REPORT OF THE

COMMITTEE ON FINANCE AND ADMINISTRATION

DATED SEPTEMBER 7, 1995

On motion of Councillor Eadie, the Report of the Committee on Finance and Administration, dated September 7, 1995, was considered clause by clause.

Moved by Councillor Eadie,
That the Consent Agenda, Clauses 1,2,3,4,5,6,7,8,9,10,11,12,13 and 15, be adopted.

Councillor Prystanski requested that Clause 12 be pulled from the Consent Agenda.

The motion to adopt the Consent Agenda, Clauses 1,2,3,4,5,6,7,8,9,10,11,13 and 15 was put and declared carried.

Her Worship the Mayor and Councillors:

Appointment of Special Constables - Fire Department, Community Services Department and Land and Development Services Department
File GF-2.3 (Vol. 4)

1159 - 1. The Committee on Finance and Administration has been advised by the Law Department that the Senior Fire Prevention Officer, Fire Department, has requested that the following employees of the Fire Department, who will be required to use common offence notices in the enforcement of the Fire Prevention By-law, be sworn in as Special Constables; namely: John Wayne McDonald, John Dale Morrow, James Dennis Whitney, Rodney Craig Inman, Peter Wilhelm Kloos, Dennis Gordon Lacho, Freddie Olynyk, Bradley Ford Smith, Timothy Joseph Tanner, Albert Frank Voth and Bruce David Watt.

The Committee has also been advised that the Supervisor of License Services, Community Services Department, has requested that the following employee of the Department be sworn in as a Special Constable; namely: Allan William Nichols.

The Committee has further been advised that the Supervisor of Property Management, Land and Development Services Department, has requested to have the following employee sworn in as a Special Constable; namely: Cornelius Neil Wiebe

The Committee on Finance and Administration recommends that the City Solicitor/Manager of Legal Services be authorized to make the necessary application to the Attorney-General's Department to have the above-named employees from the Fire Department, Finance Department, and Land and Development Services Department, sworn in as Special Constables.

The Committee also recommends that the Proper Officers of the City be authorized to execute the required Forms of Indemnity of whatsoever kind or nature arising out of the acts and conduct of anything done, said or written by the said Special Constables when they function as a Special Constable under the said appointment.

Adopted by consent.

License By-law No. 6551/95 - Massage Therapists File EL-1.35 (Vol. 4)

1160 - 2. Council at its meeting held March 24, 1993, adopted Clause 8 of Report "A" of the Committee on Finance and Administration dated March 1, 1993, with respect to amendments to the License By-Law No. 4007/85 (6551/95) relating to the licensing of massage therapists. Effective September 1, 1993, massage therapists are distinguished from the general license category of "massagists" by providing evidence that the applicant has successfully completed the requirements of a training program in massage therapy and has received

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accreditation from a registered educational facility named in the by-law. That report recognized that additional schools over and above those initially identified likely existed and stated that "minor amendments to the by-law may be necessary in future to address such situations".

An organization named the Wellington College of Remedial Massage Therapies Inc., Winnipeg, Manitoba, has made application to the City of Winnipeg for recognition as a school of "massage therapy". The applicant has provided the necessary documentation indicating the certification of Wellington College of Remedial Massage Therapies Inc. under the Private Vocational Schools Act of Manitoba.

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

I. That License By-Law No. 6551/95 with respect to massage therapists be amended by adding the following school to the list of registered educational institutions recognized under the License By-law, namely, Wellington College of Remedial Massage Therapies Inc., Winnipeg, Manitoba.

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.

Recommendations for Amusement Tax Exemption File FL-6 (Vol. 12)

1161 - 3. 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:

Dance Manitoba for:
Dance Manitoba Membership Showcase on November 5, 1995 at the Centre Culturel Franco-Manitobain and Dance Manitoba Provincial Dance Festival, May 8-18, 1996 at the Pantages Playhouse Theatre and the Manitoba Theatre Centre.

Winnipeg Jewish Theatre for:
Kindertransport, October 18-29 at Prairie Theatre Exchange

Groundswell for:
Irish Fusion, October 15, 1995 at Young United Church
Red, Hot and New! December 9, 1995 at the Royal Winnipeg Ballet Studio
The Trojan Women, January 15-16, 1996 at Glenlawn Performing Arts Centre
Patterns, February 20, 1996 at the Winnipeg Art Gallery
Moon Madness, April 29-30 (location to be announced)

Dance Collective for:
Home Shows at the Centre Culturel Franco-Manitobain, December 7-9, 1995 and March 21-23, 1996.

Aurora Musicale for:
Concerts at the University of Winnipeg: Spotlight on Clarinet & Oboe on October 4, 1995;
Jensen/Burleson Duo on December 4; and Canadian Classics on April 22, 1996.

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Winnipeg Football Club for:
Football games in the 1996 Season of the Canadian Football League held at the Winnipeg Stadium with the proviso that the exemption does not apply where pre-game, half-time, or post-game entertainment results in an increase in the admission price.

Manitoba Theatre for Young People for:
1995-96 plays at the Gas Station Theatre: Stuart Little, October 6-8; Dolphin Talk, October 13-22; The Nightingale, December 8-17; Night Light, February 2-11; Making Friends & Influencing People, February 16-17; The Book of Miracles, March 15-16; Crusoe and Friday, April 19-28; and The Number 14, November 3-5 at the Winnipeg Art Gallery.

Musick Barock for:
Concerts at Bethel Mennonite Church: Titan's Doubles on October 1; Ensemble Clement Janequin on November 19; and Les Gouts Reunis on December 1.

Associated Manitoba Arts Festivals Inc. for:
The Air Command Band in Concert, November 7 and 8, 1995 at the Glenlawn Collegiate Institute.

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.

Proposed Acquisition - Block 16 and 17, Plan 21549 - East Side Lagimodiere Boulevard South of Dawson Road
File FI-2(35) (Vol. 2)

1162 - 4. At its meeting of March 9, 1995 the Board of Commissioners directed the Land and Development Services Department to negotiate for the acquisition of the subject property shown on Misc. Plan No. Riel 9439.

Ongoing negotiations recently resulted in the proposed agreement as outlined on Schedule "A".

