REPORT OF THE

COMMITTEE ON FINANCE AND ADMINISTRATION

DATED NOVEMBER 9, 1995

On motion of Councillor Steek, the Report of the Committee on Finance and Administration dated November 9, 1995, was considered clause by clause.

Moved by Councillor Steek,
That the Consent Agenda, Clauses 1,2,3,4,5,6,7,8 and 9 be adopted.

Carried

Her Worship The Mayor and Councillors:

Appointment of Special Constable - Operations Department
File GF-2.3 (Vol. 4)

84 - 1. The Committee on Finance and Administration has been advised that the Operations Department has requested that Donald George McDougald, who is a Street Inspector, and who will be required to issue common offence notices under the Streets By-law, be sworn in as a Special Constable.

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 employee from the Operations Department sworn in as a Special Constable.

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 Constable when he functions as a Special Constable under the said appointment.

Adopted by consent.

Renewal of General Insurance Policies - 1995 File FI-3 (Vol. 11)

85 - 2. Subsection (e) of Section 51(1) of The City of Winnipeg Act requires the City Treasurer to attend to the placing of such insurance as may be decided by Council.

In addition, Section 113 of The City of Winnipeg Act states "The Council may provide for comprehensive insurance to protect the City against loss through damage to the real or personal property, or both, of the City by reason of fire or any other cause; and may provide insurance against claims for loss or damage for which the City may become liable."

Furthermore, the Council Order relative to General Insurance, dated May 2, 1979, states in part as follows: "The Consortium, through the Principal Broker, in consultation with the appropriate officers of the City, shall place or bind such insurance as may be required, subject to the approval of the Council, and in the event of disapproval of the Council, the Consortium shall be reimbursed through the Principal Broker the appropriate premium for 'time-on-risk'."

The insurance policies contained in Appendix "A" are issued on an annual basis and the majority of them have an expiry date of December 31. Automobile insurance policies are written with an expiry date of March 31. Appendix "B" refers to policies written on a "Continuing-Till-Cancelled" basis, while Appendix "C" deals with policies written on an "As-Required" basis.

The following summary compares the 1995 initial premium costs with the final adjusted 1994 premium costs. This comparison is not very meaningful because some of the policies are subject to year-end adjustment based on revised property values or the number of insured events held during 1995. It is estimated that 1995 final adjusted premium

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may be approximately 5% higher than it was in 1994 because the positive effect of the Personal Inquiry Protection Plan (P.I.P.P.) on automobile insurance premiums should partially offset the general tightening in the insurance market place.

	1995 initial premium	1994 adjusted premium
Policies "Renewed and/or Placed"	$2,961,610.00	$2,816,593.00
Policies "Continuing-Till-Cancelled"	13,039.00	10,713.00
Policies "As Required"	13,941.00	10,829.00
Total Premium	$2,988,590.00	$2,838,135.00

An excellent rapport exists between City's officers and members of the General Insurance Consortium. The Consortium continues to work closely with City personnel advising of trends in the industry in light of changing economic conditions, exposures and risks. Coverage is examined in conjunction with the City's Insurance Reserve Fund which approximated $5.5 million as at December 31, 1994.

The Committee on Finance and Administration therefore recommends:

I. That formal approval be given to the City's General Insurance Consortium for insurance coverage placed as detailed in Appendices "A", "B" and "C";

II. That the actions of the City's officers of providing the coverage from expiry dates to present date be approved, ratified and confirmed;

III. That the Proper Officers of the City be authorized to sign whatever insurance documents are necessary.

Copies of Appendices "A", "B" and "C" are on file in the office of the City Clerk.

Adopted by consent.

License By-law No. 6551/95 - Second Hand Dealers, Pawnbrokers, Precious Metals Dealers and Antique Buyers
File EL-1 (Vol. 29)

86 - 3. The License By-law No. 6551/95 currently requires that all licensed Pawnbrokers, Second Hand Dealers, Precious Metals Dealer, and Antique Buyers complete Schedules D and E which includes a description of the articles pawned or purchased and a description of the person pledging or selling the articles.

