REPORT OF THE

COMMITTEE ON PROTECTION, PARKS AND CULTURE

DATED JUNE 3, 1996

On motion of Councillor Prystanski, the Report of the Committee on Protection, Parks and Culture, dated June 3, 1996, was considered clause by clause.

Moved by Councillor Prystanski,

That the Consent Agenda, Clauses, 1,2,4,5,6 and 7 be adopted.

Councillor Timm-Rudolph requested that Clause 5 be pulled from the Consent Agenda.

Councillor Lazarenko requested that Clause 7 be pulled from the Consent Agenda.

The motion to adopt the Consent Agenda, Clauses 1,2,4 and 6 was put and declared carried.

Her Worship the Mayor and Councillors:

Park Planning Study - Proposed Land Exchange with Fort Garry School Division No. 5 - Elswood Bole Park - Riel Community File PR-7(35) (Vol. 2)

834 - 1. The Committee on Protection, Parks and Culture has been advised that the Park Planning Study for the Elswood Bole (Kirkbridge) Park in the Richmond West residential area of the Riel Community has been completed in accordance with City Council's direction of May 17, 1995.

As background information, on January 24, 1994, a Town Hall meeting was held in the Richmond West Neighbourhood to discuss the future development of Elswood Bole Park. In attendance were the Ward Councillor, approximately 75 to 100 local residents, and representatives from the Parks and Recreation Department and the Fort Garry School Division No. 5. The end result of this meeting included the following: the establishment of the Richmond West Park Committee, the evaluation of the school land requirements in the community by the Fort Garry School Division No. 5 with the offer of a land exchange to the City, the conducting of a community needs survey, and the preparation of a Park Master Plan based on the survey results.

On May 17, 1995, City Council adopted the recommendations contained in the Report of the Committee on Finance and Administration dated April 24, 1995, that the proposed exchange of lands with the Fort Garry School Division No. 5, as shown on Misc. Plan No. RIEL 9129/2, be approved subject to the completion of the Park Planning Study. The specifics of these recommendations are as follows:

I. That subject to the completion of the Park Planning Study as directed in Recommendation No. III, the proposed exchange of lands with the Fort Garry School Division No. 5, be approved.

II. That the Proper Officers of the City be authorized to do all things necessary to finalize the exchange of lands.

III. That the Director of Parks and Recreation be instructed to undertake all such actions necessary to immediately complete the Park Planning Study for Elswood Bole Park.

IV. That the Director of Land and Development Services in consultation with the Director of Parks and Recreation be authorized to create a plan of subdivision and/or review other proposals in the approximate area of 2.003 acres and in accordance with the Council approved Park Planning Study.

V. 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.

Report of the Committee on Protection, Parks and Culture dated June 3, 1996

As a result of Recommendation No. III, a planning meeting was held on May 16, 1995, with representatives of the Richmond West Park Committee and the Parks and Recreation Department to review the results of the Community Needs Survey and develop design parameters for the Park Planning Study. This study would consist of an existing conditions plan, a park master plan and a multi-phased construction cost estimate.

On June 21, 1995, a public open house was held to present the Resident Committee's recommended master plan, the potential surplus land suitable for sale and the project financial status. At the request of the Parks and Recreation Department's request, the Resident Committee submitted their recommendations regarding the Park Planning Study in a report dated July 20, 1995, to the Riel Community Committee for review and consideration.

On July 28, 1995, the Riel Community Committee, which concurred with the recommendations of the Richmond West Park Committee, referred same to the Committee on Protection, Parks and Culture for favourable consideration.

On August 14, 1995, the Commissioner of Protection, Parks and Culture requested that the Parks and Recreation Department prepare a report for consideration by the Committee on Protection, Parks and Culture regarding the Richmond West Park Committee report and recommendations for the development of a park in Richmond West subdivision.

On September 11, 1995, the Committee on Protection, Parks and Culture concurred with the administrative report from the Commissioner dated August 28, 1995, which included the following recommendation: "That consideration for approval of the recommendations contained in the Richmond West Park Committee Report be held in abeyance pending the completion of the Park Planning Study, in accordance with the City Council adopted administrative report of May 17, 1995."