The proposed land acquisition for a future interchange at Lagimodiere Boulevard and Fermor Avenue is not included in any of the three lists of the Property Acquisition Program for Future Regional Transportation Purposes. The widening of Fermor Avenue from Lagimodiere Boulevard to the east City Limit is in List 3 which relates to property acquisition beyond the 5 year Capital Program.

The proposed acquisition would provide the land required to relocate the Manitoba Hydro Transmission Lines in the event the future Fermor Avenue widening and interchange improvements take place.

The owners have included the lands in a rezoning application and have advised that if the City is not prepared to acquire them now then they will be included in the next development phase of the Royal Mint subdivision. If acquired by the City, the lands proposed for acquisition would have little, if any, development potential in the event the proposed interchange and widening project is canceled. Should the City's transportation project proceed as planned the future costs of acquiring developed lands would be significantly increased.

Given the current proposed acquisition costs versus the potential future acquisition costs the Land and Development Services Department supports the acquisition of the subject property as being reasonable and in the City's best interests.

Adequate funding for the proposed acquisition has been allocated in the Land Acquisition for Future Transportation Purposes Account.

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The Committee on Finance and Administration recommends:

I. That the acquisition of the subject property, as shown on Misc. Plan No. Riel 9439, be approved at a price of $74,400.00 in accordance with the terms and conditions of Schedule "A".

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.

A copy of Misc. Plan No. Riel 9439 and Schedule "A" are on file in the office of the City Clerk.

Adopted by consent.

Proposed Leave and License Agreement - Petrasko Bros. Ltd. - Part Public Road, Plan 9076 File FI-2.2(33) (Vol. 1)

1163 - 5. The subject property known as 1577 Henderson Highway and shown outlined on Misc. Plan No. EKT 9353/1, was acquired by the former Metro Corporation for transportation purposes. Since 1972, the property has been leased to Petrasko Bros. Ltd. for the operation of a garden centre. The most recent agreement which was for a three year term at a rental of $8,400.00 per annum plus realty taxes expired on March 31, 1995. The tenancy has continued in an overholding position pending the negotiations of a leave and license agreement.

The Streets and Transportation Department has advised that it has no objections to a renewal of the agreement and indicated that the Easterly extension of Chief Peguis Trail is not in the 1996 to 2000 Five Year Capital Program, and is not expected to proceed in the next five to ten years.

Briefly, the negotiated terms and conditions of the proposed leave and license agreement provide for the following:

Location	East side of Henderson Highway at Chief Peguis Trail
Term	Annual continuing, having commenced April 1, 1995
Purpose	Operation of a garden centre
Rental	$8,400.00 per annum, payable in monthly installments of $700.00, plus as additional rental an amount equivalent to realty taxes. Rental is subject to annual review by the City but in no event will it be less than that paid in the previous year
Insurance	Public Liability insurance of at least $1,000,000.00 naming the City as additional insured and containing a cross-liability clause
Cancellation	60 days notice by either party

The Department recommends that the tenant submit a site development plan to be approved by the Commissioner of Planning and Community Services. The reason for this requirement is due to the fact that the subject right-of-way is not zoned and therefore the Land Development Division would like any improvements placed on the lands to conform to C-2 zoning consistent with Henderson Highway commercial properties.

A review of the rental by the Land and Development Services Department indicates no change in rental is warranted. The rental rate is reasonable and continues to provide for the future escalation of realty taxes.

The Committee on Finance and Administration recommends:

I. That a Leave and License be granted to Petrasko Bros. Ltd. of that portion of Public Road Plan 9076 outlined and identified as "Subject Property" on Misc. Plan No. EKT 9353/1, in accordance with the terms and conditions outlined, and in a form satisfactory to the City Solicitor/Manager of Legal Services.

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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.

Copy of Misc. Plan No. EKT 9353/1 is on file in the office of the City Clerk.

Adopted by consent.

Proposed Acquisition - Part Dominion Lumber Property - Pacific Avenue
File FI-2(34) (Vol. 2)

1164 - 6. Winnipeg Hydro has been attempting to expand its site at 1315 Notre Dame Avenue in order to consolidate its operations. Construction and maintenance staff has been located at the Mill Street and the Rover Avenue substations. Improvements to operating efficiencies can be achieved by relocating both of these groups of people to one location. A recent land exchange completed with Dominion Lumber facilitated moving the underground distribution staff from Mill Street (temporarily at Amy Street) but was not nearly large enough to include the staff from Rover Avenue (57 permanent positions). Approximately $4.2 million dollars has been approved in the City's 1993 Capital Program for renovation and expansion of the garage and services at 1315 Notre Dame, and DS Lea has been employed to conduct a program review and prepare a concept plan.

Dominion Lumber whose property adjoins the 1315 Notre Dame Avenue Winnipeg Hydro site, has expressed an interest in selling additional property to the City. The Board of Commissioners on April 13, 1995, considered the April 5, 1995 report from the Director of Winnipeg Hydro and concurred in the recommendation that the Land Development Department be authorized to negotiate terms and conditions to purchase a portion of the Dominion Lumber site on Pacific Avenue.

Negotiations with the property owner have resulted in a proposed acquisition in accordance with the terms and conditions identified on Schedule "A".

Under the terms of this proposed property acquisition, Dominion Lumber would terminate part of an existing lease of land from the City of Winnipeg shown as "Property Lease to be Terminated" on Misc. Plan No. LSWK 8899/9. This partial lease cancellation would occur at year end, i.e. the date of closing of the purchase transaction, and Dominion Lumber would continue with a lease of the remainder of that City-owned land (± 2896 m²) at a pro-rated rental, together with an additional lease of part of the property proposed herein for purchase by the City (± 9846 m² site with the 32,000 sq. ft. building) for a one year term ending on December 31, 1996.

The proposed purchase price lies within the range of market value. The Land and Development Services Department considers this proposed purchase price together with the remainder of the terms and conditions to be both fair/reasonable and in the City's best interest. Furthermore, the Director of Winnipeg Hydro indicates that the proposed purchase price of $1.25 million lies well within the special value that this property holds for Winnipeg Hydro from an operations point of view.

This acquisition and its related costs are to be funded from Capital Account No. 40-118117-61930103xx.

The Committee on Finance and Administration recommends:

I. That the acquisition of the subject property at a purchase price of $1,250,000.00, be approved in accordance with the terms and conditions outlined on Schedule "A".

