REPORT OF THE

COMMITTEE ON PROTECTION, PARKS AND CULTURE

DATED OCTOBER 31, 1994

On motion of Councillor Silva, the Report of the Committee on Protection, Parks and Culture dated October 31, 1994, was considered clause by clause.

Moved by Councillor Silva,
That the Consent Agenda, Clauses 2, 3 and 4, be adopted.

Carried.

Her Worship the Mayor and Councillors:

Note: Clause 1 has been referred back by Executive Policy Committee to the Committee on Protection, Parks and Culture.

Advertising Concept for Golf Courses -
Agreement with Score Advertising Inc
File PR-6 (Vol. 6)

147 - 1. On June 7, 1993, the Committee on Protection, Parks and Culture considered a proposal from Score Advertising Inc. regarding a new advertising concept for golf courses, and subsequently directed the Parks and Recreation Department to review same.

The basic proposal put forth by Score Advertising Inc. is that, at no cost to the City, the organization would provide score cards and golf hole signs for each of the municipal golf courses. The signs would provide a colour diagram of the particular hole indicating yardage, landmarks and providing tips on how to play the hole. The score cards would also provide graphics on the layouts of the various holes along with the usual yardage and par information and local rules. Revenue would be generated by selling advertising space on the tee marker signs and the scorecards, with the City to receive a portion thereof.

On November 29, 1993, the Committee on Protection, Parks and Culture considered report dated November 18, 1993, from the Acting Commissioner, with respect to the proposal, and subsequently directed the Parks and Recreation Department to develop a five-year agreement with Score Advertising Inc. based on Score's Proposal No. 4, with the intent to review the proposal in three years time.

Inasmuch as there was some difficulty in reaching an agreement that would satisfy both the City and Score Advertising Inc., an extended period of time passed, and in April 1994, Score Advertising Inc. informed the Parks and Recreation Department that they would be unable to meet the terms of the pending agreement for the 1994 golf season, and requested that the entire agreement be deferred until 1995. Score Advertising Inc. indicated that without a signed agreement they were not in a position to take the necessary steps toward the manufacture of the signs and the printing of the scorecards for the 1994 golf season as called for in the agreement. Rather than hold them to an agreement in principle that they were unable to keep, the Parks and Recreation Department agreed to defer the agreement for a year.

On October 31, 1994, the Committee on Protection, Parks and Culture considered a report dated September 29, 1994, from the Acting Commissioner, recommending that Score Advertising Inc. be granted a five year agreement for the year 1995 through 2000, for advertising on municipal golf courses, in accordance with the terms and conditions outlined in the proposed agreement, designated Appendix "A".

Both Score Advertising Inc. and the Parks and Recreation Department are satisfied as to the contents of the proposed agreement, which was prepared in consultation with the Law Department, and basically meets the Proposal No. 4 put forward by Score Advertising Inc., with the following changes/additions:

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The term would start in 1995 rather than in 1994.
Bilingual tee marker signs and scorecards will be provided on all courses by 1997.
The Department would have the right to refuse advertising from competitive businesses, i.e. golf courses, golf discount stores.
A sixty (60) day termination notice clause.
A clause allowing the City to renew the agreement at their option with at least ninety (90) days notice prior to the expiration of the agreement.
A clause providing for all requirements and obligations of the contract to remain in effect until expiration or termination date should the operation of Municipal Golf Courses change from the present format.

The Committee on Protection, Parks and Culture therefore recommends:

I. That Score Advertising Inc. be granted a five year agreement for the years 1995 through 2000, for advertising on the municipal golf courses, in accordance with the terms and conditions of the Agreement, designated as Appendix "A".

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

A Copy of Appendix "A" regarding this proposal is on file in the office of the City Clerk.

REFERRED BACK BY EXECUTIVE POLICY COMMITTEE TO THE COMMITTEE ON PROTECTION, PARKS AND CULTURE - November 9, 1994

Transfer of Funds for the Completion of the Transcona Cemetery Maintenance Building - 1986 Capital Program
File PC (Vol. 4)

148 - 2. The 1986 Capital Budget adopted by Council included funds for roadways, fencing and entrance culvert to the Transcona Cemetery. The roadways and fencing were completed as scheduled, however the entrance culvert was left for a period of time pending renovations to Highway No. 15 (Dugald Road) and the corner of Highway No. 101. In 1993 the remaining funds were set up in Capital Account 03-118xxx-5493910702.