On November 8, 1995, a planning meeting was held with the Richmond West Park Committee, the Ward Councillor and representatives of the Parks and Recreation Department to finalize the master plan, verify the amount of surplus land suitable for sale, and determine a course of action for the Park Committee and the Department during the next six months.

The Park Planning Study for Elswood Bole Park has been completed and is in the form of an Existing Conditions Plan (Exhibit A), a Park Master Plan (Exhibit B), and a preliminary, multi-phased construction cost estimate, dated June 21, 1995 (Exhibit C). The master plan and phased cost estimate were developed in consultation with the Ward Councillor, Richmond West Park Committee and local interest groups. The Master Plan takes into account the pending exchange of land with the Fort Garry School Division No. 5 and the future recreational needs of the community. Consequently, 3.3 acres of the land obtained through the land exchange will not be required for park purposes, as identified on Exhibit B. This land is recommended to be declared surplus and made available for sale once the land has been formally transferred to the City.

The Ward Councillor supports approval of this plan and the sale of the surplus property. Moreover, the Richmond West Park Committee in their report of July 20, 1995, recommended adoption of the plan, the development phasing and the sale of the surplus land. (Exhibit D)

In accordance with Recommendation No. IV of the Council adopted report on May 17, 1995, the Parks and Recreation Department forwarded a copy of the proposed Master Plan to the Land and Development Services Department to initiate the preparation of a plan of subdivision based on the potential surplus land and/or to review other proposals, as well as to determine the approximate land value.

On December 17, 1995, the Land and Development Services Department submitted their findings to the Parks and Recreation Department and estimated that the value of the surplus 3.3 acres to be approximately $400,000.00 subject to completion of a formal evaluation. The Land and Development Services Department is presently in final negotiations with the Mary, Mother of the Church Parish, 85 Kirkbridge Drive, who have indicated interest in purchasing this property for a seniors housing complex. In addition, the Land and Development Services Department has advised that approximately $148,000.00 in servicing and interest costs have been incurred to facilitate the land exchange with the Fort Garry School Division No. 5 in order to permit the sale of the subject property to the Parish and as such, the Department should be reimbursed accordingly.

The Richmond West Park Committee's seven recommendations as outlined in their report of July 20, 1995, and the Parks and Recreation Department's associated response to each was provided in the previously submitted administrative report dated August 28, 1995 (Exhibit D). In addition, the Land and Development Services Department has indicated that the five conditions stated by the Resident's Committee in their Recommendation No. 7 will be addressed during the rezoning process for the surplus property.

On May 13, 1996, the Riel Community Committee considered and concurred in the recommendations contained in the report dated April 11, 1996, from the Commissioner of Protection, Parks and Culture, in this connection.

Pursuant to Section 156(2) of The City of Winnipeg Act, the sale of City property designated or acquired for parks purposes requires the approval of at least two-thirds majority of Council.

The Committee on Protection, Parks and Culture therefore recommends:

I. That the Park Planning Study, in the form of an Existing Conditions Plan (Exhibit A), Park Master Plan (Exhibit B), and multi-phased Construction Cost Estimate (Exhibit C), be approved as a condition for the exchange of land with the Fort Garry School Division No. 5, in accordance with Recommendation No. l of the Report of the Committee on Finance and Administration dated April 24, 1995, adopted by Council on May 17, 1995.

II. That the recommendations contained within the Richmond West Park Committee Report dated July 20, 1995 and evaluated in the administrative report dated August 28, 1995 (Exhibit D) be approved, subject to approval of Recommendation No. l.

III. That the proposed exchange of lands with the Fort Garry School Division No. 5 be approved and finalized, subject to the approval of Recommendation No. l.

IV. That 3.3 acres of excess land resulting from the exchange of property with the Fort Garry School Division No. 5, and identified as not being required for park purposes in the Park Planning Study, be declared surplus and made available for sale to the Mary, Mother of the Church Parish for the development of a seniors housing complex.

V. That the net proceeds generated through the sale of the surplus 3.3 acres, excepting the first $148,000.00, be applied to the development costs of Elswood Bole Park as requested by the Ward Councillor and the Richmond West Park Committee in Recommendation No. 7 of their report dated July 20, 1995. (Exhibit D)

VI. That the first $148,000.00 in sale proceeds be credited to the Land Operating Reserve to offset the original servicing costs.