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.

Copies of Misc. Plan No. LSWK 8899/9 and Schedule "A" are on file in the office of the City Clerk.

Adopted by consent.

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Proposed Closing and Sale of part of the Disraeli Freeway (including Street and Lane Pavements) - Southeast Corner of Main Street and Disraeli Freeway
Files FI-2.4(32) (Vol. 1) and DAC 2/95

1165 - 7. Application to close and acquire the rights-of-way proposed to be closed as shown on Misc. Plan No. CC 9363 was made by Buchwald Asper Gallagher Henteleff, Solicitors, on behalf of the Ukrainian Cultural and Educational Centre (UCEC).

The rights-of-way proposed to be closed are to be used for the expansion of the existing Ukrainian Cultural and Educational Centre building commonly known as 184 Alexander Avenue.

The proposed closure was circulated to all concerned City and public agencies with no objections being received. However, both the West Central District Operations and the Waterworks, Waste and Disposal Department identified a number of engineering works requirements as well as the existence of facilities which would have to be relocated, abandoned, or protected by easements. The Winnipeg Hydro also informed of existing overhead plant which could require re-routing. Centra Gas, on the other hand, would require easements for its mains and service.

On February 7, 1995, the City Centre Community Committee recommended approval of the closing in accordance with said Misc. Plan No. CC 9363.

On February 28, 1995, the Committee on Planning and Community Services approved the proposed closing and recommended preparation of the closing by-law.

Council, on March 22, 1995, adopted the recommendation of its Committee on Planning and Community Services and instructed the City Solicitor to prepare the necessary By-law for submission to Council to effect the closing in the manner shown on Misc. Plan No. CC 9363.

In the meantime the Land and Development Services has proposed terms and conditions which are consistent with similar transactions of closing and sale as outlined in Schedule “A”. The UCEC, however, recognizing that it would be responsible for all engineering works and be liable for all costs and charges which may arise by reason of the closing, has proposed that conveyance of the rights-of-way to be closed to the UCEC be for the nominal amount of $1.00 in line with the “Eligibility Criteria” established by Council on October 31, 1990, which are the following:

i) The organization must provide a facility operated in its entirety by a non-profit organization for non-profit uses.

ii) The organization must provide for activities which are compatible with the City’s needs.

iii) The organization must provide facilities for which there is a current and projected need in that location.

iv) The organization must provide reasonable access to all Winnipeg residents without discrimination.

v) The organization must provide access without the charging of initiation fees, membership fees or other costs which are incompatible with like facilities or organizations.

vi) The organization must provide evidence of available funding and commitment to complete the project and assurance that no ongoing operating subsidies from the City will be required over the life of the development.

In support of the UCEC’s meeting the foregoing criteria, Solicitors for the UCEC advised as follows:

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i) UCEC is a registered charity for purposes of the Income Tax Act bearing Revenue Canada charitable registration number 0304618-22 and as such, qualifies as a non-profit organization operated for non-profit uses.

ii) The activities conducted by UCEC are compatible with the City's needs in that it operates a library, museum, archives, art gallery and provides education and extension services to the community-at-large. All of these services are provided by UCEC for the benefit of the citizens of the City of Winnipeg by a professional staff supported by a volunteer board of directors which undertakes the necessary fundraising to support UCEC's various programs.

iii) The site occupied by UCEC is recognized as the northern "gateway" to the cultural centre of the City. Given the proposed expansion and development of its existing site, the image and profile of its facilities shall be consistent with the City's plans to revitalize and upgrade Main Street and the City's core area. In ultimately creating a direct physical link with the Museum of Man and Nature, UCEC shall tap into the proposed completion of the indoor, downtown corridor linking all major downtown facilities and amenities for the enhancement of the life of the citizens of the City of Winnipeg and the City's visitors.

iv) Access to UCEC's art gallery, museum, library, archives and extension services is provided to all Winnipeg residents, without discrimination.

v) UCEC does not charge an initiation fee, require membership nor does it impose costs which are incompatible with like facilities or organizations such as the Winnipeg Art Gallery, the Manitoba Museum of Man and Nature, the Provincial Archives or the Winnipeg Public Library. Although UCEC does have a membership program, membership is not required to enjoy any of its facilities, or programs, all which are open to the general public. Also, although admission to UCEC is generally free of charge, some of its programs require nominal fees to offset some of their expenses however, these are in line with comparable programs of similar institutions.

vi) UCEC owns its existing building and collection on a debt-free basis. With the recent acquisition from the Province of Manitoba of all adjacent lands within the block bounded by Alexander and Pacific Avenues, Martha Street for $1.00, UCEC has significantly expanded the value of its asset base. In order to finance its expansion and development, UCEC has succeeded in obtaining an Infrastructure Grant from the Government of Canada and the Province of Manitoba in the sum of $900,000.00 and is in the process of arranging bridge financing with a credit union for the sum of $750,000.00, all of which is being augmented by a capital fundraising campaign being undertaken by UCEC's Board of Directors. The UCEC does not anticipate that it shall require operating assistance from the City beyond its existing support in terms of exemption from real property taxes and such operating grants as UCEC has historically received from the City.

Solicitors, however, submit on behalf of their Client, that given the nature of the development proposal for the lands, the City not require that it retain a reversionary right (protected by Caveat) in the lands proposed to be conveyed to the UCEC. Solicitors have informed that their Client's agreement with the Province regarding the lands being transferred to UCEC allowed a period of nine years within which to conclude Phase I of its development and that upon completion of Phase I, the Province's reversionary right would cease. At the very least, Solicitors have asked that a similar arrangement be extended to their Client.

Council's reversionary right policy, in the opinion of the Land and Development Services Department, would apply where lands being disposed of were other than streets and lane. It should also be noted that the streets and lane proposed to be conveyed to the UCEC are to be consolidated with the applicant's existing holdings so that to enforce the reversionary right policy sometime in the future might prove impractical.

Solicitors have requested however, that if the City insists in imposing the reversionary right policy and a caveat is registered against the lands, that assurance be given to their Client that the City would postpone its caveat to any mortgages arranged or renewed by UCEC from time to time.

