridge for Tracks #3 and #4 is experiencing severe corrosion and requires repair/replacement/removal. The two bridges for Tracks #5 and #6; #7 and #8 are both in good condition.

York Avenue is a paved roadway passing beneath the centre span of the bridges between Main Street and its terminus at a CN service road located along the east limit of the underpass. It operates as both a vehicular and a pedestrian public crossing. There are no sidewalks through the underpass and pedestrians utilize narrow boulevards filled with debris or they walk on the pavement. The underpass roadway is a cobblestone pavement overlaid with a thin asphalt surface in poor condition. Pavement drainage is poor. Dripping from the rail bridges and subsequent icing create problems for both motorists and pedestrians. There are no traffic barriers protecting motorists from hitting the underpass pile bents or the concrete piers. Lighting through the underpass is poor. Buses are precluded from using the underpass because of the low vertical clearance (3.55 metres).

Report of the Executive Policy Committee dated November 27, 1996

The Forks North Portage Partnership have identified the York Avenue Underpass as a main entrance for citizens of southwest Winnipeg. As such, FNPP have indicated in their proposed access improvement plans a need to improve the Underpass for access by pedestrians and motorists. Upgrading of the existing structure is required to meet acceptable City operating standards for pedestrians and motorists.

To upgrade the structure to accommodate four lanes of traffic on York Avenue between Main Street and Pioneer Boulevard would require replacement of the existing structure at an estimated cost of $11,478,700.00.

Upgrading York Avenue between Main street and Pioneer Boulevard to a four-lane roadway is recommended to better accommodate peak activity periods at the Forks and to accommodate future development in the Forks area. Furthermore, upgrading of the York Avenue Underpass to accommodate four lanes of traffic would provide the City with opportunities to consider a four-lane York Avenue connection to the Provencher Bridge as one option for connecting Provencher Bridge with Main Street. Public consultation on the Provencher Bridge Project is scheduled to begin in early 1997. At that time, options for the Provencher Bridge - Main Street connection through the Forks area will be considered and a future road system recommended to Council.

Pioneer Boulevard is the main entrance to the Forks. With upgrading of York Avenue between Main Street and Pioneer Boulevard, there is an anticipated increase in traffic using Pioneer Boulevard for access to the Forks and for through movement to the Provencher Bridge via Pioneer Boulevard. Duelling of Pioneer Boulevard between Arrival Square and Pioneer Avenue would both reinforce the role of Pioneer Boulevard as a main entrance to the Forks and would accommodate increased traffic. The FNPP consider the upgrading of Pioneer Boulevard as consistent with the City's obligation to provide access to the Forks.

The FNPP have proposed that a river road, to be called Pioneer Drive, be constructed from the intersection of Pioneer Boulevard and Pioneer Avenue to the east limit of Lombard Avenue. This would require that the existing timber wall dike be removed and replaced by an earth dike, upon which a portion of the proposed road would be constructed.

The reasons for their recommendations are that it would provide an important linkage between the Forks and the Exchange District; that it would provide a scenic drive for motorists, cyclists and pedestrians; that with increased activity along the river, there would be enhanced personal safety; and that the construction of the drive would complement future development of the riverbank by the FNPP north of Pioneer Avenue.

The Streets and Transportation Department supports the construction of this road for the reasons given above.

The estimated cost to carry out the aforementioned construction is $15,200,000 as outlined in Appendix "A". This work may be partially funded using available funding from the York Avenue/St. Mary Extension - Main Street to Provencher Bridge Project. An additional requirement of $3,580,134.71 is required to complete funding for the proposed project. It is recommended that this amount be included in the 1998 Capital Estimates to complete the project funding requirements. The financial summary for the proposed capital project is outlined in Appendix "B".

It is the recommendation of the Streets and Transportation Department that a supplementary capital project be established for 1996 to undertake improvements to the York Avenue Underpass and to Forks Access; and that, subject to the approval of the Province of Manitoba Department of Urban Affairs, $ 7,232,865.29 in UCPA I funding be transferred from the York Avenue/St. Mary Extension project to the proposed capital project; and that $ 4,387,000.00 of available City funding be transferred from the York Avenue/St. Mary Extension project to the proposed capital project; and that $ 3,580,134.71 be included in the 1998 Capital Estimates to complete funding requirements for the proposed capital project.