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

Copies of Appendices A, B, C and D and Misc. Plan No. RIEL 9129/2 are on file in the City Clerk's Department.

Adopted by consent.

Dakota Community Centre - Communiplex
Proposal File PR-7(35) (Vol. 2)

835 - 2. The Committee on Protection, Parks and Culture has been advised that all organization projects, not included in Capital or Current Budgets, over $1 million in value, are to be forwarded to City Council for approval.

As background history, in 1994, the Parks and Recreation Department collaborated with the Dakota Community Centre in preparing a Resident Interest Survey. The intent of the survey was to gain an understanding of the needs and wants of the residents of the area from which to prioritize facility needs at Dakota Park. The results of this survey were utilized by Dakota Community Centre to move forward with their proposal for a new Communiplex facility.

The proposal for the Communiplex was developed through I.D. Engineering, who were commissioned to prepare conceptual designs for a double indoor arena and additional activity and meeting rooms. This conceptual plan was utilized to generate a final business plan as well as the tendering documents and process for the new facility.

On February 13, 1995, the Riel Community Committee received a presentation from Bill Wilford, Chairman and Sheila Mitchell, Member, Site Development Committee, in support of the proposed development of Dakota Park.

On March 6, 1995, the Committee on Protection, Parks and Culture approved a recommendation to redefine the allocation of Canada/Manitoba/City of Winnipeg Infrastructure Works Program funding for Dakota Community Centre, subject to the Community Centre submitting a business plan and a program of requirements for the proposed development.

In February, 1996, the Dakota Community Centre solicited bids from three major design companies for the construction of the new Communiplex, requesting that bids be submitted no later than the end of March 1996. Following the examination of the bids, the Dakota Community Centre selected Ernst Hansch Construction Ltd. as the successful contractor.

Subsequently, the Dakota Community Centre refined its business plan and submitted a formal proposal to the Parks and Recreation Department on May 17, 1996, including a business plan, a program of requirements and a request for a loan guarantee, for the development of a new Communiplex.

Currently, there are 37 indoor ice surfaces throughout the City of Winnipeg, 16 of which are operated by the City of Winnipeg, 2 are contracted out, 6 are private and 13 are operated by Community Centres.

At present, the City of Winnipeg has 75 Community Centres, with a population average of 6,000 - 8,000 residents. Dakota Community Centre, based on the 1991 Census, serves a population of 15,396. The population in the Dakota catchment area has increased significantly since 1991, but the exact figures are not available at this time.

While the general trend across the City of Winnipeg has been the slow decline of Community Centre based hockey and ringette teams, Dakota Community Centre has seen a substantial increase in the number of children registered in their winter sports programs from 1991 to 1995. In total, winter sport registrations have increased 61%, from 406 participants in 1991 to 658 participants in 1995.

In addition to the projected increase in requirements of Dakota Community Centre, St. Vital Minor Hockey Association, in conjunction with its member community centres, rented approximately 885 hours of ice outside the City of Winnipeg to accommodate practices, exhibition games and tournaments in 1995.

St. Vital Minor Hockey Association also states that it is confident that it will require fifty plus hours of prime time ice per week to fulfill its obligations to its community centre program and that Dakota Community Centre will fill all prime time in both rinks with relative ease.

In addition, the Dakota Community Centre has received commitment correspondence from various users once their facility is up and operating.

The Parks and Recreation Department has been working closely with the Dakota Community Centre over the past year, to assist, where possible, in the development of the Communiplex proposal. In particular, the Parks and Recreation Department has reviewed the Community Centre's plan and concurs with the ice rental and ancillary revenues indicated in the Business Plan. The ice rental revenues are reasonable in comparison to other like facilities.

The Business Plan submitted by Dakota Community Centre is also being reviewed by the Corporate Finance Department, and a report will be submitted to the Committee on Finance and Administration for consideration of the loan guarantee.

On May 22, 1996, the Riel Community considered the Dakota Community Centre Communiplex proposal and recommended approval of the Business Plan dated May 16, 1996, as well as the loan guarantee in the amount of $2,960,000.00, subject to approval by the Committee on Finance and Administration of the Business Plan and loan guarantee.