The Land and Development Services Department has suggested that in lieu of the reversionary right policy, sale of the streets and lane be subject to the additional condition that at such time that the UCEC ceases to operate as a registered charitable non-profit organization, the UCEC will pay to the City an amount equivalent to the then market value of the streets and lanes conveyed to the UCEC.

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The lands comprising the rights-of-way to be closed contain 2003.5 m². (21,565 sq.ft.). The assessed value of the lands has been estimated at $194,000.00 ($9.00/sq. ft.) by the Assessment Department. In light of UCEC's request that the lands be conveyed to it for $1.00, a formal appraisal of the lands comprising the streets to be closed has not been conducted nor have negotiations been concluded at an economic market value level. It is anticipated, however, that the range of value would be from a low of $4.29/square foot to a high of $10.36/square foot ($92,513.00 to $223,413.00).

The Committee on Finance and Administration recommends:

I. That the rights-of-way proposed to be closed as shown on Misc. Plan No. CC 9363 be sold to the Ukrainian Cultural and Educational Centre for the sum of $1.00 in accordance with the terms and conditions outlined in Schedule "A".

II. That the Ukrainian Cultural and Educational Centre be required to pay an amount equivalent to the present market value of the land comprising the streets and lane at such time as the Ukrainian Cultural and Educational Centre ceases to operate as a registered, non-profit entity.

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.

Copies of Misc. Plan No. CC 9363 and Schedule "A" are on file in the office of the City Clerk.

Adopted by consent.

Proposed Acquisition of Land for the Future Gateway/Raleigh Corridor
File FI-2(33) (Vol. 1)

1166 - 8. In November of 1993, the owner of property located on the west side of Watt Street, south of Lewis Street, advised that the property was available for sale to the City.

On August 11, 1994, the Board of Commissioners recommended that the Director of Land Surveys and Real Estate be authorized to negotiate for the acquisition of the subject lands, as outlined on Misc. Plan No. EKT 8749, for the future Gateway/Raleigh Corridor.

While the need for this property is long term, its acquisition by the City at this time would prevent an increase in future costs. The property, because of its shape does not have strong development potential, however, there is a remote possible use for the property as non-accessory parking. This would require a re-zoning to commercial or industrial but would only provide 4-5 parking stalls. It should be noted this odd-shaped property was created through severance as a result of the City's acquisition of land (for Watt Street) from the Arctic Ice Co. back in 1947.

There is nothing obvious about the appearance of the property that would lead one to suspect contamination, however, it exists in close proximity to a former City incinerator site and was used recently for the storage of trucks and tires. The Streets and Transportation Department does not intend to arrange for any environmental testing as the lands are intended to be used for roadway purposes.

The Land and Development Services Department considers the terms of acquisition to be reasonable.

Authority has been delegated to the Director of the Land and Development Services Department to approve the terms of acquisition of those properties whose price is under $25,000.00. However, such delegation applies only to those land acquisition projects which are Council approved. There is no generic Council approval for land acquisition for the Raleigh Route, therefore, the terms of this acquisition are submitted for the consideration of Council.

Funding for this acquisition has been committed against the "Land Acquisition for Future Transportation Purposes" account by way of Budget Bureau certificate dated July 15, 1994.

The Committee on Finance and Administration recommends:

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I. That the acquisition of the subject property be approved for the sum of $1,750.00 in accordance with the terms and conditions outlined on Schedule “A”.

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.

Copies of Misc. Plan No. EKT 8749 and Schedule “A” are on file in the office of the City Clerk.

Adopted by consent.

Initiation of Court Action Restraining the Listing of Telephone Numbers in the Manitoba Telephone System Directory
File EL-1.35 (Vol. 4)

1167 - 9. Council on June 14, 1995, 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 Silva,
Seconded by Councillor Prystanski,

WHEREAS the failure to pay annual license fees is an offense under the City of Winnipeg Licensing By-law (OPERATING WITHOUT A LICENSE);

AND WHEREAS The City of Winnipeg Act, Section 147, empowers the City to enforce this By-law in the Court of Queen's Bench;

BE IT RESOLVED THAT the City Solicitor's Office be directed to initiate Court action restraining the use of telephone numbers listed in the Winnipeg Telephone Directory as belonging to Dating and Escort Services and Massage Parlours until such time as the fees due in regards to these businesses are paid in full.

On July 17, 1995, the Committee on Finance and Administration considered a report from the Legal Services Branch advising that in addition to prosecuting an individual or firm for breach of a by-law, Section 147 of The City of Winnipeg Act authorizes the enforcement in the Court of Queen's Bench by means of injunction or mandamus. That remedy, however, is restricted to the particular offender whom it is proven has violated the by-law, however, it cannot and would not extend to prohibiting such businesses from being listed in the Winnipeg Telephone Directory. Unlicensed dating and escort services are being charged and prosecuted for violating the by-law as and when the necessary evidence is available through the appropriate police investigation.

Subsequently, on July 17, 1995, the Committee on Finance and Administration amended the third paragraph of the motion as follows and requested comment from the City Solicitor/Manager of Legal Services, namely:-

> “*BE IT RESOLVED THAT the City Solicitor's Office be directed to initiate Court action restraining the use of telephone numbers listed in the Winnipeg Telephone Directory until such time as license fees due in regards to businesses are paid in full.”*

On September 7, 1995, the Committee on Finance and Administration was advised by the Legal Services Branch that the amended motion does not change its previous opinion, namely, that the remedy under Section 147 of The City of Winnipeg Act cannot and would not extend to prevent businesses from being listed in the Winnipeg Telephone Directory unless and until license fees are paid.

In view of the legal opinion provided by the Legal Services Branch, the Committee on Finance and Administration therefore recommends that the above motion be filed.

Adopted by consent.

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Expropriation - Nairn Avenue Widening Project - Grey Street to Panet Road File FI-2.3(33) (Vol. 1)

1168 - 10. Council on December 14, 1994, approved the 1995 Capital Estimates and the 1996-2000 Five Year Forecast which provided for the 1995 property acquisition and engineering design for the Nairn Avenue Widening and 1996 construction of the Project.
Negotiations have been ongoing for the acquisition of the requisite properties, however, it has become evident that although some properties could be acquired by negotiation, expropriation will be required to ensure timely possession of all properties for 1996 construction.