Currently the information requested in Schedules D and E does not include the gender of the person pledging or selling the articles and does not clearly require the description of the articles to include the make, model, serial number or colour of each article.

In order to more readily identify stolen articles, the Winnipeg Police Services, Crime Against Property Division, has requested that License By-law No. 6551/95 be amended to include this information as a requirement in Schedules D and E.

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

I. That License By-law No. 6551/95 with respect to Second Hand Dealers, Pawnbrokers, Precious Metals Dealers and Antique Buyers be amended by repealing the existing Schedules D and E and replacing them with a new Schedule D and E containing the following changes:

A) By adding the identifier "Sex M/F" to permit the customer to be identified as male or female.

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B) By deleting the word "Dress" as this requirement is no longer appropriate.

C) By adding the words "must include make, model, serial number and colour" to the first four lines under description of articles for easier identification of articles.

D) By adding "Please Print" to each side.

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

Adopted by consent.

Appointment of Members of the Employee Benefits Investment Committee
Files GU-3.9 (Vol. 15) and GC-7 (Vol. 25)

87 - 4. Council on January 25, 1995, re-appointed the following citizen members to the Employee Benefits Investment Committee for a term to expire November, 1995:

Mr. Alan G. Howison
Mr. C. Mark Zeilstra

The Committee on Finance and Administration on November 9, 1995, considered the recommendation of the Employee Benefits Board that these citizen members be reappointed to the Employee Benefits Investment Committee for a two-year term expiring November, 1997.

The Committee on Finance and Administration recommends that Mr. Alan G. Howison and C. Mark Zeilstra be appointed as citizen members to the Investment Committee for the Civic Employees' Pension Plan for a two-year term to expire November, 1997.

Adopted by consent.

Appointment of Members of the Employee Benefits Board
Files GU-3.9 (Vol. 15) and GC-7 (Vol. 25)

88 - 5. In accordance with By-law No. 5644/91, the Employee Benefits Board interprets and administers the intent of the Pension Plan and oversees the Civic Employees' Group Life Insurance Plan and Investments.

Council, at its Organizational Meeting held on November 8, 1995, referred to the Committee on Finance and Administration the appointment of six representatives to the Employee Benefits Board.

The Committee on Finance and Administration recommends that Councillor Angus, Mr. K. B. Hayes, Mrs. E. Frame, Ms L. King, Mr. R. L. Borland, and Mr. J. Linton be reappointed for one year as representatives on the Employee Benefits Board, for a term expiring November, 1995.

Adopted by consent.

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472, 480, 482 and 484 McDermot Avenue
File FI-2(32) (Vol. 3)

89 - 6. Council, at its meeting held on September 27, 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,

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 Committee on Finance and Administration concurs in the intent of the above motion and submits same for the adoption of Council.

Adopted by consent.

Proposed Expropriation - 1 Pritchard Avenue
File FI-2(34) (Vol. 2)

90 - 7. Council, on April 19, 1995, referred Clause 16 of the Report of the Committee on Finance and Administration dated February 27, 1995, to the Executive Policy Committee, which recommended the following:

I. That the City Solicitor/Manager of Legal Services be instructed to initiate expropriation proceedings for the acquisition of 1 Pritchard Avenue identified as Property No. 1 on Misc. Plan No. LSWK 5237/5 and required by the City for the North Winnipeg Riverbank Parkway.

Executive Policy Committee, in April, 1995, laid over this matter in order to complete an Environmental Audit on the subject property.

The Audit has now been completed and indicates that there is contamination that exceeds the CCME Guidelines for residential/parkland use. The Manager of the Laboratory Services Division met with staff from Manitoba Environment and it was agreed by both parties that the Parks and Recreation Department's plan to level and sod the site was considered to be an appropriate disposition for the property. The removal of the contamination, therefore, adds no further costs to the development of the site, since Parks and Recreation Department's plans were always to level and sod the site.