In 1993, the Manitoba Department of Highways and Transportation constructed a right turn lane off Dugald Road heading east on Highway No. 101, which runs adjacent to the Transcona Cemetery. In the process of constructing the turn lane, the entrance culvert was replaced leaving a surplus of $33,000.00 in Capital Account 03-118xxx-5493910702.

During the past few years, residents in Transcona voiced their concerns regarding burying the cremated remains of loved ones so close to the former Chapel building which currently serves as the maintenance centre for Transcona Cemetery operations. This building has been utilized for storage of mowing equipment, hand tools, and supplies and a service yard exists along the outside of the building.

The area around the building has been used for the burial of cremated remains for many years, however, as the available plots come closer to the building they are more difficult to sell as they are viewed as being in a less appropriate or dignified area.

In order to minimize the negative public perception and alleviate the concerns regarding the maintenance and burial operations, the Parks and Recreation Department is of the opinion that the service building and yard should be moved to a more appropriate location in the Cemetery.

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By utilizing the remaining funds in the Capital Account 03-118xxx-5493910702 to replace the existing Chapel building, an Olympic-type building can be installed at the corner of Superior and Dugald Roads, a location that is in the far northwest corner of the property away from the main tranquil setting of the Cemetery and is more appropriate for maintenance operations.

The dismantling of the old Chapel building had been considered, however, the Ward Councillor stated that the Chapel has historical significance for the residents of Transcona and should not be demolished. Once the replacement building has been installed, the Chapel building will be cleaned up and secured.

The Purchasing Department has tendered the purchase and installation of the building. The selected quote plus all other related fees amounted to approximately $38,500.00, resulting in a shortfall of $5,500.00. A transfer of funds in the amount $6,558.56 would cover the outstanding shortfall, building clean-up plus some utility costs. Three other capital projects undertaken in the Brookside and St.Vital Cemeteries are considered complete therefore making funds available for this project.

The Committee on Protection, Parks and Culture therefore recommends:

I. That funds in the total amount of $6,558.56 be transferred from the following accounts to supplement the Capital Project 03-118xxx-5493910702 for the Transcona Cemetery:

Brookside Cemetery (1991)	03-118xxx-5491110701	$1,258.25
Brookside Cemetery (1991)	03-118xxx-5491110702	$2,774.10
St. Vital Cemetery (1990)	03-118xxx-5490110701	$2,526.21

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

Adopted by consent.

Declaration of City-Owned Land as Surplus - St. James YM-YWCA Site - Assinboia Community
File FI-2.4.4.1 (Vol. 3)

149 - 3. The Committee on Protection, Parks and Culture has been advised that on June 30, 1994, RFC Real Estate Services requested the opportunity to purchase the City-owned land adjacent to the St. James YM-YWCA site on Ferry Road.

The City originally provided lands to the St. James YM-YWCA under caveat for the development of a swimming pool facility. On June 30, 1993, the YM-YWCA ceased operating the facility at 150 Ferry Road, and subsequently listed the property for sale.

At the request of the YM-YWCA, the Parks and Recreation Department, in conjunction with the Land Surveys and Real Estate Department, reviewed property related matters at four of the YM-YWCA sites in the City and provided a report containing recommendations on each site.

On June 7, 1993, the Committee on Protection, Parks and Culture considered and concurred in the recommendations of an administrative report, dated May 31, 1993, from the Acting General Manager of Parks and Recreation, which in part resolved that in the event the YM-YWCA wishes to sell the building at 150 Ferry Road, the Director of Land Surveys and Real Estate be authorized to enter into negotiations with the YM-YWCA for the purpose of re-acquiring the land situated at 150 Ferry Road as per the caveat agreement and subsequently selling the land in conjunction with the private sale of the YM-YWCA building, as identified on Misc. Plan No. ASBA 3083/1, and crediting the proceeds to the Parks and Recreation Department contribution to general revenue in 1993.

The YM-YWCA Executive and the Land Surveys and Real Estate Department have negotiated terms and conditions of releasing the City Caveat at the St. James YM-YWCA site, in conjunction with the YM-YWCA's efforts to dispose of the site.