The properties proposed for expropriation are shown as "Additional Lands required for widening not under Reversionary Agreement" on Misc. Plan Nos. EKT 8676/3-6.

The City, by virtue of a Reversionary Agreement, has interests in the balance of the lands required for the Nairn Avenue Widening as noted on Misc. Plan No. EKT 8676/3-6 which are not being expropriated.

Initial funding for the acquisition program is available from Account No. 01 118117 340199 WL034. Additional funds will be required to account for the costs of implementing the expropriation, and although these added funds will not be required until 1996 at the earliest, the Streets and Transportation Department are arranging this additional funding.

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

I. That the City Solicitor/Manager of Legal Services be instructed to initiate expropriation proceedings for the acquisition of 670, 680, 690, 700, 768, 854, 930, 970, 1004, 1050, 1150 and 1220 Nairn Avenue and 1650 Regent Avenue West identified and required by the City for the Nairn Avenue Widening as shown on Misc. Plan Nos. EKT 8676/3-6.

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.

Copies of Misc. Plan Nos. EKT 8676/3-6 are on file in the office of the City Clerk.

Adopted by consent.

Loan Guarantee - St. Norbert Community Centre File PR-2 (Vol. 80)

1169 - 11. On May 25, 1995, the Committee on Finance and Administration considered a request from the St. Norbert Community Centre for a loan guarantee to assist in the financing of the construction of a multi-use recreational centre to replace the existing east side outdoor hockey rink at the St. Norbert Community Centre. Committee referred the request to the Director of Corporate Finance for analysis and 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, 1994, the City of Winnipeg was the guarantor of ten different loans in the total amount of $2,869,000.00. 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 and are factors in

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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.

One of the requirements of the City's loan guarantee policy states:

> "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 total project cost is estimated to be $1,356,000.00 (including 5% contingency cost). In order to comply with the City's loan guarantee policy, St. Norbert Community Centre intends to proceed with this construction project in two phases:

Phase I	$1,209,000.00
Phase II	147,000.00
Total Project	$1,356,000.00

If the loan guarantee is approved they will have sufficient funding in place to construct the basic multi-use recreational centre (Phase I). Additional enhancements to the building totalling $147,000.00 will take place during Phase II. The Phase II enhancements will only proceed once the funding is in place and there will be no additional loan associated with Phase II.

The loan that the City is being asked to guarantee represents just under 50% of the total project cost of $1,356,000.00. The funding for the project will be provided from the following sources:

Federal Government Grants	(14.9%)	$202,000.00
Provincial Government - Community Places Program Grant	(3.7%)	50,000.00
City of Winnipeg - Community Incentive Grant (2.6%)		35,000.00
Tri-Level Infrastructure Funds	(8.8%)	120,000.00
St. Norbert Community Centre Funds	(11.4%)	155,000.00
Loan - which the City will guarantee	(49.8%)	675,000.00
Funds still to be raised for Phase II	(8.8%)	119,000.00
Total Project Cost	(100.0%)	$1,356,000.00

It should be noted that not including the future fund raising for Phase II, St. Norbert Community Centre has raised approximately $487,000.00 from non-City of Winnipeg sources as a down-payment for this project. This represents approximately 36% of the total project cost, so they have exceeded the 20% non-City of Winnipeg down-payment requirement by a substantial amount.

The Parks and Recreation Department has also examined St. Norbert Community Centre's proposal and while they raised concerns regarding the need for another indoor arena in the City of Winnipeg at this time, they recognize the substantial commitment, dedication and fund raising that the Centre has for this project. Aside from this concern of the Parks and Recreation Department, the proposal would appear to meet all of the requirements of the City's loan guarantee policy.

On July 24, 1995, the Committee on Protection, Parks and Culture recommended approval of the multi-use facility proposal.

The Committee on Finance and Administration recommends:

I. That the request from the St. Norbert Community Centre that the City guarantee its proposal loan financing in the amount of $675,000.00 be approved to allow the club to proceed with the construction of a multi-use recreational centre to replace the existing east side outdoor hockey rink.

Report of the committee on Finance and Administration dated September 7, 1995

II. That the Proper Officers of the City be instructed to take all the necessary steps to give effect to Council's decision, including obtaining approval from the Minister of Finance in accordance with Section 313 of The City of Winnipeg Act.

Adopted by consent.

472, 480, 482 and 484 McDermot Avenue
File FI-2(32) (Vol. 2)

1170 - 12. Council on June 14, 1995, 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 namely:

Moved by Councillor Prystanski,
Seconded by Councillor Silva,

WHEREAS the property commonly known as 472, 480, 482 and 484 McDermot Avenue has been at the centre of controversy between the residents and businesses in the inner Winnipeg area;

AND WHEREAS the issues surrounding Zoning Application DAZ 252/91 are still outstanding, and in need of resolution for the inner Winnipeg's neighbourhoods;

AND WHEREAS there is an outstanding property matter before the Committee on Finance and Administration;

AND WHEREAS the need to resolve this issue is of great importance as the houses are in deteriorating state as they are sitting vacant;

AND WHEREAS several of the issues of the surrounding businesses have changed;

AND WHEREAS the state of these houses has raised problems for homeowners' insurance policies;

AND WHEREAS the community itself wants a resolution to their position of rebuilding the subject homes;

THEREFORE BE IT RESOLVED that this issue be resolved by the Committee on Finance and Administration in favour of the residents within 60 days, and these homes be restored to residential use.

Council, on August 10, 1995, requested the Committee on Finance and Administration to report back to its next meeting on September 27, 1995, regarding this matter.

On September 7, 1995, Committee considered a communication from the City Centre Community Committee re-affirming its support for a land exchange with Canadian Tire Corporation, which owns the four properties on McDermot Avenue.

The Committee on Finance and Administration therefore recommends that Council support in principle the aspect of a land exchange with Canadian Tire Corporation involving Harriet Street; and the Committee has requested the Administration to report back with additional information relative to terms acceptable to Canadian Tire Corporation, the parking lot on Harriet Street to be also included in the discussions.

Moved by Councillor Eadie,
Adoption of the clause.

