Winnipeg

EXECUTIVE POLICY COMMITTEE
DISPOSITION OF ITEMS

APRIL 21, 2010

MEMBERS PRESENT: His Worship Mayor Katz, Chairperson
Deputy Mayor Swandel
Councillor Fielding
Councillor Pagtakhan
Councillor Steeves

COMMITTEE CLERK: Jo-Ann I. Park, Manager of the Decision Making Process
City Clerk's Department

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Minute	Subject/File	Recommendations	Action Required
		DELEGATIONS	
236	Paul Hesse, Winnipeg Rapid Transit Coalition		See Minute 247
237	Paul Hesse, Winnipeg Rapid Transit Coalition		See Minute 239
	Councillor Gerbasi, Fort Rouge – East Fort Garry Ward		See Minute 239
		REPORTS	
238	Text Amendments – Winnipeg Zoning By-law No. 200/2006 – Downtown Winnipeg Zoning By-law No. 100/2004 – Communication Facility Protocol Minute 88, SPC PD, 2010 04 06 File DAZ 200/2010	The Executive Policy Committee concurred in the recommendations of the Standing Policy Committee on Property and Development and the Standing Policy Committee on Downtown Development and recommends to Council: 1. That the Communication Facility Protocol to guide review and decision making of development proposals for wireless communication facilities provided in Attachment "A" to the report of the Winnipeg Public Service dated March 12, 2010 be adopted. 2. That the Winnipeg Zoning By-law No. 200/2006, and the Planning, Development and Building Fees By-law No. 77/2009 be amended as outlined in Attachment "B" to the report of the Winnipeg Public Service dated March 12, 2010. 3. That the Downtown Winnipeg Zoning By-law No. 100/2004 and the Planning, Development and Building Fees By-law No. 77/2009 be amended as outlined in Attachment "B" to the report of the Winnipeg Public Service dated March 12, 2010. 4. That the Communication Facility Protocol shall come into effect thirty (30) days after the date of Council approval. 5. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council

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239	City of Winnipeg Infrastructure Priorities – Building Canada Fund Motion 2010 04 21 eFile S-7	The Executive Policy Committee recommends to Council: 1. That the following infrastructure projects be endorsed as City of Winnipeg priorities (listed in no particular order) for intergovernmental funding through the Building Canada Fund (Major Projects component): A. Kenaston Boulevard widening between Taylor Avenue and Academy Road B. Polo Park Area street and intersection improvements C. Plessis Road Twinning with grade separation at CNR Rail Line D. Regional Streets major rehabilitation E. Chief Peguis West extension from Main Street to McPhillips Street F. St. Anne's Road twinning from Aldgate Road to the Perimeter G. Keewatin Street north of Inkster Boulevard expansion to four lanes H. Pembina Highway underpass at Jubilee Avenue I. Inkster Boulevard road reconstruction from Keewatin Street to Brookside Boulevard J. Community Centre Investment Fund Contribution K. Extension of the Pembina Highway active transportation network from Jubilee Avenue to the University of Manitoba, with a transit hub at the University of Manitoba. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
240	Light Rail Rapid Transit – Business Case Analysis Motion 2010 04 21 eFile TT-8	The Executive Policy Committee directed the City of Winnipeg Public Service to review the applicability of light rail rapid transit and report back to the Executive Policy Committee in 90 days with a business case that includes: (i) an analysis of comparative costs per kilometer for bus rapid transit and light rail rapid transit; (ii) an analysis of the comparative advantages of bus rapid transit and light rail rapid transit; (iii) prioritized options for light rail rapid transit routes; (iv) recommended options for the type or types of light rail technology that may be appropriate for use in Winnipeg; (v) comparison and quantification of anticipated benefits of light rail rapid transit vs. bus rapid transit including: incremental taxes generated from development, ridership increases, reduction of greenhouse gas emissions;	Chief Administrative Officer Chief Financial Officer Director of Transit