The Parks and Recreation Department has advised that the commencement of the North Winnipeg Parkway is scheduled for the spring of 1996 and since the development of this property is included in this project, the Department recommends expropriation if a negotiable settlement cannot be reached.

Since no negotiated settlement can be reached with the owners and the construction is scheduled for the spring of 1996, the Land and Development Services Department sees no alternative other than to proceed with the expropriation.

Discussions with the Winnipeg Land Titles Office regarding this matter have resulted in a revised Misc. Plan No. LSWK 5237/7. The land size of the area to be expropriated is, accordingly, recalculated to be 2840 m^2 (30,570 sq.ft.). The difference in area is part of the bed of the Red River which is under the ownership of the Provincial Government.

In May, 1992, the Budget Bureau issued its Certificate confirming that adequate funds have been committed against the "Land Acquisition of Riverbank Property" Account to finance the acquisition of the subject property.

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

Report of the Committee on Finance and Administration dated November 9, 1995

I. That the City Solicitor/Manager of Legal Services be instructed to initiate expropriation proceedings for the acquisition of 1 Pritchard Avenue identified as Property No. 1 on Misc. Plan No. LSWK 5237/7 and required by the City for the North Winnipeg Riverbank Parkway.

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. LSWK 5237/7 is on file in the office of the City Clerk.

Adopted by consent.

Proposed Acquisition of 495 Inglewood Street - Adjacent Legion Memorial Sports Field File FI-2(31) (Vol. 2)

91 - 8. On October 31, 1994, the Committee on Protection, Parks and Culture approved the acquisition of 495 Inglewood Street as to need.

By letter dated August 4, 1995, the Solicitors for the estate of the property owner advised that the Court of Queen's Bench pronounced an Order approving the sale of the property to the City in accordance with the terms and conditions negotiated.

The Parks and Recreation Department supports the acquisition for the following reasons:

- the subject property is contiguous to the existing Legion Memorial Sports Park and is required for additional open space to permit future development of the park with two 91 metre ball diamonds;

- the proposed acquisition gives the City ownership of the last privately-owned property on Inglewood Street which will allow the City to ultimately close Inglewood Street north of Silver Avenue for inclusion in the park;

- the property is within what is perceived as the logical planning boundaries of Legion Memorial Sports Park and the acquisition would provide the City with greater ability to alleviate potential conflicts between public sports field uses and private residential use.

The Parks and Recreation Department verbally advised that the property will not be required for re-development of the park for at least 5 years, and that if it is viable, the property should be placed under the City's rental program. It is the intent of the Land and Development Services Department to include the property in the City's rental program until such time as it is required for the redevelopment of the Legion Memorial Sports Field.

The Land and Development Services Department considers the proposed purchase price and the terms and conditions of Schedule 'A' to be acceptable and in the City's best interests.

Adequate funding for the proposed acquisition has been allocated by Budget Bureau Certificate GU-94-06 dated September 16, 1994.

The Committee on Finance and Administration recommends:

I. The acquisition of 495 Inglewood Street, identified on Misc. Plan No. ASBA 7979/1 be approved at a purchase price of $37,000.00, and 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. ASBA 7979/1 and Schedule "A" are on file in the office of the City Clerk.

Adopted by consent.

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Winnipeg International Airport - Proposed Land Exchange File FI-2.4.4.1 (Vol. 4)

92 - 9. Council on October 19, 1994, adopted clause 9 of the Report of the Committee on Finance and Administration dated September 26, 1994, which approved the terms and conditions of a land exchange with the Federal Government to consolidate the ownership of all lands within the boundaries of the airport and to provide the City with certain lands it requires for the proposed Silver Avenue Corridor as well as other projects.

The previous report sets out the methodology for completing the land exchange, namely a hearing before The Municipal Board and registration in the Winnipeg Land Titles Office of the Board (vesting) Order. In order that the necessary application may be filed before The Municipal Board, a resolution of Council approving the application is required as contemplated under Item A2 of the Memorandum of Understanding.

