REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED OCTOBER 8, 1997

On motion of Her Worship Mayor Thompson, the Report of the Executive Policy Committee, dated October 8, 1997, was considered clause by clause.

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

Carried.

St. James Village Business Improvement Zone - Proposed Program, Zone Levy and Budget Estimates - 1997
File FL-7.14 (Vol. 1)

1073 - 1. On April 30, 1997, Council adopted By-law No. 7025/97, a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "St. James Village Business Improvement Zone" and established a Management Board for the Zone. By-law No. 7025/97 requires that the Business Improvement Zone prepare for the consideration of Council its proposed program, zone levy and budget estimates.

The St. James Village Business Improvement Zone at its Annual General Meeting held on June 25, 1997, approved the proposed annual budget and program as outlined in Appendix "A".

On July 23, 1997, Council requested that the Assiniboia Community Committee conduct a public meeting to hear representations with respect to the proposed program, zone levy and budget estimates for the year 1997 and to provide recommendations to Council within 60 days from receipt of Council's request.

On September 16, 1997, the Assiniboia Community Committee considered the proposed program, zone levy and budget estimates for the St. James Village Business Improvement Zone.

The Community Committee passed the following motion:

WHEREAS a public meeting to review the proposed program, zone levy and budget estimates for the St. James Village Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on Friday, August 29, 1997, in accordance with Section 17 of By-law No. 7025/97;

AND WHEREAS no objections were received in respect to the Board's proposals;

NOW THEREFORE BE IT RESOLVED that the Assiniboia Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the St. James Village Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council.

The Executive Policy Committee recommends:

I. That the proposed program, zone levy and budget estimates, as outlined in Appendix "A", for the St. James Village Business Improvement Zone for the year 1997 be adopted.

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

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

Adopted by consent.

Report of the Executive Policy Committee dated October 8, 1997

Airport Area Business Development Association Inc. Business Improvement Zone - Proposed Program, Zone Levy, and Budget Estimates - 1997
File FL-7.15 (Vol. 1)

1074 - 2. On April 30, 1997, Council adopted By-law No. 7024/97, a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Airport Area Business Development Association Inc. Business Improvement Zone" and established a Management Board for the Zone. By-law No. 7024/97 requires that the Business Improvement Zone prepare for the consideration of Council its proposed program, zone levy and budget estimates.

The Airport Area Business Development Association Inc. Business Improvement Zone at its Annual General Meeting held on June 24, 1997, approved the proposed annual budget and program as outlined in Appendix "A".

On July 23, 1997, Council requested that the Assiniboia Community Committee conduct a public meeting to hear representations with respect to the proposed program, zone levy and budget estimates for the year 1997 and to provide recommendations to Council within 60 days from receipt of Council's request.

On September 16, 1997, the Assiniboia Community Committee considered the proposed program, zone levy and budget estimates for the Airport Area Business Development Association Inc. Business Improvement Zone.

The Community Committee passed the following motion:

WHEREAS a public meeting to review the proposed program, zone levy and budget estimates for the Airport Area Business Development Association Inc. Business Improvement Zone was duly advertised in The Winnipeg Free Press and The Winnipeg Sun on Friday, August 29, 1997, in accordance with Section 17 of By-law No. 7024/97;

AND WHEREAS no objections were received in respect to the Board's proposals;

NOW THEREFORE BE IT RESOLVED that the Assiniboia Community Committee recommends to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Airport Area Business Development Association Inc. Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council.

The Executive Policy Committee recommends:

I. That the proposed program, zone levy and budget estimates, as outlined in Appendix "A", for the Airport Area Business Development Association Inc. Business Improvement Zone for the year 1997 be adopted.

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

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

Adopted by consent.

REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED OCTOBER 15, 1997

On motion of Her Worship Mayor Thompson, the Report of the Executive Policy Committee, dated October 15, 1997, was considered clause by clause.

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

Councillor Murray requested that Clauses 2 and 4 be pulled from the Consent Agenda.

The motion to adopt the Consent Agenda, Clauses 1 and 3 was put and declared carried.

Increase in the Dutch Elm Disease Budget of the Parks and Recreation Department
File F-1 (Vol. 14) c/r PR-2 (Vol. 83)

1075 - 1. On September 24, 1997, Council ruled automatic referral of the following motion to the Executive Policy Committee, under Rule 16.1 of the Procedure By-law No. 5400/90:

Moved by Councillor Steek,
Seconded by Councillor Vandal,

WHEREAS in 1993, Council's budget for combatting Dutch Elm Disease was $2.169 million;

AND WHEREAS in 1997, Council's adopted budget for combatting DED was $1.643 million;

AND WHEREAS the City of Winnipeg has lost over 4,500 elms to Dutch Elm Disease during 1996 and over 5,000 for 1997 which is more than double the annual average;

AND WHEREAS such a dramatic increase of Dutch Elm Disease will significantly reduce property values while negatively affecting the quality of urban life;

AND WHEREAS Section 6B-03 of Plan Winnipeg states that the City shall enhance its urban forest by replacing trees affected by disease, in particular, Dutch Elm Disease;

AND WHEREAS the Parks and Recreation Department projects a surplus in the amount of $265,000 for 1997;

AND WHEREAS time is of the essence which necessitates the waiving of the consideration of this issue by both Vacancy Management Committee and Expenditure Management Committee;

THEREFORE BE IT RESOLVED that funding in the amount of $265,000 be restored to the 1997 Dutch Elm Disease budget of the Parks and Recreation Department consisting as follows:

- *$80,000 returned from deficit avoidance for elm stump removal;*
- *$95,000 returned from seasonal labour*
- *$90,000 returned from support services*

AND THEREFORE BE IT FURTHER RESOLVED that funding to combat DED be restored to 1993 levels of $2.169 million for the year 1998;

AND THEREFORE BE IT FURTHER RESOLVED that The City of Winnipeg approach the Provincial Government to restore the Provincial Dutch Elm Disease Buffer Zone Management Programme to pre-1990 levels.

Report of the Executive Policy Committee dated October 15, 1997

The Executive Policy Committee recommends that the motion referred to it by Council on September 24, 1997, with respect to the above matter be filed, in view of the fact that the Committee on Protection, Parks and Culture has submitted recommendations thereon in Clause 2 of its Report dated October 6, 1997.

Adopted by consent.