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		and (vi) funding options, including a strategy for pursuing intergovernmental funding. Further, the Executive Policy Committee approved funding to a maximum of $100,000.00 for costs associated with undertaking such analysis, to be allocated from Transit Capital Account No. 442-181000-420755-4220000309 (Transportation Authority Study). Also, the Executive Policy Committee directed that any consultant contracts awarded in association with the preparation of such business case that are estimated to exceed $100,000.00 must be tendered through a competitive RFP process.	
241	Le Musée de Saint-Boniface Museum - 2010 Historic Building Stabilization Minute 140, Riel CC, 2010 04 13 eFile G-3	The Executive Policy Committee concurred in the recommendation of the Riel Community Committee, namely, that $30,000.00 be allocated from the Historic Building Stabilization capital program to fund the City of Winnipeg's portion of the restoration and stabilization of the front porch as well as the replacement of the eaves troughs at Le Musée de Saint-Boniface Museum.	Chief Administrative Officer Chief Financial Officer Director of Planning, Property and Development
242	Subdivision and Rezoning – 817 Bannatyne Avenue Minute 178, LSWK CC, 2010 04 13 File DASZ 32/2009	The Executive Policy Committee concurred in the recommendation of the Lord Selkirk-West Kildonan Community Committee and recommends to Council: 1. That the plan of subdivision proposed under File DASZ 32/2009 be approved for preparation as a plan of subdivision by a Manitoba Land Surveyor in accordance with Schedule "A" for File DASZ 32/2009 dated April 7, 2010 with such minor changes as may be required, and registration in the Winnipeg Land Titles Office. 2. That The Winnipeg Zoning By-law No. 200/2006 be amended by rezoning the subject land as shown on Schedule "A" for DASZ 32/2009 dated April 7, 2010 to an "EI" Educational and Institutional District subject to the following: A. That the applicant enter into a Zoning Agreement with the City pursuant to Subsection 240 (1) of The City of Winnipeg Charter to include the following conditions:	Council

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		i. That, for the development of any building, and/or accessory parking area and/or signage, plans shall be submitted showing the location and design of the proposed buildings, the location and design of accessory parking areas, private approaches, garbage enclosures, fencing, landscaping and signage to the Director of Planning, Property and Development for plan approval prior to the issuance of any building or development permit; and thereafter all to be maintained to the satisfaction of the Director of Planning, Property and Development; ii. That the use of the subject land shall not include: a. jail / detention centre; b. sports or entertainment arena/stadium; c. bus depot; d. transit station; or e. recycling collection centre iii. That copies of the current Master Plan be provided to the Chief of WFPS prior to the issuance of any new occupancy permit and/or upon the request of the Chief of WFPS; iv. That the address number of every building on the subject property (and the name of the building, if applicable) shall be physically attached to the building or otherwise posted on the subject property lot on which the building is located, so as to be clearly visible from the street or internal road on which the building is located; v. Where a building on the subject property is in a location that results in its number or name not being clearly visible from the street or internal road on which it is located, the number and name must be both attached to the building and displayed in another form that is clearly visible from the street or internal road. Where more than one building is located on a subject property lot, the requirement that the numbers and names be displayed in another form that is clearly visible from the street or internal road may be met by displaying the range of building numbers and names on that lot on signage to be approved by the Chief of the WFPS;	

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		vi. That building numbers and names required to be attached or displayed by this Zoning Agreement must be of a colour that contrasts with the colour of the structure to which they are attached so as to be clearly visible from the street or internal road on which the building is located and of a height as determined by and to the satisfaction of the Chief of the WFPS; vii. That no other numbers or names are to be attached to any buildings on the subject property that could be confused with the address numbers or building names; viii. That the owner / occupier of a building must ensure that the number assigned to a building is clearly visible from the street or internal road on which the building is located while the building is under construction as determined by and to the satisfaction of the Chief of WFPS; ix. That there shall be no advertising signs, mobile signs, poster signs and A-frame signs on the entire property; x. That, all lighting shall upon the request of the Director of Planning, Property and Development, be equipped with whatever additional shielding, lenses, or cut-off devices are required to eliminate light trespass onto any street or abutting lot or parcel and to eliminate glare perceptual to persons on any street or abutting lot or parcel. In addition, the Director may require that the light trespass and glare be limited to a reasonable level through fixture location, height and intensity. 3. That a ten percent (10%) dedication be made by a payment of a sum of money to the City in lieu of the requirement for land dedication based on the increase in market value of the land. 4. That the Director of Planning, Property and Development be authorized to certify any documents in connection therewith.	