Report of the committee on Finance and Administration dated September 7, 1995

In amendment,

Moved by Councillor Prystanski,
Seconded by Councillor Silva,

WHEREAS this clause recommends supporting only “in principle” the land swap between the City of Winnipeg and Canadian Tire;

AND WHEREAS the intention of Council is to see a resolution in support of the problem at McDermot and Isabel;

AND WHEREAS no decision will be made until a final proposal is accepted by Canadian Tire and the Land & Development Department;

THEREFORE BE IT RESOLVED that the wording “in principle” be removed.

The amendment was put and declared carried.

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

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

Yea: Councillors Boychuck, Duguid, Hyman, Lazarenko, Murray, O’Shaughnessy, Prystanski, Silva and Thomas. 9

Nay: Councillors Reese, Clement, Eadie, Golden, Fraser, Her Worship Mayor Thompson, and Councillor Angus. 7

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

Moved by Councillor Silva,
Seconded by Councillor Prystanski,

1171 - BE IT RESOLVED that should the City of Winnipeg assume title to 472, 480, 482 and 484 McDermot Avenue, that Winnipeg Housing Rehabilitation Corporation be allowed to do an assessment on the economic viability of refurbishing the existing homes on the above noted properties.

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

The motion was put.

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

Yea: Councillors Reese, Boychuk, Clement, Duguid, Eadie, Golden, Hyman, Murray, O’Shaughnessy, Her Worship Mayor Thompson and Councillor Angus. 11

Nay: Councillors Prystanski, Silva and Thomas. 3

and the motion was declared carried.

Report of the committee on Finance and Administration dated September 7, 1995

Building Retro-Fit Initiatives
File FE-1 (Vol. 28)

1172 - 13. On August 1, 1995, the Committee on Works and Operations recommended that the following buildings be bundled into proposal call packages and be approved for energy retro-fit on a public-private partnership basis, on a sequential basis priorized as follows:

i) Terry Sawchuk Memorial Arena, Billy Mosienko Arena, St. James Civic Centre Arena, Pioneer Arena, and Century Arena

ii) Pan Am Pool

iii) Administration Building, Council Building, excluding the Public Safety Building, which shall be the subject of a separate future project.

The Committee also authorized the Civic Buildings Department to appoint a consultant to conduct Indoor Air Quality Studies for the Administration Building/Council Building at 510 Main Street, the Pan Am Pool, and the Public Safety Building at 151 Princess Street, and that the required funds of $70,000.00 be provided to engage the consultant.

The Committee further authorized the Civic Buildings Department to prepare and issue sequential proposal call packages comprised of two parts, as follows:

i) Part 1: Qualifications and Experience, and
ii) Part 2: Proposal Submissions regarding the Offerers Proposal.

The Committee on Finance and Administration has been advised that the Indoor Air Quality Study requires preparation by an independent experienced energy consultant to ensure that all existing facility circumstances are clearly documented, deficiencies are addressed and that no deterioration to the health, safety, comfort or productivity of facility occupants results from the energy project.

No funds have been allocated to this project, therefore requiring an additional appropriation of $70,000.00 for the consultant.

The Committee on Finance and Administration therefore recommends:

I. That an additional appropriation in the amount of $70,000.00 be approved to fund a consultant to conduct an Indoor Air Quality Study for the Administration/Council Building at 510 Main Street, the Pan Am Pool and the Public Safety Building in preparation for an energy retro-fit on a public-private partnership.

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.

South East Resource Development Council Corporation - Proposed Property Tax Exemption File FL-2.5 (Vol. 10)

1173 - 14. On September 7, 1995 the Committee on Finance and Administration was advised that the South East Resource Development Council Corporation has notified City Councillors and officials that it intends to purchase the Canadian Nazarene College at 1301 Lee Boulevard and to utilize the establishment for similar purposes such as education and training, including religious studies.

Under The Centennial Projects Tax Status Act, the Province of Manitoba presently provides taxation exempt status to the Canadian Nazarene College at 1301 Lee Boulevard.

Report of the committee on Finance and Administration dated September 7, 1995

The Committee on Finance and Administration therefore recommends:

I. That should the South East Resource Development Council Corporation purchase the Canadian Nazarene College and continue to use the establishment as an institution for education and training, that the City of Winnipeg communicate to the Province of Manitoba that the City of Winnipeg recommends that the existing tax exempt status currently given to the Nazarene College be transferred to the South East Resource Development Council Corporation.

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.

The Executive Policy Committee recommends that the following words be added at the end of recommendation I. namely:

"on the understanding that the organization meets the criteria of an educational facility as stipulated by the Province of Manitoba."

Moved by Councillor Eadie,
Adoption of the clause.

Moved by Mayor Thompson,
That the recommendation of the Executive Policy Committee be adopted.

Carried.

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

Approval of a Special Grant to the Citizenship Council of Manitoba
File FG-1.1(C) (Vol. 6)

1174 - 15. Council on December 13, 1994, adopted Clause 2 of the Report of the Executive Policy Committee dated December 7, 1994, which established funding for six specific organizations by way of a line item in the 1995 Current Estimates, however, no funding was allocated to the Special Grants budget of the Committee on Finance and Administration for 1995.

The Committee on Finance and Administration has been advised by the Citizenship Council of Manitoba that it is conducting the Multilingual Communication Services Review (MCSR) project, together with the Research and Development Division of the Manitoba Interfaith Immigration Council. The MCSR project, implemented in January 1994, is designed to identify the need, demand and supply of interpretation and translation services for Winnipeg across all sectors and to implement training and employment initiatives that overcome language barriers and support economic development.

Funding for the MCSR project is currently approved in the amount of $148,218.00. This amount includes federal contributions of $87,118.00, provincial contributions of $46,000.00 and community contributions of $15,100.00. An amount of $5,000.00 is also pending from a national foundation.

The co-sponsors of the MCSR project have requested funding in the amount of $43,684.00 to be allocated from the Winnipeg Development Agreement. Until this funding commitment is known, the Citizenship Council of Manitoba has requested that a grant in the amount of between $5,000.00 and $10,000.00 be approved towards the project.

The Committee on Finance and Administration recommends:

I. That an additional appropriation for a Special Grant in the amount of $10,000.00 be approved to the Citizenship Council of Manitoba for the Multilingual Communication Services Review Project.

Report of the committee on Finance and Administration dated September 7, 1995

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.