The Executive Policy Committee recommends:

1. That a supplementary capital project be established for 1996 to undertake the improvements contemplated in The Forks Equivalency Agreements to the York Avenue Underpass and to provide Forks Access; and

2. That immediate approval be provided for the City to proceed with a reconstruction of York Avenue [Main Street to Pioneer Boulevard] including a four-lane underpass at an estimated cost of $11,478,000, subject to approval of the Province; and

3. That approval in principle be provided for other related access works as generally described in the report dated November 21, 1996, bringing total York/Forks Access costs to a projected $15,200,000, subject to Provincial approval but that specific approvals be deferred pending receipt of further detailed planning information related to the Forks area; and

Report of the Executive Policy Committee dated November 27, 1996

4. That subject to the approval of the Province of Manitoba Department of Urban Affairs $7,232,865.29 in UPCA I funding be assigned to York Avenue and to enhance access to The Forks; and

5. That $4,387,000 of available City funding be assigned from the York Avenue/St. Mary Extension project to the revised York/Forks access capital project with the balance of City funding [$3,580,134.71] being determined when project details are finalized in 1997.

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

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

The motion for the adoption of the clause was put.

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

Yea: Councillors Clement, Lazarenko, O'Shaughnessy, Phillips, Silva, Steek, Timm-Rudolph, Deputy Mayor Eadie, Her Worship Mayor Thompson, Councillors Angus and Prystanski. 11

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

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

(See Minute No. 193 for attachment)

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

122 - 4. On January 25, 1989, Council adopted By-law No. 5081/89, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the Exchange District Business Improvement Zone and to establish a Management Board for the Zone. By-law No. 5081/89 requires that the Business Improvement Zone prepare its proposed program, zone levy and budget estimates for the consideration of Council.

The Exchange District Business Improvement Zone at its Annual General Meeting held on October 23, 1996, approved the proposed annual budget and program as outlined in Appendix "A".

The Executive Policy Committee recommends that pursuant to By-law No. 5081/89, Council request 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 within 60 days from receipt of Council's request.

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 November 27, 1996

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

123 - 5. On December 9, 1996, the Executive Policy Committee passed the following motion and submits same to Council for favourable consideration, namely:

WHEREAS the Airport Area Business Development Association is in the process of forming a Business Improvement Zone (BIZ) for this area;

AND WHEREAS this process commenced in late October 1996 and the formal establishment process cannot be completed until January of 1997 at the earliest;

AND WHEREAS the late start on the BIZ approval process means that a proposed BIZ budget and levies cannot be available to The City until March of 1997;

THEREFORE BE IT RESOLVED that Council authorize the proposed Airport Area Business Development Association (BIZ) to present its 1997 budget, programs and levy to The City for approval no later than March 31, 1997.

Moved by Councillor Silva,

Adoption of the clause.

Carried.

Council recessed at 11:57 a.m., and reconvened at 1:32 p.m., same members present, the Speaker in the Chair.

Councillors Lubosch, O'Shaughnessy and Timm-Rudolph entered the meeting after Council had reconvened.

Offer to lease City-owned lands inside CN Mainline File FI-2.2 (32) (Vol.3)

124 - 6. On December 9, 1996, the Executive Policy Committee passed the following motion and submits same to Council for favourable consideration, namely:

WHEREAS Council on May 22, 1996, adopted Clause 11 of the Report of the Executive Policy Committee dated May 1, 1996 granting the option to lease City-owned land located inside the CN mainline, north of the property line of the Forks Renewal Corporation to Snowcap Sportsplex Inc. for a six month period, namely from June 1, 1996 to November 30, 1996 for the purpose of conducting a feasibility study and financial business plan; and for report back to the Executive Policy Committee;

AND WHEREAS the approval for the granting of the option to lease the city-owned land to Snowcap Sportsplex Inc. was with the clear understanding that the City of Winnipeg would not commit itself in providing any funding, such as servicing and construction costs;

AND WHEREAS the Memorandum of Understanding signed between The City of Winnipeg and Snowcap Sportsplex Inc. expires November 30, 1996 and in order for Snowcap Sportsplex Inc. to present their findings in Phase One of the Feasibility Assessment of the Winnipeg marketplace, the Memorandum of Understanding will require an extension of time;

THEREFORE BE IT RESOLVED that the Memorandum of Understanding signed between The City of Winnipeg and Snowcap Sportsplex Inc. dated June 1, 1996 be extended beyond November 30, 1996 until January 15, 1997, contingent upon Snowcap appearing in delegation at the meeting of the Executive Policy Committee scheduled for January 15, 1997 and that Snowcap provide written confirmation from proposed investors;

AND BE IT FURTHER RESOLVED that this constitute the final deadline.

Report of the Executive Policy Committee dated November 27, 1996

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

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

The motion for the adoption of the clause was put.