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		5. That in the event the matter is not proceeded with expeditiously and the by-law is not passed within twenty-four (24) months after adoption of the report by Council, the matter shall be deemed to be concluded and shall not be proceeded with unless an extension of time is applied for prior to the expiry of this twenty-four (24) month period and the extension is subsequently approved by Council. 6. That the Director of Legal Services and City Solicitor be requested to prepare the necessary by-law in accordance with the above. 7. That the subdivision section of the by-law shall come into force and effect upon registration of the Plan of Subdivision in the Winnipeg Land Titles Office. 8. That the zoning section of the by-law shall come into force and effect when the Plan of Subdivision has been registered in the Winnipeg Land Titles Office and the Zoning Agreement has been filed by caveat in the Winnipeg Land Titles Office against those lands provided that the said effective date occurs within twenty-four (24) months from the date that the said rezoning by-law is adopted by Council. 9. That the plan of subdivision shall be approved and signed by the Director of Planning, Property and Development within one year from the date the by-law is passed, failing which the matter shall be deemed to be concluded and shall not be proceeded with unless Council extends that time. 10. That the Director of Legal Services and City Solicitor be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	
243	Subdivision and Rezoning – 80-100 Creekbend Road Minute 148, Riel CC, 2010 04 13 File DASZ 1/2010	The Executive Policy Committee concurred in the recommendation of the Riel Community Committee and recommends to Council: 1. That the plan of subdivision under File DASZ 1/2010 be approved for preparation as a plan of subdivision by a Manitoba Land Surveyor in accordance with Schedule "A" for File DASZ 1/2010 dated April 6, 2010, for registration in the Winnipeg Land Titles Office subject to the following:	Council

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		A. That the Developer be required to enter into a Development Agreement amendment (to AG 52/05) with the City incorporating the additional conditions outlined in the report of the Administrative Coordinating Group dated April 3, 2010 and attached as Schedule B. 2. That The Winnipeg Zoning By-law No. 200/2006 be amended by rezoning the subject land as shown on Schedule "A" for File DASZ 1/2010 dated April 6, 2010, to an "RMF-M" Multiple Family District subject to the following: A. That the applicant enter into a Zoning Agreement with the City pursuant to Section 240 (1) of The City of Winnipeg Charter to include the following conditions: i. That final site plans outlining the details of building locations and profiles, parking areas, approaches, exterior lighting, landscaping, fencing, garbage enclosures etc. shall be submitted to and approved by the Director of Planning, Property and Development or his designate and the Riel Community Committee prior to the issuance of any building or development permits. 3. That the Director of Planning, Property and Development be authorized to certify any documents in connection therewith. 4. That in the event the application is not proceeded with expeditiously and the by-law is not enacted within twenty-four (24) months after adoption of the report by Council, the matter shall be deemed to be concluded and shall not be proceeded with unless an extension of time is applied for prior to the expiry of this twenty-four (24) month period and the extension is subsequently approved by Council. 5. That the Director of Legal Services and City Solicitor be requested to prepare the necessary by-law in accordance with the above. 6. That the subdivision section of the by-law shall come into force and effect upon execution by the City of Winnipeg of the Development Agreement.	

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		7. That the subdivision section of the by-law shall come into force and effect upon registration of the Plan of Subdivision in the Winnipeg Land Titles Office. 8. That the zoning section of the by-law shall come into force and effect when the Plan of Subdivision has been registered in the Winnipeg Land Titles Office and the Zoning Agreement has been filed by caveat in the Winnipeg Land Titles Office against those lands provided that the said effective date occurs within twenty-four (24) months from the date that the said rezoning by-law is adopted by Council. 9. That the Plan of Subdivision shall be approved and signed by the Director of Planning, Property and Development within two (2) years of the date of passage of the aforementioned by-law. 10. That in the event the necessary City of Winnipeg mylar approval signatures have not been secured within twenty-four (24) months after adoption of the by-law, the matter shall be deemed to be concluded and shall not be proceeded with unless Council extends that time. 11. That the Director of Legal Services and City Solicitor be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	
244	Rezoning – 618 Arlington Street Minute 118, City Centre CC, 2010 04 13 File DAZ 201/2010	The Executive Policy Committee concurred in the recommendation of the Cit Centre Community Committee and recommends to Council: 1. That the Winnipeg Zoning By-law No. 200/2006 be amended by rezoning the subject land as shown on Schedule "A" for File DAZ 201/2010 dated March 29, 2010 to an "RMU" Residential Mixed Use District, subject to the following: A. That the applicant enter into a zoning agreement with the City of Winnipeg pursuant to Subsection 240(1) of the City of Winnipeg Charter to provide for the following: i. That the maximum height of the existing building shall be no greater than 65 feet.	Council