Bill 50 and The City Access to Information By-law File GL-5.8 (Vol. 12)

1076 - 2. On June 26, 1997, Council at its reconvened meeting ruled automatic referral of the following motion to the Executive Policy Committee, under Rule 16.1 of the Procedure By-law No. 5400/90:

Moved by Councillor Murray
Seconded by Councillor Lazarenko,

WHEREAS Bill 50 removes responsibility from the City Ombudsman and the City Council for access to information policy and administration;

AND WHEREAS bill 50 exempts consultants reports and advice to cabinet from Access to Information requests;

AND WHEREAS the wording of Bill 50 references provincial structures and is most often silent on the application to civic structures;

AND WHEREAS the Ombudsman's Office has just about the most rapid turn around for access to information requests in the country, the longest request taking six months. Provincial authorities often take up to three years and too often force people into court to realize a request for information;

AND WHEREAS Access to Information is a critical function of an Ombudsman's Office;

AND WHEREAS Bill 50 would severely hinder access to information in civic government because of excluded materials such as consultants reports and administrative advice to elected officials;

AND WHEREAS Council, after a year and a half has developed just about the best civic Access to Information By-law in Canada;

THEREFORE BE IT RESOLVED that the City request that civic government be exempted from Bill 50 and the Province recognize the City Access to Information By-law.

On September 24, 1997, Council granted an extension of time of 30 days to allow for further consideration of this matter.

On October 15, 1997, the Executive Policy Committee considered report dated October 14, 1997, from the Deputy Mayor as follows:

> "Council on June 26, 1997 referred a resolution concerning the above matter to Executive Policy Committee for consideration. The resolution suggests that Bill 50, *The Freedom of Information and Protection of Privacy Act,* which was passed by the Manitoba Legislature in June, would weaken the City of Winnipeg's Freedom of Information By-law considerably. The resolution suggests that the Province should exempt the City of Winnipeg from any of the provisions of Bill 50.
>
> In September, representatives from the City of Winnipeg met with Hon. Rosemary Vodrey, Minister responsible for the implementation of Bill 50. Also in attendance at the meeting were senior officials from the Minister's office, who will be responsible for the implementation of this legislation at the provincial level. The meeting was held to clarify and understand how the implementation of Bill 50 will affect the City of Winnipeg and its Access to Information By-law processes.

Report of the Executive Policy Committee dated October 15, 1997

The resolution suggests that Bill 50 will remove responsibility from the City Ombudsman and City Council for access to information policy and administration. This is not the case. The legislation retains within City Council the responsibility and accountability for the administration of information access policy.

The resolution suggests that consultants reports and advice to cabinet are exempt. This is not correct. Consultants' reports are not exempted from access. They are placed on the same access and privacy footing as reports from employees of public bodies. Advice to officials is already an exemption under the City of Winnipeg Access to Information By-law. Under the regulations in Bill 50, both these types of records are discretionary exceptions and the Act enables municipal governments to release such records which do not contravene other provisions of the legislation. Refusals to disclose are appealable to the Provincial Ombudsman.

The resolution suggests that the wording in Bill 50 is "most often silent on the application to civic structures." This is not correct. Within Bill 50, the City of Winnipeg as well as all other municipal governments in Manitoba are defined and cross-referenced in the legislation and are covered within those regulations that are applicable to municipal government operations.

The resolution suggests that "provincial authorities often take up to three years and too often force people into court to realize a request for information." There does not appear to be any factual evidence to support that assertion. Provincial Ombudsman records indicate that between 1988 and 1996, there were 386 complaints to the Ombudsman, only 5 of which went to court for resolution. The others were settled within the Ombudsman's office.

To further elaborate on this, the Provincial Ombudsman's office advises that 80% of those complaints were investigated within the calendar year in which the complaint was received, 20% were carried over to the next year, and 4% were carried over to the following year. Only one case in 8 years was carried over to a third calendar year.

Bill 50 provides access to information to all Manitobans, regardless of their place of residence. It does not weaken or diminish The City of Winnipeg's Access to Information By-law. The only significant change is regarding the appeal process. Whereas the City Ombudsman now hears appeals re access matters within the City, under Bill 50, the Provincial Ombudsman will hear those appeals. The remainder of the powers and duties of the City Ombudsman, as provided in The City of Winnipeg Act, remain unchanged".

The Executive Policy Committee concurred in the recommendation that the resolution concerning Bill 50 and the City Access to Information By-law be filed.

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

Moved by Councillor Thomas,
That the clause be referred to the Records Committee.

The motion to refer the clause was put.

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

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

Nay: Councillor Clement, Phillips, Silva, Steek, Her Worship Mayor Thompson and Councillor Angus. 6

and the motion to refer was declared lost.

The recommendation of the Executive Policy Committee, that the clause be filed was put.

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

Report of the Executive Policy Committee dated October 15, 1997

Yea: Councillors Prystanski, Clement, Phillips, Silva, Steek, Timm-Rudolph, Her Worship Mayor Thompson and Councillor Angus. 8

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

and the recommendation of the Executive Policy Committee, that the clause be filed was declared carried.

Personnel Contract - Community and Race Relations Committee - Community Outreach Co-ordinator File CR (Vol. 10)

1077 - 3. On May 22, 1996, Council adopted Clause 1 of the Report of the Executive Policy Committee dated May 15, 1996, which recommended as follows:

I. That the Community and Race Relations Committee be authorized to proceed to engage Sheri Musa on a contractual basis under a personal services contact, as follows:

i) The contract be of a one year duration commencing July 1, 1996 to June 30, 1997 with a provision for renewal on an annual basis;
ii) The contract to include the terms and conditions as outlined in Clause 2 of the Report of the Executive Policy Committee dated June 21, 1995 and adopted by Council on July 12, 1995;
iii) The fee for service to be $36,000 per annum.

II. That the City Solicitor, in consultation with the Chairperson of the Community and Race Relations Committee, or their designates, be instructed to prepare the necessary contract between the City of Winnipeg and Sheri Musa.

On February 26, 1997, Council adopted Clause 9 of the Report of the Executive Policy Committee dated February 19, 1997 which recommended that the personal services contract of Sheri Musa be extended from June 30, 1997 to December 31, 1997 to coincide with the City of Winnipeg's fiscal year, subject to receipt of a favourable Performance Appraisal by the Chairperson.

On October 2, 1997, the Community and Race Relations Committee considered a communication from the Chairperson requesting that favourable consideration be given to recommending to Council that the personnel contract for the Community Outreach Co-ordinator be renewed for a period of twelve months.

The Chairperson advised that pursuant to Section 15 of Ms Musa's Personal Services Contract with the City, that he, as Chairperson of the Committee, was required to provide a performance and program evaluation. He solicited comments from the members of the Committee with respect to their dealings with Ms Musa and indicated he would be completing the evaluation within the next week.

The Committee subsequently passed the following motion, namely:

"That the Community and Race Relations Committee recommend to the Executive Policy Committee that the engagement of Ms Musa as the Community Outreach Co-ordinator for the Committee be renewed on the same terms and conditions as her existing Personal Services Contract for a further period of one (1) year, terminating on December 31, 1998."

The Executive Policy Committee recommends:

I. That the personal services contract of Sheri Musa be extended for a further period of one (1) year, to terminate on December 31, 1998.