Item C2 of the Memorandum of Understanding stipulates that title to the lands to be exchanged be conveyed "without severance of Mines and Minerals". The Federal Government has now requested the City to delete the requirement to convey Mines and Minerals on the grounds that it is not the policy of Her Majesty the Queen to convey Mines and Minerals.

From the City's standpoint it is not necessary for the City to own these Mines and Minerals as the lands that the City is acquiring pursuant to this transaction will be utilized for street purposes and for resale. As none of the lands are to be used for gravel pits, quarries, etc., it is suggested that the City agree to the requested change and accept title without the Mines and Minerals. The lands to be conveyed to the Federal Government will include the Mines and Minerals if owned by the City.

The Parks and Recreation Department advised the Technical Advisory Committee on City Properties that it will require parcel "A" as outlined on the Parks and Recreation Department drawing no. 34-95 and if available, parcel "B" as well, for the proposed Omand's Creek Parkway. The Federal Government has since been requested to transfer parcels "A" and "B" to the City as part of this transaction. However, the initial reaction of the Government is that it would only be prepared to provide the City with an easement permitting the City to develop and use parcel "A" for parks purposes. The Parks and Recreation Department is of the opinion that the acquisition of an easement at this location is acceptable.

The Committee on Finance and Administration recommends:

I. That item C2 of the Memorandum of Agreement be amended by deleting therefrom the words "without severance of Mines and Minerals".

II. That Pursuant to the provisions of Section 642 (46) of the City of Winnipeg Act, Council authorize an application to the Municipal Board of Manitoba by the City and/or others for an Order to cancel those portions of the Plans of Survey as are generally outlined on Misc. Plan No. ASBA 7455/5, and or an Order allowing registration of a New Plan of Survey in substitution therefore.

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

Copies of Misc. Plan No. ASBA 7455/5, and Parks and Recreation Department drawing No. 34-95 are on file in the office of the City Clerk.

Adopted by consent.

COMMITTEE ON FINANCE AND ADMINISTRATION

MOTIONS

Moved by Councillor Golden,
Seconded by Councillor Eadie,

93 - WHEREAS Council at its organizational meeting held on November 7, 1995 referred to the Committee on Finance and Administration the appointment of members of Council to the Winnipeg Parking Authority;

AND WHEREAS the Committee on Finance and Administration on November 9, 1995 recommended the appointment of Councillors Golden and Phillips as the Committee's representatives to the Winnipeg Parking Authority;

AND WHEREAS the Committee on Finance and Administration laid over the appointment of two additional members of Council as well as the appointment of one citizen member to the Winnipeg Parking Authority to its next meeting on December 4, 1995;

AND WHEREAS it is imperative that the membership of the Winnipeg Parking Authority be in place as soon as possible to permit the Winnipeg Parking Authority to examine its 1996 Current Estimates and make its recommendations to Council in sufficient time for their consideration during the debate on the estimates;

THEREFORE BE IT RESOLVED that Councillors Golden, Phillips, Lubosch and O'Shaughnessy be appointed to the Winnipeg Parking Authority for a one year term to expire on November, 1996;

AND BE IT FURTHER RESOLVED that Mr. Ron O'Donovan be re-appointed as a Citizen Member of the Winnipeg Parking Authority for a three-year term to expire on November, 1998.

Carried.

COMMITTEE ON FINANCE AND ADMINISTRATION

CONSIDERATION OF BY-LAWS

94 - On motion of Councillor Steek, By-law No. 6619/95, a By-law of the City of Winnipeg to acquire land for the purpose of the North Winnipeg Riverbank Parkway, lying north of Pritchard Avenue, east of Main Street and west of the Red River, in the City of Winnipeg, in Manitoba, was read a first, second and third time, the rule being suspended for the third reading, and was passed and ordered to be signed and sealed. File FI-2(34) (Vol. 2)

On motion of Councillor Steek, the rule was suspended and By-law No. 6727/95, a By-law of the Cityof Winnipeg to amend By-law No. 6551/95, being The City of Winnipeg License By-law was read a first, second and third time, the rule being suspended for the third reading, and was passed and ordered to be signed and sealed. File EL-1 (Vol. 29)