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		ii. That in the event that the existing building is damaged, in any manner whatsoever, to the extent that the cost of repairing such damage exceeds one hundred percent (100%) of the structure's assessed value on the last revised assessment roll; or the structure has been abandoned and/or deteriorated from natural causes to the extent that the cost of repair or renovation would exceed one hundred percent (100%) of its assessed value on the last revised assessment roll, the right to maintain the building shall terminate and any future development on the subject property shall not exceed a maximum height of 35 feet. iii. That in the event that the existing building is demolished and future development is proposed, said development shall not exceed a maximum height of 35 feet. iv. That the residential density shall not exceed seven (7) units. v. That the land be restricted as follows: a. The following uses shall be conditional on the land: 1. Drinking establishment; 2. Restaurant; 3. Post office/carrier depot; 4. Protection and emergency services. vi. That no illuminated signage shall be permitted on the building; vii. That there shall be no advertising signs, mobile signs, poster signs and A-frame signs on the entire site, except that a mobile sign shall be permitted on the site for a period of thirty (30) days in association with a new occupancy permit.	

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		viii. That for the development of any building or structure, plans shall be submitted showing the location and design of proposed buildings, the location and design of accessory parking areas, garbage enclosures, fencing and landscaping to the Director of Planning, Property and Development and the City Centre Community Committee for plan approval prior to the issuance of any building or development permit, and thereafter to be maintained to the satisfaction of the Director of Planning, Property and Development. 2. That a ten percent (10%) dedication be made by a payment of a sum of money to the City in lieu of the requirement for land dedication based on the increase in market value of the land. 3. That in the event the application is not proceeded with expeditiously and the by-law is not enacted within twenty-four (24) months after adoption of the report by Council, the matter shall be deemed to be concluded and shall not be proceeded with unless an extension of time is applied for prior to the expiry of this twenty-four (24) month period and the extension is subsequently approved by Council. 4. That the Director of Legal Services and City Solicitor be requested to prepare the necessary rezoning by-law and forward the same to Council for all three (3) readings. 5. That the zoning section of the by-law comes into force when the Zoning Agreement is registered in the Winnipeg Land Titles Office by caveat against the subject lands, provided that the said effective date occurs within one year from the date by-law is passed. 6. That the Proper Officers of the City are hereby authorized to execute said Zoning Agreement. 7. That the Director of Legal Services and City Solicitor be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	

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245	City Council Benefits Board Appointments Report 2010 04 01 eFile GC-2.3	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That Mike Bereziak be appointed to the City Council Benefits Board for a term ending December 31, 2010. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
246	Loan Guarantee – Glenwood Community Centre Report 2010 04 18 eFile FC-2.2	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That a loan guarantee be approved for the Glenwood Community Centre for the purchase of a Zamboni in the amount of $44,000. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
247	Economic Development Initiative for the re-development of the existing Stadium site and the new Stadium development at the University of Manitoba Report 2010 04 13 eFile G-8	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That lands described as the property bounded by Empress Street on the East, Maroons Road on the South, St. James Street on the West and St. Matthews Avenue on the North, which land is known as 1465 Maroons Road (the existing stadium site "ESS") be declared surplus to the City's needs. 2. That the existing stadium site be sold to Creswin Properties Inc. ("Creswin") in accordance with terms and conditions set out in the report from the Winnipeg Public Service dated April 13, 2010. 3. That a $2.5 Million Grant for the construction of a new Community Accessible Fitness Centre at the University of Manitoba in conjunction with the new stadium at the University of Manitoba, be approved and funded from the proceeds of the sale of the existing stadium site. 4. That a portion of the proceeds from the sale of the existing stadium site remaining after the reduction recommended in #3 above be used to offset pending infrastructure improvements within the Polo Park area.	Council