On June 3, 1996, the Committee on Protection, Parks and Culture heard representation from Dave Dobie, President, Dakota Community Centre, along with Bill Wilford, Chairman, Dakota Park Site Development Committee, in support of this communiplex proposal.

The Committee on Protection, Parks and Culture therefore recommends:

I. That the Dakota Community Centre Communiplex Proposal be endorsed, thus establishing and substantiating the need for an indoor arena facility in the South St. Vital area.

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

A copy of the Business Plan for the Dakota Community Centre - Communiplex Proposal is on file in the City Clerk's Department.

Adopted by consent.

Extreme Fighting Events
File GF-2 (Vol. 45)

836 - ***Note: Clause 3 has been laid over by the Executive Policy Committee and referred to Legal Services for a legal opinion.***

Laid over by the Executive Policy Committee and referred to Legal Services for a legal opinion

Proposed Amendments to the Criminal Code regarding Youth Crime
File GF-2 (Vol. 45)

837 - 4. On April 24, 1996, Council ruled automatic referral of the following motion to the Committee on Protection, Parks and Culture, under Rule 16.1 of the Procedure By-law No. 5400/90:

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

WHEREAS a growing number of youth in our community are encouraged, assisted, or forced into criminal activity by adults;

AND WHEREAS these youth are being used by adults due to the penalties outlined in the Young Offenders Act;

AND WHEREAS those adults who use and recruit young people into child prostitution are often not punished;

THEREFORE BE IT RESOLVED that the Committee on Protection, Parks and Culture address this issue with motions asking the Federal government for Criminal Code amendments for these crimes;

AND BE IT FURTHER RESOLVED that these motions be forwarded for consideration by the Council of the City of Winnipeg so they may be forwarded to the Federation of Canadian Municipalities for adoption.

On May 5, 1996, the Committee on Protection, Parks and Culture requested the Chairperson to provide the various motions submitted to the Federation of Canadian Municipalities requesting the Federal Government for amendments to the Criminal Code for youth crimes.

On June 3, 1996, the Committee on Protection, Parks and Culture considered the Federation of Canadian Municipalities' Policy Statement on Community Safety and Crime Prevention and the respective resolutions to be debated at its Annual Conference in June 1996.

The Committee on Protection, Parks and Culture therefore recommends that inasmuch as the Chairperson of the Committee was recently in attendance at the Annual Conference of the Federation of Canadian Municipalities, and has not had the opportunity to report back to the Standing Committee on the outcome of the Federation's motions relative to youth crime, that an extension of time of 30 days be requested in which to report back to Council.

Adopted by consent.

Proposal for a Youth Curfew By-law
File GF-2 (Vol. 45)

838 - 5. On May 23, 1996, Council at its reconvened meeting, ruled automatic referral of the following motion to the Committee on Protection, Parks and Culture, under Rule 16.1 of the Procedure By-law No. 5400/90, namely:

Moved by Councillor Silva,
Seconded by Councillor Prystanski,

WHEREAS the growing problem of youth violence has increased over the last number of years in the City of Winnipeg;

AND WHEREAS the degree of violence displayed by those involved with youth crime has increased;

AND WHEREAS the level of danger to children who are out late has increased along with the potential for becoming involved with youth gangs ;

AND WHEREAS the Police Services need an effective tool, to be used if necessary, in which they can protect the public and children from harm, by youth gang members during the night time period;

THEREFORE BE IT RESOLVED that the Committee on Protection, Parks and Culture prepare and submit a youth curfew by-law for Council's approval;

AND BE IT FURTHER RESOLVED that the City of Winnipeg's Intergovernmental Affairs Committee request of the Province of Manitoba that they enact laws under the Child Protection section of The Child and Family Services Act which will permit the enacting of such a by-law for the protection of children;

BE IT FURTHER RESOLVED that the City of Winnipeg's Intergovernmental Affairs Committee request of the Province of Manitoba the invoking of the constitutional not withstanding clause to permit the aforementioned by-law to withstand the test of any potential court challenge.

On June 3, 1996, the Committee on Protection, Parks and Culture also considered communication dated May 28, 1996, from Chief D. Cassels, Winnipeg Police Service, along with communication dated May 29, 1996, from Councillor A. Silva, Daniel McIntyre Ward, in this connection.

The Committee on Protection, Parks and Culture did not concur in the above referenced motion, and therefore recommends that the matter be filed.