Approval of a Special Grant to the Cathedral Church of Saint John - 135 Anderson Avenue
Files SL(1995) (Vol. 1) and BA 1/95

Note: This clause has been referred back by the Executive Policy Committee to the Committee on Finance and Administration.

1175 - 16. Council on December 13, 1994, adopted Clause 2 of the Report of the Executive Policy Committee dated December 7, 1994, which established funding for six specific organizations by way of a line item in the 1995 Current Estimates, however, no funding was allocated to the Special Grants budget of the Committee on Finance and Administration for 1995.

On September 7, 1995, the Committee on Finance and Administration recommended that a Special Grant be approved to the Cathedral Church of Saint John, 135 Anderson Avenue, for its portion of a local improvement for a sidewalk on the west side of St. Cross Street from the north line of Anderson Avenue to a point approximately 141 feet south of the south line of Mortimer Place.

Section 242 of The City of Winnipeg Act does not permit the City to waive or cancel local improvement levies, however, Committee is of the view that some form of relief, in the form of a grant, should be available to the church in this case.

The Committee on Finance and Administration recommends:

I. That an additional appropriation for a Special Grant in the amount of $6,000.00 be approved to the Cathedral Church of Saint John for its portion of a local improvement as outlined above.

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.

Referred back by Executive Policy Committee to the Committee on Finance and Administration

Approval of a Special Grant to the Pentecostal Assemblies of Canada - 1229 Windermere Avenue
Files FG-1.1(P) (Vol. 8) and SL(1995) (Vol. 1)

Note: This clause has been referred back by the Executive Policy Committee to the Committee on Finance and Administration.

1176 - 17. Council on December 13, 1994, adopted Clause 2 of the Report of the Executive Policy Committee dated December 7, 1994, which established funding for six specific organizations by way of a line item in the 1995 Current Estimates, however, no funding was allocated to the Special Grants budget of the Committee on Finance and Administration for 1995.

Report of the committee on Finance and Administration dated September 7, 1995

On September 7, 1995, the Committee on Finance and Administration recommended that a Special Grant be approved to the Pentecostal Assemblies of Canada, 1229 Windermere Avenue, for its portion of a local improvement for a sidewalk on the east side of Daniel Street from Windermere Avenue to the first lane north of Windermere Avenue.

Section 242 of The City of Winnipeg Act does not permit the City to waive or cancel local improvement levies, however, Committee is of the view that some form of relief, in the form of a grant, should be available to the church in this case.

The Committee on Finance and Administration recommends:

I. That an additional appropriation for a Special Grant in the amount of $1,200.00 be approved to the Pentecostal Assemblies of Canada for its portion of a local improvement as outlined above.

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.

Referred back by Executive Policy Committee to the Committee on Finance and Administration.

REPORT OF THE

COMMITTEE ON FINANCE AND ADMINISTRATION

DATED SEPTEMBER 27, 1995

On motion of Councillor Eadie, the rule was suspended and Clause 1 of the Report of the Committee on Finance and Administration, dated September 27, 1995, was considered.

Her Worship the Mayor and Councillors:

Proposed Acquisition of the Leland Hotel - 218/222 William Avenue

FI-2(32) (Vol. 2)

1177 - 1. The Royal Bank Tower building located at 500/504 Main Street has been acquired by the City through the Tax Sale process and title issued on June 9th, 1995. The Civic Buildings Department has indicated that a purchase of the Leland Hotel at 218/222 William Avenue would expand the building floor plate available for development in concert with the contiguous Royal Bank Tower property.

On February 27, 1995 the Committee on Finance and Administration, directed the administration to enter into informal discussions with the owners of the Leland Hotel for the possible acquisition of the hotel in support of the campus concept policy.

Council on November 17, 1994 approved the allocation of funds in the amount of $1,200,000.00 in the 1995 Capital Estimates for the Campus Plan project - potential property acquisition and building rehabilitation.

The Committee on Finance and Administration is of the view that this funding has been identified for the Campus Concept and the purchase of buildings within the immediate vicinity of the City Hall complex. Other associated costs such as those required to mothball the building, administrative charges, GST, etc., will be dealt with after acquisition has been completed.

The Committee on Finance and Administration therefore recommends:

1. That Council authorize the Proper Officers of the City to exercise the Option to purchase the Leland Hotel property located at 218/222 William Avenue with a closing date of January 1, 1996, up to the specified amount included in the 1995 Capital Estimates for the Campus Plan project.

2. That the Proper Officers of the City do all things necessary to implement the above recommendation including execution of any documents related thereto.

Moved by Councillor Eadie,
Adoption of the clause.

Carried.

COMMITTEE ON FINANCE AND ADMINISTRATION

MOTIONS

Moved by Councillor O'Shaughnessy,
Seconded by Councillor Boychuck,
1178 - WHEREAS the Civic Election will be held on October 25, 1995 and election headquarters is located in the City Clerk's Central office;

AND WHEREAS the Returning Officer will be using the Council Chambers to conduct training classes for Election Officers during the month of October, which classes are estimated to be approximately 2 hours in length;

AND WHEREAS in order to assist election workers in attending training sessions at City Hall, the Returning Officer would like to offer parking in the Civic Centre Parkade at no cost to workers;

AND WHEREAS the Returning Officer will be also using the Council Building on election evening to inform the media, candidates, and interested citizens of the election results and would like to offer parking in the Civic Centre Parkade at no cost during the evening;

THEREFORE BE IT RESOLVED that parking charges in the Civic Centre Parkade be waived for all election workers when attending training sessions conducted by the Returning Officer during the month of October;

AND BE IT FURTHER RESOLVED that parking in the Civic Centre Parkade be offered free of charge to all persons using the facility during the hours of 7:00 P.M. to 10:00 P.M. on Election Day, October 25, 1995.

Carried.