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		5. That a $1.1 Million Grant-in-kind for Permit and Development fees for the new stadium at the University of Manitoba be approved. 6. That in the event of default or if Creswin is unable to fulfill all conditions required by the City and Province for purchase of the football team assets prior to March 1, 2016, all incremental municipal taxes together with the incremental provincial education taxes from the development of the existing stadium site be used to repay the stadium bridge financing as set out in the report from the Winnipeg Public Service dated April 13, 2010, on condition that the subject property be designated community revitalization property by the Province pursuant to The Community Revitalization Tax Incremental Financing Act. 7. That the Chief Administrative Officer be authorized to finalize and approve the terms and conditions of all documents and agreements required to implement matters as intended herein by Council. 8. That the Proper Officers of the City do all things necessary to effect the intent of the foregoing.	
248	Agreements between the City of Winnipeg, Canada Manitoba Infrastructure Stimulus Fund and the Southdale Recreation Association - Expansion /redevelopment of the Southdale Community Centre - Delegated Authority for Future Agreements with other community centre organizations as required under the Federal and/or Provincial Stimulus Programs Report 2010 04 19 eFile G-8	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That a Contribution Agreement under the Canada-Manitoba Infrastructure Stimulus Fund between City of Winnipeg and Province of Manitoba be entered into for development of the Southdale Community Centre. 2. That an Agreement with the Southdale Recreation Association for the management of the expansion/redevelopment of the Southdale Community Centre and to set out the cash flow of the government funds under the Contribution Agreement be approved. 3. That the Chief Administrative Officer be delegated the authority to negotiate and approve the terms and conditions of the Southdale Recreation Association Agreement	Council

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		4. That, additionally where required, the Chief Administrative Officer be delegated the authority to enter into and negotiate and approve the terms and conditions of Agreements with any proponents receiving funding (where the City owns the land and/or buildings) from Federal and/or Provincial stimulus programs where the City is not deemed to be the funding application proponent and also where the City is not the Project Manager. 5. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	
		COMMITTEE REPORTS	
249	Executive Policy Committee Item 2, Report dated December 9, 2010	The Executive Policy Committee recommends to Council: 1. That the matter be laid over pending the forthcoming supplementary report from the City Auditor. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
	Standing Policy Committee on Finance April 15, 2010 meeting	No Report	Nil
250	Standing Policy Committee on Downtown Development Report dated April 12, 2010	The Executive Policy Committee concurred in the recommendation for Item 1 of the Standing Policy Committee on Downtown Development and forwarded the item to Council.	Council
251 - 256	Standing Policy Committee on Property and Development Report dated April 6, 2010	The Executive Policy Committee concurred in the recommendations for Items 1 to 5 of the Standing Policy Committee on Property and Development and forwarded the items to Council. The Executive Policy Committee concurred in the recommendation for Item 6 of the Standing Policy Committee on Property and Development, as amended, and forwarded the item to Council.	Council
257	Standing Policy Committee on Property and Development Report dated April 16, 2010	The Executive Policy Committee concurred in the recommendations for Item 1 of the Standing Policy Committee on Property and Development and forwarded the item to Council.	Council
258 - 262	Standing Policy Committee on Protection and Community Services Report dated April 8, 2010	The Executive Policy Committee concurred in the recommendations for Items 1 to 5 of the Standing Policy Committee on Protection and Community Services and forwarded the items to Council.	Council

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263 -264	Standing Policy Committee on Infrastructure Renewal and Public Works Report dated April 6, 2010	The Executive Policy Committee concurred in the recommendations for Items 1 and 2 of the Standing Policy Committee on Infrastructure Renewal and Public Works and forwarded the items to Council.	Council
265	Council Secretariat Committee Report dated February 8, 2010	The Executive Policy Committee concurred in the recommendation for Item 1 of the Council Secretariat Committee and forwarded the item to Council.	Council
266	Council Secretariat Committee Report dated April 12, 2010	The Executive Policy Committee concurred in the recommendation for Item 1 of the Council Secretariat Committee and forwarded the item to Council.	Council
In Camera 267			