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RFC Real Estate Services has requested to purchase a 100 foot by 250 foot portion of the Bourkevale Community Centre site for parking purposes. The subject property is developed as a parking lot, and was primarily utilized by the YM-YWCA in conjunction with its facility on Ferry Road. Although the site is situated within the Bourkevale Community Centre boundary, the property is physically separated by a bollard and chain fence and has not been actively used by the Community Centre. Moreover given the local demographics and existing Community Centre operations, it is unlikely that same would be required in the future.

Inasmuch as the subject property is not required by the Bourkevale Community Centre, and the sale of same will not impact on Community Centre operations, the Parks and Recreation Department is supportive of the property being declared surplus and disposed of accordingly, with the proceeds being credited to the Department's contribution to general revenue in 1994.

On October 31, 1994, the Committee on Protection, Parks and Culture was advised that the Ward Councillor J. Eadie is supportive of the recommendation of the Parks and Recreation Department to declare the subject property surplus.

The Committee on Protection, Parks and Culture therefore recommends:

I. That the City-owned property as identified on Sketch No. 44-94, and designated as Appendix "A", be declared surplus to Parks and Recreation Department needs.

II. That the Director of Land Surveys and Real Estate be authorized to enter into negotiations for the sale of the subject property in conjunction with the St. James YM-YWCA caveat disposition.

III. That the proceeds from the sale of the additional property be credited to the 1994 Parks and Recreation Department contribution to general revenue.

IV. That the proceeds from the sale of the caveated St. James YM-YWCA property be credited to the 1994 Parks and Recreation Department contribution to general revenue (and not to the 1993 contribution as recommended by the Committee on Protection, Parks and Culture on June 7, 1993).

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

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

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

Adopted by consent.

Renewal of Contract for Administrative Support Services for The Winnipeg Arts Advisory Council File FG-3 (Vol. 30)

150 - 4. On July 20, 1994, Council adopted, as amended by Executive Policy Committee recommendation, Clause 5 of the Report of the Committee on Protection, Parks and Culture, dated July 4, 1994, increasing the annual salary rate for the Administrator of the Winnipeg Arts Advisory Council to $33,075.00, effective January 1, 1994, to reflect the additional workload caused by new responsibilities in dealing with the Amusement Tax Exemption By-law, and extending the existing contractual agreement between The City of Winnipeg and Billie Stewart to December 31, 1994.

On October 17, 1994, the Winnipeg Arts Advisory Council recommended that the contract for the Advisory Council's Administrator, Billie Stewart, be renewed for the one year period January 1 to December 31, 1995, at the salary level of $33,600.00.

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On October 31, 1994, Brian Peel, Chairperson of the Winnipeg Arts Advisory Council, appeared before the Committee on Protection, Parks and Culture in support of the Advisory Council's recommendation. The delegation advised that the figure of $33,600.00 does not represent a salary increase, inasmuch as documentation received after the Council approval of July 20, 1994, revealed that the 5% increase was computed on the 1993 annual salary figure, rather than on the salary level approved on April 1, 1994.

Committee was of the view that there should be an inflationary increase of 2% to the annual salary figure of $33,600.00.

The Committee on Protection, Parks and Culture therefore recommends:

I. That the existing contractual agreement between The City of Winnipeg and Billie Stewart be renewed for a further one year period from January 1 to December 31, 1995, for a total yearly salary of $34,272.00.

II. That the Proper Officers of the City be authorized to do all things necessary to implement the above, including the execution of the agreement.

Adopted by consent.

REPORT "A" OF THE

COMMITTEE ON PROTECTION, PARKS AND CULTURE

DATED OCTOBER 31, 1994

On motion of Councillor Silva, Report "A" of the Committee on Protection, Parks and Culture dated October 31, 1994, was considered.

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

Councillor Golden requested that Clause 1 be pulled from the Consent Agenda.

Her Worship the Mayor and Councillors:

Removal of Caveat - Declaration of City-Owned Property as Surplus - Johnston Park - Lord Selkirk - West Kildonan Community File FI-2.4.4.1 (Vol. 3)

151 - 1. The Committee on Protection, Parks and Culture has been advised that the Health Sciences Centre has submitted a formal land exchange proposal to the City of Winnipeg, for the City-owned lands commonly referred to as Johnston Park, situated south of William Avenue, west of Sherbrook Street and north of the Health Sciences Centre.