Report of the Executive Policy Committee dated October 15, 1997

II. That the City Solicitor/Manager of Legal Services be requested to prepare the necessary contract extension between the City of Winnipeg and Sheri Musa.

Adopted by consent.

Multi-Purpose Sports and Recreation Centre on City owned lands on Portage Avenue East - North of the Forks - Amended Lease Agreement(s) and the impact of revisions to the Site Plan
File PR-2(32)(Vol. 2)

1078 - 4. On July 23, 1997, Council adopted a report from Executive Policy Committee dated July 22, 1997 which recommended a lease agreement for the Multi-Purpose Sports and Recreation Centre (Stadium) based on execution by October 1, 1997. The agreement included terms and conditions and a proposed site plan for the Centre.

On September 23, 1997, a meeting was held between Riverside Park Management and the Administration at which a preliminary revised site plan was introduced. It was noted that there was a change in the physical location of the Stadium on the proposed site. A revised plan was received from the architects for Riverside Park Management on September 29, 1997.

On September 30, 1997, Council approved a motion to extend the date for execution of the lease from October 1, 1997 to November 1, 1997. A report was requested from administration prior to the October 22, 1997 Council meeting to identify the impact of the requested revisions to the site plan. Any resulting amendments to the lease are to be considered and approved by Executive Policy Committee and Council prior to November 1, 1997.

The agreement that was approved by Council on July 23, 1997 established, among other terms and conditions, the physical location of the proposed stadium.

The revised site plan, submitted by Riverside Park Management on September 29, 1997, proposed certain changes to the land requirements and site positioning to accommodate movement of the proposed facility. As part of the revised site plan, the proponent asked for additional land to accommodate parking for the facility. The following identifies proposed amendments to the lease and examines the impacts of the site revisions and additional land requested by Riverside Park Management.

The amended lease agreement is outlined on Appendix “A”. All changes are “blacklined” and identified with bold print in the agreement. An additional lease agreement is outlined on Appendix “B” for the lease of land for parking.

The changes to the amended lease agreement were initiated by the law firm of Taylor McCaffrey acting on behalf of the City because they clarified certain inconsistencies in the original draft. Other changes were made as a result of requests by the solicitor for Riverside and are non-substantial changes to the Lease.

There are specific changes which must be mentioned. These changes are as follows:

1. Repairs
Riverside has expressed concern about Section 10.01 of the Lease which requires Riverside to make any repairs that may be required pursuant to that clause. Riverside is concerned that, in the last few years of the Lease, a very substantial repair to the Project may be necessary and Riverside may be required to expend a substantial sum when the Lease is due to terminate shortly thereafter. In the circumstance where the Landlord requires structural repairs to the Project within the last five (5) years of the term, the Landlord and Tenant would first agree upon the number of years over which that expenditure would be amortized, taking into account the benefit received by each of the Landlord and Tenant. The Tenant would incur the amortized expense which arises during the term of the Lease and the Landlord would incur the amortized expense which arises after the end of the term of the lease. Section 10.01 has been amended accordingly.

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2. Use of Project
Riverside has requested a change in Section 15.01 of the Lease relating to the use of the Project. A change has been incorporated to specify that the Project may also be used for a sports memorabilia store, a sports bar and a restaurant. This change is consistent with the intention of the parties but this change is brought to the attention of the Executive Policy Committee to ensure that there is no misunderstanding.

3. Termination Rights
The proposed Lease states that the City would be able to terminate the Lease, at its option, in certain events, including the eventuality that the Winnipeg Goldeyes ceased to occupy the Project on a continuing basis. The City has been advised by Riverside that they fully expect to have the Project used by the Winnipeg Goldeyes so long as the Winnipeg Goldeyes and the Northern League exist.

However, the concern expressed by Riverside is that it is possible that the Northern League itself could cease operations with the consequence that the Winnipeg Goldeyes would cease operations as well. Riverside is concerned that, notwithstanding its best efforts, it would be unable to find a replacement baseball team and would be in a position where the Lease could terminate and Riverside would lose its investment of many millions of dollars. Accordingly, Riverside has requested a revision to this particular termination right contained in Section 19.01 (c). The clause is changed to state that the City's termination rights would not arise until the Winnipeg Goldeyes or a replacement professional baseball team had ceased to occupy the Project for three (3) full seasons. Riverside had requested a more favourable change than this.

4. Change in Site Plan
The site plan and resulting legal description of the subject property have been changed. The revised site plan is included as Schedule "A" to the lease agreement in Appendix "A".

The revisions to the site plan as requested by Riverside Park Management have an impact on the following areas:

Riverbank Stabilization, Primary Dike, and Realignment of Pioneer Boulevard
City of Winnipeg Land Requirements and Parking
Portage Avenue East Site
Transportation, Traffic and Parking Studies
Servicing to the Site (Estimate of Costs)
6. Surrounding Land, and Zoning

Each of these areas is discussed in an individual section.

Three site plan maps are outlined in Appendices "C", "D" and "E" as follows":

Appendix "C" The Pioneer Boulevard extension prior to the Stadium proposal
Appendix "D" The original Stadium site plan approved by Council on July 23/97
Appendix "E" The revised Stadium site plan received on September 29/97

1. Riverbank Stabilization, Primary Dike, and Realignment of Pioneer Boulevard

The extension of Pioneer Boulevard north of Water Avenue to Lombard Avenue is a Council approved project funded jointly by the City and the Province of Manitoba, Department of Urban Affairs.

A summary of the property required for the extension of Pioneer Boulevard is as follows:

	Council Approved Site Plan (9985/3) July 23/97		Riverside Park Revised Plan (9985/9) Sept. 29/97	
Owner	Size	Acres	Size	Acres
Canadian National Railway	5,250 Ft²	0.12 acres	6,594 Ft²	0.151 acres
Forks Renewal Corporation	46,287 Ft²	1.06 acres	42,816 Ft²	0.983 acres
Total	51,537 Ft²	1.18 acres	49,410 Ft²	1.134 acres

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The location of the proposed Multi-Purpose Sports and Recreation Centre on the site makes it necessary to locate the proposed extension of Pioneer Boulevard closer to the Red River. In the Council approved plan, the extension was 10m (32 feet) closer to the Red River. Under the revised site plan, the extension is now an additional 2.78m (9 feet) closer to the Red River. The total movement of this proposed extension is therefore 12.78m (41 feet).

Some trees currently located on the riverbank will be removed and replaced as part of the riverbank stabilization.

Prior to the original Stadium proposal, the proposed Pioneer Boulevard extension did not require riverbank stabilization. The Stadium proposal resulted in a movement of the proposed Pioneer Boulevard extension onto additional land that is owned by the Forks Renewal Corporation adjacent to the Red River. A portion of the outer wall of the outfield must be built as a retaining wall to support the roadway as there is not sufficient room to regrade west of the roadway to match the outfield elevation.