Moved by Councillor Lubosch,

That the recommendation of the Committee on Protection, Parks and Culture, that the clause be filed, be adopted.

The recommendation of the Committee on Protection, Parks and Culture was put.

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

Yea: Councillors Clement, Golden, Lazarenko, Lubosch, Murray, O'Shaughnessy, Steek, Thomas, Timm-Rudolph, Vandal and Deputy Mayor Eadie. 11

Nay: Councillors Prystanski, Phillips, Silva and Her Worship Mayor Thompson. 4

and the recommendation of the Committee on Protection, Parks and Culture was declared carried.

Proposed Amendment to St. Boniface Museum By-law No. 4824/88
File PR-9.3 (Vol. 5)

839 - 6. The Committee on Protection, Parks and Culture has been advised that the Riel Community Committee, at its meeting on May 13, 1996, heard representation from Dr. Philippe Mailhot, Administrator, St. Boniface Museum proposing amendments to the St. Boniface Museum By-law No. 4824/88.

The Riel Community Committee concurred with the Administrator of the St. Boniface Museum, and recommended the following amendments to the St. Boniface Museum By-law, namely:

1. Amend Clause 4(a) of the By-law to permit the appointment of nine instead of eight members to the Board (of whom one shall be a Councillor and eight shall be citizens);

2. Amend Clause 2 of the By-law to read as follows: "Citizen" means a person other than a Councillor who is an inhabitant of the Community and is entitled to vote in the municipal elections of the said City and is functional in both Official Languages.

3. Amend Clause 2 of the By-law to define the word "Community" as including the entire City, rather than just the Riel Community.

The Committee on Protection, Parks and Culture concurred in the recommendation of the Riel Community Committee, and therefore recommends:

I. That the St. Boniface Museum By-law No. 4824/88, be amended as follows:

(a) Amend Clause 4(a) to permit the appointment of nine instead of eight members to the Board (of whom one shall be a Councillor and eight shall be citizens);

(b) Amend Clause 2 to read as follows: "Citizen" means a person other than a Councillor who is an inhabitant of the Community and is entitled to vote in the municipal elections of the said City and is functional in both Official Languages.

(c) Amend Clause 2 to define the word "Community" as including the entire City, rather than just the Riel Community.

II. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing, including the preparation of the necessary by-law amendment for submission to Council.

Adopted by consent.

Award of Contract for the Spring to Fall Park Maintenance and related work at Nine Large Parks and Open Spaces
File GL-9 (Vol. 8) c/r PR-7 (Vol. 5)

840 - 7. The Committee on Protection, Parks and Culture has been advised that the award of a contract for the Spring and Fall maintenance at six of the nine large parks and open spaces for a period of five years requires the authorization of Council as it is in excess of $1,000,000.00 and involves the commitment of future funding for a period of five years.

As background history, the Parks and Recreation Department was directed by Council to tender the Spring to Fall Park Maintenance and Related Work at Nine Large Parks and Open Spaces as a part of the "Innovative Options" Program that was adopted in connection with the 1996 Current Budget on January 31, 1996.

Tenders for the Spring to Fall Park Maintenance and Related Work at Nine Large Parks and Open Spaces, Tender No. P. D. 96-045 closed on Tuesday, April 30, 1996, at 12:00 Noon local time. The Tender was structured so as to allow for the submission of a single bid for the entire project (Alternative A) or for the submission of bids on a section by section basis (Alternative B).

Section 1	Kilcona Park and Harbourview Recreation Complex
Section 2	John Blumberg Park
Section 3	La Barriere Park including Camp Amisk
Section 4	Little Mountain Park
Section 5	Maple Grove Park and South End Pollution Control Centre
Section 6	North End Pollution Control Centre
Section 7	Deacon’s Reservoir

Upon the closing of Tender No. P.D. 96-045, the Parks and Recreation Department's costs to perform the said works utilizing in-house forces were released. It is these costs that were used as a benchmark to determine the savings, if any, to be realized, by the contracting out of the aforementioned maintenance services.

Under Alternative "A", Shelmerdine Nurseries and Garden Center Ltd. provided the lower complete and responsive bid of the two submissions received resulting in a $195,137.32 saving over five years when compared to the Parks and Recreation Department's cost to perform the said works utilizing in-house forces. This equates to a 7.7% overall saving.