The subject property was originally transferred to the Health Sciences Centre from the City in 1960, under caveat, for ornamental park and roadway purposes. Subsequently, the property was developed as a park including the installation of sod, trees and park benches.

Johnston Park is situated within the West Alexander Neighbourhood, and in accordance with the Parks and Recreation Department Open Space Standard of 3.86 acres per 1,000 people, the neighbourhood should have 18.36 acres. Currently, the City and the Winnipeg School Division No. 1 collectively own 21.85 acres of open space, and as such, the neighbourhood has a surplus of 3.49 acres of open space.

On June 14, 1994, the Health Sciences Centre proposed to provide alternate Centre-owned lands situated in the West Alexander Neighbourhood in exchange for removing the Johnston Park caveat, in order to facilitate a proposed physical expansion of the existing Centre building fronting on William Avenue.

The Health Sciences Centre is proposing to exchange lands designated as Parcels A, B and C (excluding privately-owned properties), and Parcel E, to the City for Parcel D, on an equal area basis, as outlined on Plan No. 49-94 (Appendix "A"). Although the Centre does not own Parcel E, it is willing to provide a cash payment to the City equivalent to the cost of acquiring the property, as well as an amount equivalent to the cost of acquiring the remaining privately-owned properties in Parcel A and to settle a private estate. In addition thereto, the Centre would provide a cash payment to the City equal to the cost of developing Parcels A, B and C, plus an amount equivalent to the cost of landscaping Parcel E, if such were to be landscaped.

As such, the Health Sciences Centre is proposing to exchange three separate sites comprising a total area of 1.86 acres, and to provide a cash payment to the City for the value of Parcel E (.60 acres), for the 2.46 acre Johnston Park site. The net area to be provided is approximately .60 acres less than the existing area, however, the proposed locations of the three new sites will serve to increase neighbourhood-public use of the parks by not being perceived to be part of the Health Sciences Centre, as well the new park locations will establish a linear park linkage within the neighbourhood between Pinkham School and the Burton Cummings Community Centre and the Notre Dame Park.

The proposal will also involve the transfer of maintenance responsibility of the new park sites to the Parks and Recreation Department at an estimated cost of $4,922.00 per annum in 1995 dollars, however, the future tax revenues from the proposed expansion to the Centre, along with other direct and indirect economic benefits will outweigh the additional maintenance costs to the City.

The proposed re-use of the Johnston Park site will not involve the loss of a natural space or habitat, and the existing trees along William Avenue will be incorporated into the new facility design.

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The Parks and Recreation Department is generally reluctant to dispose of old established park sites, however, in view of the aforesaid rationale, the Department is supportive of the proposed land exchange.

The Committee on Protection, Parks and Culture therefore recommends:

I. That the proposal by the Health Sciences Centre requiring the City to remove its caveat on Johnston Park in exchange for three alternate sites suitable for park development, be approved.

II. That the Director of Land Surveys and Real Estate be authorized to enter into negotiations with the Health Sciences Centre to finalize terms and conditions relative to the proposal.

III. That funds provided by the Health Sciences Centre for the development of Parcels A, B and C, and the additional amount provided equivalent to the cost of landscaping Parcel E, be credited to the Lord Selkirk - West Kildonan Cash In Lieu of Land Dedication Account for the development of the property.

IV. That funds for the acquisition of the remaining privately-owned properties to be provided by the Health Sciences Centre in Parcel A be deposited to the Land Surveys and Real Estate Land Operating Reserve Account for the purchase of the remaining properties.

V. That at such time as Parcels A, B and C are developed, funding for the maintenance of the properties, estimated at $4,922.00 in 1995 dollars, be placed in the Parks and Recreation Current Budget.

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

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

Moved by Councillor Silva,

Adoption of the clause.

The motion for the adoption of the clause was put.

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

Yea: Councillor Boychuk, Duguid, Eadie, Hyman, Lazarenko, Prystanski, Silva and Thomas. 8

Nay: Councillors Clement, Golden, O'Shaughnessy, Fraser and Angus. 5

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

(Note: Subsequent to Council's consideration of this clause, the Acting City Solicitor reported that Section 156(2) of The City of Winnipeg Act applies only to lands owned and used by the City for parks or cemetery purposes and as the property in question is not owned by the City, Section 156(2) does not apply.)