The Pioneer Boulevard extension must function as the replacement primary dike protecting the downtown and must also accommodate cyclists and pedestrians. As a primary dike, the road must be at the flood protection level of 230.31m. The maximum side slope of 4:1 is a standard requirement for a primary dike and must be maintained on the river side of the embankment. As a result, the toe of the slope will be 24m closer to the Red River than it would have been prior to the Stadium proposal.

The cost estimate for the stabilization under the council approved proposal was estimated at $300,000. The stabilization cost under the revised site plan is estimated at $580,000. The preliminary design consists of 2m rockfill columns and a 25m rock berm placed at water level.

The lease agreement approved by Council identified that additional costs required for riverbank stabilization would be the responsibility of Riverside Park Management.

2. City of Winnipeg Land Requirements and Parking

Land Requirements - Acreage

In the original agreement, the Stadium site comprised approximately 9.03 acres consolidating two private holdings together with 8.29 acres of the City of Winnipeg owned land. The original proposal required the Pioneer Boulevard extension to be modified and the Stadium to be situated on approximately .18 acres of land owned by the Forks Renewal Corp.

The revised site plan comprises approximately 9.27 acres which includes 8.499 acres of City of Winnipeg owned land. Under the revised site plan, the Stadium is situated 9 feet closer to the river and includes approximately .213 acres of land owned by the Forks Renewal Corp.

A summary of the property required for the Stadium proposal is as follows:

	Council Approved Site Plan (9985/3) July 23/97		Riverside Park Revised Plan (9985/9) Sept. 29/97	
Owner	Size	Acres	Size	Acres
City of Winnipeg **	361,118 Ft²	8.29 acres	370,224 Ft²	8.499 acres
Canadian National Railway	24,710 Ft²	0.567 acres	24,305 Ft²	0.558 acres
Forks Renewal Corporation	7,700 Ft²	0.177 acres	9,268 Ft²	0.213 acres
Total	393,528 Ft²	9.034 acres	403,797 Ft²	9.27 acres

The revised plan, which includes parking of 1.54 acres, requires an additional .21 acres of City owned land.

** It should be noted that the City owned land in the Council approved plan includes 0.66 acres of land at the intersection of Pioneer Avenue and Pioneer Boulevard which was to be provided to Riverside Park Management unless required for a road right of way.

Land Requirements - Footprint

If it is considered that the approval of the original Stadium proposal constituted the approval of a footprint of the stadium with no parking, then the implications of utilizing the additional land (Parcel 3) for parking must be examined in terms of opportunity costs.

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The estimated net revenue based on the full development of this lot for parking purposes is as follows:

Parking Revenue (5 yrs @ $100,000)	$500,000
Costs to upgrade Lot *	300,000
Demolition Costs (103 Water Ave)	35,000
Net Foregone Revenue	165,000

***** Lot upgrade would normally be amortized over a longer period of time.

Assumptions and notes to the net foregone revenue noted previously include:

1. Analysis is based on five years due to the proposal for an initial 5 year lease to Riverside Park Management.
2. Revenue is based on approximately 200 parking stalls with the same terms as currently exist with the lease of a portion of the property to Imperial Parking Ltd.
3. Revenue is based on land being leased to an independent parking lot operator.
4. As market conditions improve, it may be possible to increase annual rental values at specific renegotiation periods.
5. Layout of the parking lot may be impacted by need of the Stadium patrons.
6. The development and demolition costs will be at the expense of the City. A portion of these costs would normally be recovered from the developer depending on the length of term of the lease.

Pioneer Avenue

In the original agreement and plan approved by Council on July 23, 1997, Pioneer Avenue was to be reconstructed on a new alignment just north of Water Avenue. The revised site plan does not require the realignment of Pioneer Avenue due to the change in location of the Stadium.

Some construction will still be necessary to Pioneer Avenue under the revised site plan. This construction includes widening the right of way by 1.0m to provide a minimum 4m width between the curb and the building to be hard landscaped to City standards to accommodate spectators, provide a staging area for transit patrons, and accommodate streetscaping. In addition, the proponent proposes a drop off bay east of the CN Mainline which requires an additional 3.5m widening for 35m along Pioneer Ave. Additional costs include:

1.	Streetscaping/landscaping	$100,000
2.	Vehicle drop off bay	25,000
3.	Approaches re “Parcel 3”	30,000

Westbrook Street

The Westbrook Street right of way is widened by a taper from 3.5m at the south end to 0.0m at the north end. This is to accommodate a future reconstruction of the street. It was included on the previous plan but the wrong line was coloured red. If a drop off bay is provided, there will be additional land retained for hard landscaping to City standards around the drop off bay.

The sidewalk along Westbrook Street must be widened and reconstructed to match the redevelopment of the site. The estimated cost for this is $30,000.

Parking

As noted previously, the revised site plan from Riverside Park Management includes 1.54 acres of land situated between Pioneer Avenue and Water Avenue for use as parking for the facility.

Within this location, the City has a current parking lease with Imperial Parking Ltd. which is in an overhold position. The lease requires a 30 day notice to terminate. It is recommended that any existing leases affecting the subject property be terminated if the land is provided to Riverside Park Management.

The City requires flexibility to study all feasible options for the street connections between Main Street and the replacement Provencher Bridge(s). A study is to begin this fall which is anticipated to take several years to complete on this issue. The City can not predetermine the outcome of engineering studies and public consultation related to the reconstruction of Provencher Bridge within the next 5 years. It is anticipated that part or all of both

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Pioneer and Water Avenues may have to be reconstructed on a new alignment to provide street connections to a replacement Provencher Bridge. Therefore, a separate sub-lease and cancellation option is appropriate for the parcel of land between Water and Pioneer Avenues.

The cost to demolish the building at 103 Water Avenue is estimated at $35,000 and is the responsibility of Riverside Management to accommodate parking in this location. Should the tenant determine to renovate and use this building, all costs will be borne by Riverside Park Management and the renovation would be required to meet all City standards.

Fencing may be required along the south side of Pioneer Avenue to control pedestrian access to the Stadium and to limit the location pedestrians can cross Pioneer Avenue during events. Riverside Park Management may apply to the Board of Adjustment and the Downtown Design Board for approval to provide extensive landscaping on both Water and Pioneer Avenues in lieu of fencing.

The parking lot lease agreement in Appendix "B" outlines the terms and conditions for this additional parcel of land. These conditions include:

1. Lease of land to Riverside Park Management at $1 per year.
2. Land will be fully taxable.
3. All revenue will accrue to Riverside Park Management.
4. Lease will be for a 5 year term with a 12 month cancellation provision.
5. At any time during the term of the lease, Riverside Park Management shall, upon request of the City, surrender to the City such minor portion or portions of the land that the City deems necessary for street realignment to connect to a replacement Provencher Bridge.