Under Alternative "B", Shelmerdine Nurseries and Garden Center Ltd. provided the lowest complete and responsive bid received for Sections 1, 6 and 7 of the Schedule of Prices. The bid meets the requirements of the published specifications in all material respects. The combined bid for the above referenced sections results in a $213,085.03 saving over five years when compared to the Parks and Recreation Department's cost to perform the said works utilizing in-house forces. This equates to a 15.6% overall saving.

Also under Alternative "B" McEwen Brothers Ltd. provided the lowest complete and responsive bid received for Section 3 of the Schedule of Prices. The bid meets the requirements of the published specifications in all material respects. The bid for this section results in a $99,257.00 saving over five years when compared to the Parks and Recreation Department's cost to perform the said works utilizing in-house forces. This equates to a 25.0% overall saving.

Further under Alternative "B" Mark Budzinski, operating as BNE Enterprises, provided the lowest complete and responsive bid received for Section 4 of the Schedule of Prices. The bid meets the requirements of the published specifications in all material respects. The bid for this section results in a $209,499.00 saving over five years when compared to the Parks and Recreation Department's cost to perform the said works utilizing in-house forces. This equates to a 52.5% overall saving.

And further under Alternative "B" the Parks and Recreation Department's costs to perform the said works in Sections 2 and 5 of the Schedule of Prices were lower than the lowest respective bids received for each by a total of $128,435.30. This equates to a cost differential of 25.7%.

By awarding Sections 1, 3, 4, 6 and 7 to the lowest respective bidders and by not awarding Sections 2 and 5, the resulting saving over five years is $521,841.03 or 20.6%.

Therefore, the Award of the Contract on the basis of Alternative "B" as opposed to Alternative "A" will result in additional savings to the City of $326,703.48 over the five year term of the contract.

The Manager of Materials, Materials Management Division, Corporate Finance Department, advised that each of the Tender Submissions submitted by McEwen Brothers Ltd. and Shelmerdine Nurseries and Garden Center Ltd. was accompanied by a Bid Bond and an Agreement to Bond and the Tender Submission submitted by BNE was accompanied by a Standby Letter of Credit and Written Undertaking which have been certified by the Legal Services Division of the Corporate Services Department.

Tender Documents submitted by McEwen Brothers Ltd. and Mark Budzinski operating as BNE Enterprises contained no errors. Tender Documents submitted by Shelmerdine Nurseries and Garden Center Ltd. contained a calculation error in Section 1 of Alternative "B" resulting in a corrected bid reduction of $74.59.

Previous experience of the Parks and Recreation Department with Shelmerdine Nurseries and Garden Center Ltd. and McEwen Brothers Ltd. has indicated that they have the necessary resources and experience to undertake the project in accordance with the Specifications.

The Parks and Recreation Department has no previous experience with Mark Budzinski operating as BNE Enterprises. However, the Contractor's statement of experience in similar work as indicated on Form B1: Qualification - Contractor of the Tender Submission coupled with the Department's verification of same leads them to believe that the contractor has the necessary resources and experience to undertake the project in accordance with the Specifications.

The following is a detailed breakdown of the Contract Distribution and Associated Prices on the basis of Alternative "B":

SHELMERDINE NURSERIES AND GARDEN CENTER LTD.

Description:		Total Amount
Section 1:	Kilcona Park and Harbourview Recreation Complex	$947,017.17
Section 6:	North End Pollution Control Centre	$195,866.50
Section 7:	Deacon's Reservoir	$12,704.30
	Total	$1,155,587.97

McEWEN BROTHERS LTD:

Description		Total Amount
Section 3:	La Barriere Park including Camp Amisk	$297,149.00

MARK BUDZINSKI OPERATING AS BNE ENTERPRISES:

Description		Total Amount
Section 4:	Little Mountain Park	$189,400.00

TO BE RETAINED BY THE PARKS AND RECREATION DEPARTMENT

Description	
Section 2:	John Blumberg Park
Section 5:	Maple Grove Park and South End Pollution Control Centre

The funding required for this contract is to be derived from the Current Budget of the Parks and Recreation Department in each of the respective five years of its duration. The funds allocated for 1996 will have to be pro-rated in order to reflect the anticipated July 2, 1996, commencement date. The lapse date for the Award of Contract is June 29, 1996.