Moved by Councillor Eadie,
Seconded by Councillor Clement,
1179 - WHEREAS the following two applications for exemption from the Amusement Tax By-law No. 3107/81 were received too late to be considered by the Committee on Finance and Administration, namely, Manitoba Amateur Boxing Association Inc. for "Canada vs. Italy" on October 7, 1995 at the Walker Theatre, and University of Manitoba School of Music for a concert on October 22, 1995 at Bethel Mennonite Church;

AND WHEREAS the Winnipeg Arts Advisory Council has reviewed these applications, and under the provisions of Section 7 of the By-law has recommended that they receive an exemption to the Amusement Tax By-law;

AND WHEREAS the events will be held prior to the next meeting of Council on November 29, 1995, and the By-law cannot be amended retroactively at that time;

THEREFORE BE IT RESOLVED that the following list of exemptions be added to subsection 7(6) of the Amusement Tax By-law No. 3107/81, namely:

Manitoba Amateur Boxing Association Inc. for:
Canada vs. Italy on October 7, 1995 at the Walker Theatre

University of Manitoba School of Music for:
Concert on October 22, 1995 at Bethel Mennonite Church

AND BE IT FURTHER RESOLVED that draft By-law to amend By-law No. 3107/81 be submitted to Council for all three readings.

Carried.

Committee on Finance and Administration - Motions (continued)

Moved by Councillor Prystanski,
Seconded by Councillor Silva,

1180 - WHEREAS the City of Winnipeg has implemented the automated garbage collection program;

AND WHEREAS only approximately one in five houses will have the autobin placed behind their property;

AND WHEREAS the autobin is meant to benefit everyone, and not cause financial hardship to the property where the autobin is placed;

AND WHEREAS the autobin has the potential to be hazard to the home owner because of the placement to fences, garages and other yard amenities;

AND WHEREAS only the homes that have the autobin behind the property is there a created hazard, such as broken fences, damaged eaves troughs and fires;

AND WHEREAS the autobin has prevented emergency vehicles from attending emergencies where the autobin has been the cause of the problem;

AND WHEREAS the autobin has created substantial damage to garages at 98 Hallet Street, 832 Magnus Avenue, and 1550 Pritchard Avenue;

THEREFORE BE IT RESOLVED THAT the City of Winnipeg pay claims caused by fires in autobins to the properties;

AND BE IT FURTHER RESOLVED THAT damages caused by the autobins to eaves troughs at 1550 Pritchard Avenue also be paid.

Automatic Referral to the Committee on Finance and Administration in accordance with Rule 16.1 of the Procedure By-law.

Moved by Councillor Silva,
Seconded by Councillor Prystanski,

1181 - WHEREAS there is a need for good affordable housing in the inner city region;

AND WHEREAS the City of Winnipeg owns houses in this area which have been taken over due to tax arrears and are now vacant and boarded up;

AND WHEREAS these homes are a detriment to the community;

AND WHEREAS R.B. Russell School offers an excellent program of refurbishing these types of houses as part of their construction trades course at the school;

AND WHEREAS these houses once refurbished are sold as owner occupied homes at a price which is affordable to residents in the area;

BE IT RESOLVED that the City of Winnipeg assist R.B. Russell Building Construction Refurbishing Project by agreeing to the sale of the property at 627 Sherbrook Street for the price of $1.00 (one dollar) to the R.B. Russell Project.

Carried.

Committee on Finance and Administration - Motions (continued)

Moved by Councillor Silva,
Seconded by Councillor Prystanski,
1182 - BE IT RESOLVED that should the City of Winnipeg assume title to 472, 480, 482 and 484 McDermot Avenue, that Winnipeg Housing Rehabilitation Corporation be allowed to do an assessment on the economic viability of refurbishing the existing homes on the above noted properties.

Automatic Referral to the Committee on Finance and Administration in accordance with Rule 16.1of the Procedure By-law.

Moved by Councillor Prystanski,
That the motion be referred to the Committee on Planning and Community Services.

The Speaker ruled the motion out of order in that the matter had been referred to the Committee on Finance and Administration.

Councillor Prystanski challenged the ruling of the Chair.

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

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

Yea: Councillors Reese, Boychuk, Clement, Duguid, Eadie, Golden, Hyman, Murray, O’Shaughnessy, Her Worship Mayor Thompson and Councillor Angus. 11

Nay: Councillors Prystanski, Silva, and Thomas 3

and the ruling of the Chair was sustained.

COMMITTEE ON FINANCE AND ADMINISTRATION

CONSIDERATION OF BY-LAWS

1183 - On motion of Councillor Eadie, the rule was suspended and the following By-laws were read a first, second and third time, the rule being suspended for the third reading of each by-law, and were passed and ordered to be signed and sealed, namely:

By-law No. 6687/95, a By-law of The City of Winnipeg to acquire land for the purpose of public street for the widening of Nairn Avenue from Foster Street to Panet Road and for the widening of the south east corner of Regent Avenue West and Panet Road, in the City of Winnipeg, in Manitoba. File FI-2.3 (33) (Vol. 1)

By-law No. 6704/95, a By-law of The City of Winnipeg to amend By-law No. 6551/95, being The City of Winnipeg License By-law. File EL-1.35 (Vol. 4)

By-law No. 6705/95, a By-law of The City of Winnipeg to amend the Amusement Tax By-law No. 3107/81. File FL-6 (Vol. 12)

By-law No. 6710/95, a By-law of The City of Winnipeg to amend the Amusement Tax By-law No. 3107/81. File FL-6

Council here reverted to the order of business - "Committee on Finance and Administration, Motions".

COMMITTEE ON FINANCE AND ADMINISTRATION

MOTIONS

Moved by Councillor Duguid,
Seconded by Councillor Boychuk,

1184 - WHEREAS the Clean Environment Commission has scheduled hearings beginning on Monday, October 16, 1995 to hear an application for a new landfill facility in the Rural Municipality of Rosser;

AND WHEREAS the Minister of Environment gave his assurances that the results of separate hearings on Solid Waste Management in the Capital Region would be completed and solutions examined to this common problem in the Winnipeg area before hearings on the specific BFI applications would occur;

AND WHEREAS the financial impact of the BFI facility is predicted to be in the range of $7 million annually to Winnipeg taxpayers and threatens to disrupt existing waste reduction programs;

THEREFORE BE IT RESOLVED that the Minister of Environment be officially requested to postpone the hearings on the BFI application until there has been broad consultation in the region on co-operative solutions to Solid Waste Management;

AND FURTHER BE IT RESOLVED that if the Minister of Environment intends to proceed with the hearings on October 16, 1995 that the City of Winnipeg initiate legal proceedings to halt the hearings in order to ensure that Winnipeg is treated fairly in the consideration of Solid Waste Management in the Capital Region.

The motion was put and declared carried.