3. Portage Avenue East Site

The Portage Avenue East site is the ceremonial gateway into the Stadium. It has always been shown on Riverside Park Management's concept drawings as a focal point at the end of Portage Avenue.

Since the design is not fully developed at this stage, it is recommended that no conditions, other than parking, be imposed on this site. The standards of development should meet or exceed those intended under the Urban Design Review Provisions of the Downtown Zoning By-law No. 4800/88, and those implied in the proponent's business plan.

During the due diligence review of this and preceding projects, there has been discussion about the importance of weather protected pedestrian access, of image, and of joint development opportunities in which the City could establish buildings on this site and still achieve all the objectives related to facility access. It may be prudent to retain air rights over Parcel 1 lands to keep open those options within the 25 year lease.

The revised lease agreement in Appendix "A" includes a provision that no more than 33 parking stalls be incorporated into this public plaza entry area (parcel 1). This provision is consistent with the concept plan for Riverside Park dated March 19, 1997.

Community Planning has been advised that an application will be made for design approval the week of October 13, 1997 for consideration by the Downtown Design Board at the October 28, 1997 meeting of the Committee on Planning and Community Services. Updated site plans, building plans, and elevations will accompany the application. It is not clear whether the applicant will be far enough along in the planning of the Portage Avenue East site (parcel 1) and the 103 Water Avenue site (parcel 3) to include these sites with the main building site, or if these locations will be applied for subsequently.

4. Transportation, Traffic and Parking Studies

Transportation

Plan Winnipeg .... Toward 2010, which was adopted by Council in June, 1993, contains the following statements:

- In Chapter 5B.Downtown:
  "5B-11 Promote Use of Public Transit
  The City shall give priority to public transit to move people to and within the Downtown."

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- In Chapter 5C.Regional Services and Facilities:
  "5C-04 Integrate Land Use, Urban Design, and Transportation Planning
  The City shall integrate land use, urban design, and transportation planning by.....
  iv) managing the supply of long-term Downtown parking to encourage use of public transit to the Downtown,..."

The proposal to add 300 to 400 new parking spaces to the area adjacent to the baseball facility appears to be in conflict with the above direction. While these parking spaces are to be used for event parking, they will also presumably be used for long term parking during the business day.

This significant addition to the long-term parking supply will further encourage use of automobiles for downtown work trips and correspondingly discourage the use of public transit for this purpose. In addition, since the current supply of parking in the vicinity of the site is substantial (approximately 6,200 spaces within a 600m radius), the proposal to add 300-400 spaces does not appear to be necessary from the perspective of need.

Street System Capacity

It is estimated that a 6,000 seat stadium would generate/attract a maximum of 2,500 automobile trips. It is assumed that the most frequent event to be staged at the site will be baseball games. As the baseball games start at 7:00 p.m. on weekdays, peak hour traffic conditions would not be affected. Since the downtown street system contains surplus capacity during the off-peak evening hours and on weekends, no major traffic impact is anticipated and therefore no major street system improvements will be required. Minor localized improvements have been identified to accommodate specific access requirements for on-site parking and loading facilities and also for improvement for local traffic and pedestrian circulation.

Parking/Pedestrian Activity

As described above, it has been estimated that there are approximately 6,200 parking spaces available for most events within a 600m walking distance of the site. This is far in excess of the maximum projected demand of 2,500. In addition, these parking spaces are distributed around the site in all directions, which will allow the exiting traffic to disburse more effectively and reduce the impact of this exiting activity.

Those who park south of the site will be crossing Water Avenue and/or Pioneer Avenue when attending events at the site. There will be traffic signals at the new Pioneer Boulevard/Water Avenue and Pioneer Boulevard/Pioneer Avenue intersections to provide a pedestrian crossing point at the east end of the site. It may be necessary to install pedestrian activated signals on Pioneer and Water Avenues at the west end of the site to provide a designated crossing point, particularly if the lands between Water and Pioneer Avenues are used for event parking. The cost for these traffic signals is estimated at $75,000.

The Administration recommends that the parking area between these streets be fenced or extensively landscaped to minimize random, uncontrolled pedestrian crossings. A pre-game and post-game management plan would be appropriate to address the issue of pedestrian crossing.

The Administration recommends that Riverside Park Management demonstrate to the City that non-transit buses are provided for in their event management strategy. Events included in this strategy should be all events, including events other than baseball games.

5. Servicing to the Site (Estimate of Costs)

The lease agreement approved by Council July 23, 1997 includes the provision that the Tenant shall pay all costs with respect to municipal services. Due to the changes in the revised site plan, it was considered appropriate to update the estimate of costs for servicing to the proposed site. A summary follows:

Report of the Executive Policy Committee dated October 15, 1997

Service	Estimate July 16/97	Estimate Oct. 15/97
Construction of Pioneer Avenue / Other	1,095,000	220,000
Riverbank Stabilization	300,000	580,000
Water and Waste		
Watermain	128,000	250,000
Land Drainage Sewer	67,000	206,625
Waste Water Sewer	78,000	71,000
Winnipeg Hydro		
Street Lighting and Other	110,000	150,000
Traffic Signals and Services	28,000	75,000
MTS	20,000	1,500
Centra Gas	4,000	0
Total	$1,830,000	$1,554,125

The cost estimates as of July 16, 1997 were obtained from the Preliminary Financial Review Report prepared by Deloitte & Touche and submitted to the Executive Policy Committee. The cost estimates as of October 15, 1997 reflect an update of these estimates and incorporate changes resulting from the revised site plan.

A description of changes to the above costs include:

Construction As noted previously, revised costs do not include realignment of Pioneer Avenue but some construction is still required which includes:
$125,000 for Pioneer Avenue sidewalk, vehicle drop off and landscaping;
$30,000 for approach removal and relocation re parking “Parcel 3";
$35,000 to demolish 103 Water Avenue;
$30,000 for sidewalk renewal and approaches on Westbrook.

Stabilization All the extra costs of riverbank stability, fill, erosion control and trees are $510,000 plus engineering and taxes plus $20,000 for engineering on the original plan for a total of $580,000.

Watermain It is necessary to abandon the existing 150mm watermain on Pioneer Avenue and to replace it with a 300mm watermain for appropriate fire protection and reliability of water supply in the area. The cost of the watermain from Main Street to Westbrook is $130,000 and the cost from Westbrook to Pioneer Boulevard is $250,000. The portion for the Stadium is $250,000 which is an increase from the previous estimate of $122,000.

Drainage A new land drainage trunk sewer is being constructed in Pioneer Boulevard fronting the east limit of the Stadium site. The proponent must pay a share of the cost of the land drainage trunk system. The cost attributed to the stadium is $164,865 while the cost attributed to the additional “Parcel 3” is $41,760. The total cost of $206,625 is an increase from the previous estimate of $67,000.