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

Yea: Councillors Clement, Lazarenko, Lubosch, O'Shaughnessy, Phillips, Silva, Steek, Timm-Rudolph, Deputy Mayor Eadie, Councillors Angus and Prystanski. 11

Nay: Councillors Murray, Thomas, Vandal and Her Worship Mayor Thompson. 4

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

EXECUTIVE POLICY COMMITTEE

UNFINISHED BUSINESS

On motion of Her Worship Mayor Thompson, Clause 11 of the Report of the Executive Policy Committee, dated November 13, 1996, was considered.

Unused Capital Borrowing Authority
File FC-1 (1997-2001) (Vol. 1)

125 - 11. On September 27, 1995, 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 O'Shaughnessy,
Seconded by Councillor Murray,

WHEREAS the City is faced with fiscal restraint and a Council directive to decrease the amount of capital borrowing;

AND WHEREAS all capital borrowing authority is approved by Council prior to the actual expenditure;

AND WHEREAS surplus borrowing authority arises due to under expenditure or cancellation of projects;

AND WHEREAS this unused capital borrowing authority is often appropriated for other projects, which may not have been priorized by Council in the 5-year Capital Program;

AND WHEREAS in the event of special or emergency circumstances which give rise to projects which cannot be delayed until the following year's annual capital budget, a supplemental capital budget could be approved;

THEREFORE BE IT RESOLVED that the practise of continuing unused capital borrowing authority be terminated and that no surplus borrowing authority be transferred to any other project.

On November 22, 1995, Executive Policy Committee requested the Board of Commissioners to report back on the pros and cons of implementing this motion. On June 19, 1996, Council granted an extension of time of 60 days and on September 25, 1996, Council granted an additional extension of time of 60 days to allow for consideration of this matter.

Inasmuch as the Executive Policy Committee is recommending the cancellation of unused capital borrowing authorities of previous initial Borrowing By-laws and approving a 1996 supplementary capital budget in the amount of $40,987,249.00, that this resolution be filed.

Executive Policy Committee - Unfinished Business (continued)

Moved by Deputy Mayor Eadie,

That the recommendation of the Executive Policy Committee, that the clause be filed, be adopted.

The motion that the clause be filed was put.

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

Yea: Councillors Clement, Golden, Lazarenko, Steek, Timm-Rudolph, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Angus. 8

Nay: Councillors Lubosch, Murray, O'Shaughnessy, Phillips, Silva, Thomas, Vandal and Prystanski. 8

and the motion was declared lost, in accordance with Rule 58 of the Procedure By-law.

The motion proposed by Councillors O'Shaughnessy and Murray was put.

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

Yea: Councillors Lubosch, Murray, O'Shaughnessy, Phillips, Silva, Thomas, Vandal and Prystanski. 8

Nay: Councillors Clement, Golden, Lazarenko, Steek, Timm-Rudolph, Deputy Mayor Eadie, Her Worship Mayor Thompson and Councillor Angus. 8

and the motion was declared lost, in accordance with Rule 58 of the Procedure By-law.

EXECUTIVE POLICY COMMITTEE

MOTIONS

Moved by Councillor Vandal,
Seconded by Councillor Thomas,

126 - WHEREAS the City of Winnipeg has a large number of Aboriginal residents;

WHEREAS the Aboriginal community of Winnipeg is diverse and comprised of First Nation, Métis, Inuit and non status Indians;

WHEREAS the Aboriginal Council of Winnipeg represents the interests of urban Aboriginal peoples of Winnipeg on an inclusive or status blind basis;

WHEREAS the Aboriginal community is often adversely affected by Federal and Provincial policy and program changes with such changes having an impact on urban Aboriginal peoples and on the provision of City services, including health, policing and other supports;

WHEREAS the report of the Royal Commission on Aboriginal Peoples recommended that Municipal governments establish Aboriginal Affairs committees to provide advice and guidance on urban Aboriginal issues;

WHEREAS the Federal Government Policy Guide on the Implementation of the Inherent Right and the Negotiation of Aboriginal Self-Government recognizes that municipal governments and Aboriginal peoples must have meaningful opportunities to have input into the negotiation processes that may directly affect their interests.

WHEREAS active planning and involvement as between the City of Winnipeg and Aboriginal peoples will provide for an effective means to make joint representations to the Federal and Provincial governments on issues arising out of policy and program changes, with a view to preventing any negative impact that may result from these changes to the City of Winnipeg and Aboriginal peoples;

Executive Policy Committee - Motions (continued)

WHEREAS the City of Winnipeg has been chosen as the first urban area to be considered for research into the issue of self-determination for Aboriginal peoples;

THEREFORE BE IT RESOLVED THAT :

1. Council establish an Aboriginal Affairs Committee to provide guidance and advice on Aboriginal issues and to make representations to the Federal and Provincial government relating to Aboriginal issues.