The Administration therefore recommended to the Committee on Protection, Parks and Culture as follows:

I. That a Five Year Contract in the amount of $1,155,587.97 be awarded to Shelmerdine Nurseries and Garden Center Ltd. for the Spring to Fall Park Maintenance at Kilcona Park/Harbourview Recreation Complex, North End Pollution Control Centre and Deacon's Reservoir.

II. That a similar Five Year Contract in the amount of $297,149.00 be awarded to McEwen Brothers Ltd. for the Spring to Fall Park Maintenance at La Barriere Park including Camp Amisk.

III. That a similar Five Year Contract in the amount of $189,400.00 be awarded to Mark Budzinski operating as BNE Enterprises for the Spring to Fall Park Maintenance at Little Mountain Park.

IV. That the Parks and Recreation Department continue to provide the maintenance at John Blumberg Park, Maple Grove Park and South End Pollution Control Centre as the internal costs to perform the said works were lower than all of the respective bids received.

Following deliberation, the Committee on Protection, Parks and Culture did not concur with the aforesaid administrative recommendations relative to the award of contract for the Spring to Fall park maintenance and related work at nine large parks and open spaces (PD 96-045), and submits same to Council for consideration.

Moved by Councillor Prystanski,
That the clause be considered.

Carried.

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

WHEREAS the Committee on Protection, Parks and Culture did not concur with the administrative recommendations relative to the award of contract for the Spring to Fall park maintenance and related work at nine large parks and open spaces (PD 96-045);

AND WHEREAS it was the intention of the Executive Policy Committee to recommend concurrence with the administrative recommendations contained within clause 7;

THEREFORE BE IT RESOLVED that the Executive Policy Committee recommends that the recommendation of the Committee on Protection, Parks and Culture not be concurred in and the following administrative recommendations be concurred in, namely:

I. That a Five Year Contract in the amount of $1,155,587.97 be awarded to Shelmerdine Nurseries and Garden Center Ltd. for the Spring to Fall Park Maintenance at Kilcona Park/Harbourview Recreation Complex, North End Pollution Control Centre and Deacon's Reservoir.

II. That a similar Five Year Contract in the amount of $297,149.00 be awarded to McEwen Brothers Ltd. for the Spring to Fall Park Maintenance at La Barriere Park including Camp Amisk.

III. That a similar Five Year Contract in the amount of $189,400.00 be awarded to Mark Budzinski operating as BNE Enterprises for the Spring to Fall Park Maintenance at Little Mountain Park.

IV. That the Parks and Recreation Department continue to provide the maintenance at John Blumberg Park, Maple Grove Park and South End Pollution Control Centre as the internal costs to perform the said works were lower than all of the respective bids received.

Moved by Councillor Lazarenko,
That the clause be referred back to the Committee on Protection, Parks and Culture.

The motion to refer was put.

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

Yea: Councillors Lazarenko, Murray, Thomas and Vandal. 4

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

and the motion to refer was declared lost.

The recommendation of the Executive Policy Committee was put.

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

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

Nay: Councillors Lazarenko, Lubosch, Murray, Thomas and Vandal. 5

and the recommendation of the Executive Policy Committee was declared carried.

Moved by Councillor Thomas,
Seconded by Councillor Vandal,

BE IT RESOLVED that the clause be amended to concur with the intent of the Committee by adopting the recommendations brought forward by the Canadian Union of Public Employees as follows:

THAT La Barriere Park remain in house at a cost of $264,127.00;

THAT the North End Pollution Control Centre remain in house at a cost of $169,726.00;

THAT Harbourview Recreation Complex and Kilcona Park remain in house at a cost of $877,646.00;

a reduction of $130,000.00 over the contracted out price.

The motion was put.

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

Yea: Councillors Golden, Lazarenko, Lubosch, Murray, Thomas and Vandal. 6

Nay: Councillors Prystanski, Clement, O'Shaughnessy, Phillips, Silva, Steek, Timm-Rudolph, Her Worship Mayor Thompson, Deputy Mayor Eadie and Councillor Angus. 10

and the motion was declared lost.