Hydro The existing overhead lines on Thistle Lane will be moved to new underground ducts and the underground vault on Mill Street will be relocated as it is now located under the proposed Stadium in the revised site plan. Therefore, the costs have increased from $110,000 to $150,000.

Signals As a result of the additional land for parking between Water Avenue and Pioneer Avenue, pedestrian activated signals will be required across Pioneer Avenue. The costs have therefore increased from $28,000 to $75,000.

MTS The duct utilized by MTS along Pioneer Avenue will no longer have to be relocated based on the revised site plan. The costs remaining are to increase the height of the manhole covers. Overall reduction from $20,000 to $1,500.

6. Surrounding Land and Zoning

This project will be the first on City lands within the Fork’s precinct and, as such, will set the standards for development. How well it relates to the larger context, and provides linkages to the river, the Exchange District, Portage and Main, St. Boniface, and the Downtown generally will be the subject of much discussion.

Report of the Executive Policy Committee dated October 15, 1997

The following urban design principles should be considered:

- the relationship of the facility to the riverfront and any plans that the Forks North Portage Partnership has for their lands;
- the physical features of the building and site development and its appropriateness in its context;
- how the project respects and celebrates the historic, cultural, archaeological, and scenic features of the area;
- how adjacent restaurants, clubs, and businesses can benefit from this type of development on City land;
- streetscaping improvements in the vicinity of the stadium including tree planting, ornamental lighting, and street furniture which are consistent with the high profile location of the site(s); downtown objectives generally; and image route objectives specifically;
- grade level uses on the perimeter of the stadium should be visible from the street and be orientated outwards wherever possible;
- given the restrictive openings under the CN High Line at Thistle Lane (Portage Avenue East) and the lane to the south, a higher priority should be placed on pedestrians arriving to the facility from the Lombard Avenue and Ship Street direction to the Northwest;
- the City needs to review all pedestrian routes to the site to determine that they are up to standards for image, safety, and comfort.

The integrated plan for surrounding lands must strive to accommodate the numbers of pedestrians attending events beginning with the stadium design - its image, the uses at or near grade, and its relationship to the context. Key edges such as the riverbank, and existing streets must be enhanced while the openings in the CN High Line should be fully utilized to provide gateways from Portage and Main, and the Exchange Districts' parking, and amenities.

Riverside Park Management will have to make application for a Conditional Use (DCU) for Parcel 3 lands since they are on a different zoning lot than the Stadium and the parking is considered non-accessory. Impark currently has approval for a non-accessory parking lot on the portion of City lands between 103 Water Avenue and the CN High Line, while there is no existing approval for non-accessory parking on the east side of 103 Water Avenue. All zoning applications will be the responsibility of Riverside Park Management.

The Executive Policy Committee recommends:

I. That Council approve the terms and conditions of the Revised Lease Agreement between The City of Winnipeg and Riverside Park Management Inc. as outlined in Appendix "A".

II. That Council approve the terms and conditions of the Parking Lot Lease (Parcel 3) between The City of Winnipeg and Riverside Park Management Inc. as outlined in Appendix "B".

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

Moved by Councillor Clement,
Adoption of the clause.

In amendment,

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

WHEREAS on October 15, 1997, the Executive Policy Committee recommended approval of the terms and conditions of the Revised Lease Agreement between The City of Winnipeg and Riverside Park Management Inc.; and the terms and conditions of the Parking lot Lease (Parcel 3) as outlined in Clause 4 of their Report dated October 15, 1997;

AND WHEREAS since October 15, 1997, negotiations between The City of Winnipeg and Riverside Park Management Inc. with respect to the Termination Clause Article XIX, Section 19.01, of the lease agreement has been mutually amended by both parties to this agreement;

THEREFORE BE IT RESOLVED that the words "on a continuing basis" as shown in Article XIX, Section 19.01, of the lease agreement be reinserted so as to remove any ambiguity as to the meaning and intent of the clause.

The amendment was put and declared carried.

Report of the Executive Policy Committee dated October 15, 1997

Councillor Thomas asked to be recorded as having voted against the amendment, in accordance with Rule 50.7 of the Procedure By-law.

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

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

Yea: Councillors Prystanski, Clement, Golden, Lazarenko, Lubosch, Murray, O'Shaughnessy, Silva, Steek, Timm-Rudolph, Her Worship Mayor Thompson and Councillor Angus. 12

Nay: Councillors Phillips, Thomas and Vandal. 3

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

(See Minute No. 1122 for attachment)

REPORT OF THE

EXECUTIVE POLICY COMMITTEE

DATED OCTOBER 22, 1997

On motion of Her Worship Mayor Thompson, the rule was suspended and the Report of the Executive Policy Committee, dated October 22, 1997, was considered clause by clause.

Amendments to the Animal Services By-Law regarding cats File EL-4 (Vol. 28)

1079 - 1. On September 24, 1997, Council referred back to the Executive Policy Committee recommendations I.D, I.E and III relative to Clause 2 of the Report of the Committee on Finance and Administration dated March 3, 1997 and passed the following motion in this connection for consideration by the Executive Policy Committee, namely:

Moved by Councillor Clement,
Seconded by Councillor Silva,

WHEREAS the Executive Policy Committee did not have all associated information at its September 17, 1997 meeting;

AND WHEREAS there is conflicting information about what is actually being contemplated as an action in this matter by our Animal Services Branch;

THEREFORE BE IT RESOLVED that Sections I.D and I.E and III. of Clause 3 of the Report of the Committee on Finance and Administration dated March 3, 1997 be referred back to the Executive Policy Committee, namely:

I. D. That the By-Law be amended to include cats in all sections that are relevant, to deal with the increasing concerns of cats running at large and other related cat complaints such as defecation, upsetting garbage, biting, rabies vaccination, etc.

E. That all fees, fines and prosecutions associated with these complaints as outlined in the by-law be extended to include cats.

III. That the City of Winnipeg enter into an agreement with the Winnipeg Humane Society to kennel cats impounded as result of a violation of the Animal Control By-Law.

On October 8, 1997, the Executive Policy Committee laid over consideration of the matter pending receipt of an Administrative report.

On October 15, 1997, the Executive Policy Committee considered a report dated October 9, 1997 from the Administration with respect to the subject matter and laid over same and requested a further administrative report for clarification. On October 22, 1997, the Committee considered a subsequent administrative report dated October 20, 1997, which advised that complaints concerning cats are increasing and that citizens are demanding controls be put in place to deal with cats similar to those in place for dogs. Complaints can be grouped into two main areas of concern, public health concerns and public nuisance.

Public Health Concerns

The public health concern with respect to cats is three-fold. First is the issue of rabies control. Cats are more likely than dogs to be in places where the risk of encountering a rabid wild animal is high. The nature of a cat will cause it to hunt and prowl or take shelter in areas such as under sheds, porches, in culverts, ditches or riverbanks.