2. The Committee be chaired by Councillor Dan Vandal and that the Aboriginal Council of Winnipeg, the Manitoba Métis Federation and the Assembly of Manitoba Chiefs be a member of the committee.

3. The resources and office of the Director of Intergovernmental Affairs and Business Liaison and the Planning Department be involved in the Committee.

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

127 - On motion of Her Worship Mayor Thompson, By-law No. 6856/96, 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 second time.
File EP-1.1 (PW 4/96)

Her Worship Mayor Thompson moved that this constitute the second reading of By-law No. 6856/96, which motion was carried.

On motion of Her Worship Mayor Thompson, the following by-laws were read a first, second and third time, the rule being suspended for the third reading of each by-law, and were passed and ordered to be signed and sealed, namely:

By-law No. 6936/96, a by-law of The City of Winnipeg to amend By-law No. 1573/77, being The City of Winnipeg Traffic By-law. File ST-5.2 (Vol. 22)

By-law No. 6937/96, a by-law of The City of Winnipeg to amend By-law No. 6546/95, being a by-law of the said City to regulate the construction, maintenance and removal of private approaches and private walks. File SC-1 (Vol. 41)

By-law No. 6938/96, a by-law of The City of Winnipeg to amend By-law No. 1481/77, being The City of Winnipeg Streets By-law. File ST-5.3 (Vol. 6)

On motion of Her Worship Mayor Thompson, the rule was suspended and By-law No. 6939/96, a By-law of The City of Winnipeg to amend By-law No. 5650/91, being a By-law designating a Business Improvement Zone to be known as The West End Winnipeg Business Improvement Zone, 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-7.7 (Vol. 2)

EXECUTIVE POLICY COMMITTEE

QUESTION PERIOD

128 - Councillor Timm-Rudolph questioned the In Camera policy noting that the Chairperson of the Committee on Finance and Administration had commented publicly on a radio show about an In Camera matter.

Councillor Steek responded that the matter was an In Camera item at the Committee on Finance and Administration, but was a public matter at the Executive Policy Committee and stated that the media had access to the material on the Executive Policy Committee agenda and that the documentation was public information.

Councillor Angus noted the recently approved legislative bill that requires the salaries of all employees earning more than $50,000 including benefits to be published and requested that Her Worship undertake discussion with the Administration to this regard.

Her Worship noted that she would request such information.

With reference to the discussion on the In Camera matter, Councillor Angus requested that the Business Liaison and Intergovernmental Affairs Department accord established procedures when working with the private sector.

Her Worship noted that she would address the concerns.

Councillor Vandal requested a status report on the proposed baseball stadium / youth recreational centre at The Forks North Portage site or The Forks site.

Her Worship noted that the proposal was going to the Forks/North Portage Partnership Board for review, and then would come to Council.

Councillor Vandal questioned if the Partnership was championing the proposal.

Her Worship replied in the negative and noted that many people in the community were involved. Her Worship advised that she had requested representatives from Winnipeg Enterprises, the Forks North Portage Partnership, Pan American Games, Red River Exhibition, who had vested an interest, to come together to explore possible facilities for the City, specifically for the Pan American Games and related activities. She noted there had been an effort to coordinate the various pockets of money to provide the City with something agreeable to all.

Councillor Golden questioned why the In Camera Committee on Finance and Administration item discussed in the media this morning was out of camera before Executive Policy Committee was ready to rise and made a recommendation.

Councillor Steek advised that this was normal procedure.

Councillor Golden noted that when In Camera matters are leaked, it could potentially cause problems between a company the City was seeking to do business with and questioned why steps weren't being taken to make sure the decision-making process keeps matters In Camera until such time as Executive Policy Committee is ready to make the recommendation.

Her Worship replied that improvements to ensuring confidentiality of matters were always appreciated and stated that she would request the Secretariat Committee to address the matter of confidentiality not being respected and identify subsequent penalties for infractions.

Councillor Golden referred to the Provincial cost sharing for riverbank stabilization alluded to by Councillor Steek and questioned if the project could include a walkway stabilization component.

Councillor Steek noted that the matter had not been formally finalized and that it was still under discussion.

Executive Policy Committee - Question Period (continued)

Councillor Phillips suggested that agendas for Executive Policy Committee or Standing Committees which contain In Camera matters only be distributed during the meeting and that agendas be handed back to the Chairperson after the meeting.

Her Worship advised she would ask the Speaker to take the suggestion into consideration when the Secretariat Committee reviews the matter.