The second concern for public health is risk of disease when encountering animal feces. Although there is a risk associated with all animal feces, there is a specific risk with cats in the spread of a parasitic disease called Toxoplasmosis. Cats are carriers of this organism and when infected they spread the disease through their feces into sandboxes and gardens, etc. Although most healthy people are not at risk, Toxoplasmosis poses a serious risk to the health of the unborn child.

Report of the Executive Policy Committee dated October 22, 1997

The third health concern is similar to that of dogs and that is biting or scratching. People, especially children are more likely to approach a stray cat than a stray dog. Feral cats in particular or family cats constantly left to fend for themselves outdoors can be quite wary of strangers and react aggressively when handled. Although cats will bite they will initially defend themselves with their claws. Scratches from cats can become seriously infected.

Public Nuisance

The Animal Services Division receives numerous complaints from citizens regarding nuisance concerns with cats running at large. The complaints are seasonal in nature with the majority of complaints coming in the spring and summer. The concerns range from defecation on property other than the cat owner's, upsetting garbage, killing songbirds and other creatures, to the noise, fights and other antics of cats during mating seasons.

Other than incidents of biting, the Animal Services Division has been unable to offer long-term solutions to these concerns as enabling legislation is lacking. Currently the Animal Services Division can only rent a trap to the complainant and have the complainant take the cat, once trapped, to the Winnipeg Humane Society. From there the owner can retrieve their cat for a minimal boarding fee. There is no official tracking of the animal or complaint, and no penalties to act as a deterrent to re-offend. This frequently causes further aggravation for the complainants as their concerns are not solved and often continue. This sometimes results in citizens resorting to their own solutions and reports of cats literally disappearing from neighborhoods.

The Animal Services Division is recommending that Section III of the current Animal Services By-Law be amended to include regulations and controls for cats. This section currently contains regulations governing cats that bite. The amendment should include regulations prohibiting owners from allowing their cats to run at large or defecate on property other than its owner's, howl or otherwise disturb the peace, upset garbage, damage public or private property other than its owners or bite, pursue or wound any person or animal. In addition there should also be included a requirement for valid rabies vaccination. These regulations would allow citizens some legal recourse against cat owners that continually ignore the concerns of their fellow citizens.

There exists in the current by-law an escalating pound fee schedule for dogs that are impounded due to infraction of the by-law. It sets out a schedule of $35.00 for any first offense, $150.00 for any second offense and $225.00 for any third and subsequent offense, occurring within the current license year, plus $9.00 per day of impoundment or any part thereof. This escalating fee is intended to provide a deterrent to dog owners who are reluctant to accept their responsibilities of owning a dog within their communities. It is recognized that dogs running at large can and often do pose a greater immediate threat to citizens than cats running at large do, thereby placing a greater priority on controlling dogs at large. However, although cats do not pose as great of an immediate threat, their uncontrolled actions can be as disturbing and damaging. Therefore it is important to include a similar escalating pound fee schedule for impounded cats, although not as high as the fees in place for dogs. Taking into account the level of risk associated with cats at large, the Animal Services Division is recommending that the fee schedule for impounded cats be established at $15.00 for any first offense, $50.00 for any second offense and $75.00 for any third or subsequent offense, occurring within the current calendar year, plus $9.00 per day of impoundment or any part thereof.

The Animal Services Division is not equipped to kennel large numbers of impounded cats. It is recommended that the City of Winnipeg enter into discussions with the Winnipeg Humane Society with the intent to develop a service agreement to kennel all impounded cats. This would be an extension of the existing cat trapping program offered by the Animal Services Division. The main difference would be that all cats trapped by citizens would now be officially tracked for reoccurrence. All requests for traps would be entered into the Animal Services Information System as a complaint and would be assigned an incident number. The Humane Society would be required to forward any information to Animal Services of a cat being impounded as result of a complaint. All complaints would be monitored by the Animal Services Division to determine if legal action is warranted. Animal Services would continue to provide and regulate the use of traps and ensure all users engage acceptable humane practices when live trapping and transporting cats.

It is not the intent of this by-law to have Animal Services Officers chasing cats running at large. This program will continue to operate as it does now with respect to the actual capture of cats. Animal Services will continue to be involved in incidents of cat bites and incidents of animal endangerment. In addition Animal Services will record all complaint information, monitor all incidents for possible further action and when necessary proceed with legal action.

Report of the Executive Policy Committee dated October 22, 1997

The Executive Policy Committee recommends:

I. That recommendations I (D and E) of Clause 2 of the Report of the Committee on Finance and Administration dated March 3, 1997, which were referred to the Executive Policy Committee by Council on September 24, 1997, be amended as follows:

A. That Part III of the Animal Services By-Law be amended to include regulations for the control of cats running at large.

B. That upon claiming a cat impounded for infractions of the by-law the owner pay the pound fees as follows;

1) On any first offense the sum of $15.00 plus $9.00 for each day or any part thereof the cat has been impounded,

2) On any second offense occurring within the current calendar year, the sum of $50.00 plus $9.00 for each day or any part thereof the cat has been impounded,

3) On any third or subsequent offence occurring within the current calendar year, the sum of $75.00 plus $9.00 for each day or any part thereof the cat has been impounded.

II. That recommendation III of Clause 2 of the Report of the Committee on Finance and Administration dated March 3, 1997, which was referred to the Executive Policy Committee by Council on September 24, 1997, be adopted, namely:

"That the City of Winnipeg enter into an agreement with the Winnipeg Humane Society to kennel cats impounded as result of a violation of the Animal Services By-Law."

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

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

Carried.

Councillors Clement, Golden and Thomas asked to be recorded as having voted against the clause, in accordance with Rule 50.7 of the Procedure By-law.

Hosting of the 1998 Grey Cup
File GC-8.11 (Vol. 2)

1080 - 2. The Executive Policy Committee passed the following motion, namely:

WHEREAS The City of Winnipeg hosted the 1991 Grey Cup Game to which the City contributed $1,395,000.00, of which $1,000,000.00 was in the form of a grant, and the balance in kind services, such as Police and Transit services;

AND WHEREAS The Winnipeg Football Club has an opportunity to host the 1998 Grey Cup in The City of Winnipeg;

AND WHEREAS The Winnipeg Football Club has now presented their business plan with a request for financial support from the City of Winnipeg in the amount of $350,000.00;

AND WHEREAS it is the intention of The Winnipeg Football Club to use up to $200,000.00 for payment for in kind services to The City of Winnipeg;

Report of the Executive Policy Committee dated October 22, 1997

AND WHEREAS the business plan identifies significant economic benefits to the City of Winnipeg in excess of $30,000,000.00;

THEREFORE BE IT RESOLVED the Executive Policy Committee recommends to Council that a grant of $350,000.00 be approved, from which up to $200,000.00 for services in kind will be reimbursed to the City upon completion of the event;

AND THEREFORE BE IT FURTHER RESOLVED that the budget for in kind services be worked on jointly between The City of Winnipeg Administration, The Winnipeg Football Club and the Grey Cup Committee.

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

Carried.

EXECUTIVE POLICY COMMITTEE

MOTIONS

Moved by Councillor Murray,
Seconded by Councillor Vandal,

1081 - WHEREAS development at the Forks is creating greater demand for transit and vehicle access to the site;

AND WHEREAS CentrePlan is working with the Forks and North Portage Partnership, the Exchange and Downtown Business Improvement Zone groups and the responsible civic departments to develop a downtown transportation plan;

THEREFORE BE IT RESOLVED THAT Council request a site access plan for the Forks to be developed through CentrePlan including consideration of transit, vehicle, “fixed link”, cycling and pedestrian access.

Automatic Referral to Executive Policy Committee in accordance with Rule 16.1 of the Procedure By-law

EXECUTIVE POLICY COMMITTEE

QUESTION PERIOD

1082 - Councillor Steek in reference to recommendations of the Cuff Report, questioned why meetings of Committees clerked by the City Clerk’s Department, such as Audit, Vacancy Management and Expenditure Control were not identified on the weekly schedule of meetings.

Her Worship advised that the issue would be referred to the Secretariat Committee of Council for a written response.

Councillor Steek referred to the expected Cuff Study - Final Report and questioned if the matter would be taken to an open forum.

Her Worship noted that, as on past initiatives, the process will be followed whereby representation could be made at the Executive Policy Committee.

Councillor Thomas referred to the Cuff Study and questioned whether there would be an opportunity to discuss the matter at the Community Committee level in the evening.

Executive Policy Committee - Question Period (continued)

Her Worship Mayor Thompson reminded Councillors that they, as elected officials, have complete discretion as to how they wish to communicate with their constituents prior to deliberation of the Cuff Report at the Special Meeting of Council on October 29, 1997

Councillor Thomas questioned the speed of the deliberation of the Cuff Study and questioned when the Cultural Policy Review report would be brought forward to Council.

Her Worship noted that the process of administrative and political structure review had been ongoing since the introduction of the Taraska Report in 1976, the ensuing Cherniak Report in 1986 and the Fraser Report in 1995, noting that the Fraser Report went through an extensive public consultation process. In addition, she advised that change was long overdue and suggested that the citizens would welcome Council decision on the matter.

Councillor Murray requested that Her Worship identify the resultant benefits of the new model and asked what the new model would look like.

Her Worship noted positive recommendations in the Report including those surrounding accountability and effectiveness and the need to examine the level of governance. She further noted that change is subject to struggle, and declined to speculate on what Council would adopt at its meeting on October 29, 1997.

Councillor Murray noted that information pertaining to the City's senior staff had been the subject on the front page of newspapers and questioned who empowered the Consultant to be the lead spokesperson with the media on internal management and personnel issues.

Her Worship noted that Mr. Cuff's comments were based on his recommendations and suggested that Councillor Murray direct related questions to Mr. Cuff.

Councillor Murray requested that Mr. Cuff be informed that the City has certain standards on how people in its employ conduct themselves.

Her Worship suggested that comments are not always reported accurately by the media and noted that Mr. Cuff, as a leading Consultant, past President of the Canadian Federation of Canadian Municipalities and a highly, respected and professional individual should be given the benefit of the doubt.

Councillor Steek questioned what the grounds would be for not listing a meeting on the weekly schedule of meetings at which a clerk from the City Clerk's Department is in attendance.

Her Worship agreed to take the question to the Secretariat Committee of Council for discussion and comment.

Councillor Thomas questioned when the Cultural Policy Review Report would be considered by Council.

Her Worship noted that a coordinator was working with the Executive Policy Committee on the process that has been chosen in agreement with the cultural community. She further advised that the report was presently being considered by the Committee on Finance and Administration and stated that she expected it to be deliberated by Council in December.

Councillor Thomas referred to the Cuff Report recommendation to disband the Community Committees and the Resident Advisory Groups and requested that, inasmuch as the Cultural Policy Review Committee Report had been considered at the Standing Committee level, there also be an opportunity for input on the Cuff recommendations at the Community and Standing Committee level.

Her Worship Mayor Thompson noted that the Cuff Report's recommendations acknowledged that public consultation was essential and that each Ward Councillor should have the right to determine their own process and not be restricted by the Community Committee model. She noted that input at the level suggested by Councillor Thomas could not feasibly be incorporated into the process before October 29, 1997 unless done individually by Ward Councillors.

Executive Policy Committee - Question Period (continued)

Council recessed at 11:59 a.m., and reconvened at 1:37 p.m., same members present, except for Councillor Timm-Rudolph.

Councillors Prystanski, Golden, Lubosch, Steek and Vandal entered the meeting after Council had reconvened.

Councillor Thomas noted the limited time frame for advertising and convening special Community Committee meetings to facilitate public consultation into the Cuff Report and questioned how Her Worship would suggest she facilitate the process of public input.

Her Worship noted that she did not have any suggestions and advised that it was Councillor Thomas's responsibility and decision as to how she wishes to communicate with her constituents.

Councillor Murray referred to the impending submission of the Cuff Study - Final Report and questioned what Her Worship viewed as a realistic time frame to have, in any format, public input.

Her Worship advised that a process was in place and stated that members of the public have the opportunity to make comments before the Executive Policy Committee and Council, and noted that citizens were indeed coming forth to Executive Policy Committee.

Councillor Murray questioned what a reasonable time frame was, not only for public consultation but, for the political responsibility for the development of a Council proposal.

Her Worship reiterated the fact that the issue of reshaping the form and function of the Municipal Government had been explored by Council for many years and that Councillor Murray had had numerous opportunities to express his preference in the model of government.

Councillor Murray identified previous reports that were being considered as part of the consultation process for the Cuff Report and questioned why New Directions and Plan Winnipeg initiatives had not been implemented yet sections of the Fraser Report, which was defeated by Council, were referenced and back on the table unmodified in the Cuff Report.

Her Worship voiced her support for New Directions Phase II, noted the relevancy of the information and context of previous studies, including the Fraser Report, and advised that a decision was required.

Councillor Phillips inquired about the number of meetings that took place where Councillors were invited to attend and discuss the Cuff Report.

Her Worship Mayor Thompson responded that there had been three to date.

Councillor Phillips questioned if all 15 Councillors were in attendance at all three meetings.

Her Worship responded in the negative but noted the Cuff Report was a recommendation adopted by the majority of Council during the budget process in March 1997. Her Worship added that Councillors knew the time frame of the process and suggested that there was sufficient time for Members of Council to organize consultation within their communities, if they so desired.

Council here proceeded to consider the order of business - "Report of the Committee on Protection, Parks and Culture, dated October 6, 1997".