CITY CLERK'S DEPARTMENT

DISPOSITION OF ITEMS

COUNCIL MEETING

WEDNESDAY, DECEMBER 15, 2010

MEMBERS PRESENT:	**His Worship Mayor Katz** **The Speaker Councillor Nordman** **Deputy Speaker Councillor Pagtakhan** **Councillor Browaty** **Councillor Eadie** **Councillor Fielding** **Councillor Gerbasi** **Councillor Havixbeck** **Councillor Orlikow** **Councillor Sharma** **Councillor Smith** **Councillor Steen** **Councillor Steeves** **Councillor Swandel** **Councillor Vandal** **Councillor Wyatt**
WINNIPEG PUBLIC SERVICE:	**Mr. R. Kachur, City Clerk** **Mr. M. Lemoine, Deputy City Clerk** **Mrs. V. Hutter, Senior Committee Clerk** **Mr. M. Ruta, Acting Chief Administrative Officer**

COUNCIL MEETING – DECEMBER 15, 2010
DISPOSITION OF ITEMS

REPORT OF THE EXECUTIVE POLICY COMMITTEE dated November 17, 2010

1. Referendum Question - Municipal Sales Tax - Infrastructure Renewal ..... FILED
2. Street Opening - east side of Kenaston Boulevard, north and south of Sterling Lyon Parkway - north side of Sterling Lyon Parkway, east of Kenaston Boulevard - DAO 7/2010 ..... ADOPTED
3. Amendments - Residential Toilet Replacement Credit Program By-law No. 111/2009 ..... ADOPTED
4. Heritage Conservation Tax Credit - 181 Higgins Avenue - Aboriginal Centre of Winnipeg ..... ADOPTED

REPORT OF THE EXECUTIVE POLICY COMMITTEE dated December 1, 2010

1. 2011 Local Improvement Interest Rates ..... ADOPTED
2. Rezoning - 258 Margaret Avenue - DAZ 220/2010 ..... ADOPTED
3. Rezoning - 468 St. Anne's Road - DAZ 218/2010 ..... ADOPTED

REPORT OF THE EXECUTIVE POLICY COMMITTEE dated December 8, 2010

1. Review of the City of Winnipeg In Camera By-law No. 5288/89 ..... 60 DAY EXTENSION OF TIME GRANTED
2. Financial Assistance Program for Homeowners - Installation of Backwater Valve and Sump Pumps ..... 90 DAY EXTENSION OF TIME GRANTED
3. Request to Review Process for Regulating Demolitions ..... 60 DAY EXTENSION OF TIME GRANTED
4. Northeast Pioneers Greenway Billboard Revenue ..... ADOPTED
5. Discount(s) to be Allowed for the Prepayment of 2011 Realty, Personal Property and Business Taxes ..... ADOPTED
6. Street Name Change - Rapelje Avenue to Jack Blick Avenue ..... ADOPTED
7. Board of Trustees of the Winnipeg Civic Employees' Benefits Program - Appointments ..... ADOPTED
8 City Council Benefits Board - Appointments ..... ADOPTED
9. Winnipeg Convention Centre Board of Directors - Citizen Member Appointments ..... ADOPTED

REPORT OF THE STANDING POLICY COMMITTEE ON FINANCE dated December 3, 2010

1. 2011 Fees and Charges Increases ..... ADOPTED
2. Financial Status Report and Forecast to October 31, 2010 - 2010 Year End ..... ADOPTED

REPORT OF THE STANDING POLICY COMMITTEE ON DOWNTOWN DEVELOPMENT dated November 29, 2010

1. Opening and Closing - Public Lane South of Macdonald Avenue, East of Argyle Street and Closing of Macdonald Avenue between Waterfront Drive and Disraeli Freeway - DAOC 1/2010 ..... ADOPTED

REPORT OF THE STANDING POLICY COMMITTEE ON PROPERTY AND DEVELOPMENT dated September 14, 2010

28. Acquisition - Privately-owned 1.227 acre Parcel of Land on Sage Creek Boulevard east of Lagimodiere Boulevard ..... ADOPTED

REPORT OF THE STANDING POLICY COMMITTEE ON PROPERTY AND DEVELOPMENT dated December 6, 2010

1. Apartment to Condominium Conversions ..... 60 DAY EXTENSION OF TIME GRANTED
2. Extension of Time - Rezoning - 5198 Roblin Boulevard - DAZ 235/2007 ..... ADOPTED
3. Extension of Time - Rezoning - Land Located at 2416 Portage Avenue - DAZ 217/2008 ..... ADOPTED
4. Extension of Time - Rezoning - 327 Grassie Boulevard - DASZ 3/2006 ..... ADOPTED
5. Extension of Time – Rezoning - land located at 301 Lagimodière Boulevard - DASZ 51/2005 ..... ADOPTED
6. Development Agreement Amendment - AG 57/86 - DASZ 11/93 and DAZ 218/2000 ..... ADOPTED
7. Servicing Agreement - Subdivision and Rezoning - 40 Paulley Drive - DASZ 6/2010 ..... ADOPTED
8. Opening - North side of Stormont Drive at its terminus south of Cloutier Drive - DAO 5/2010 ..... ADOPTED
9. The Yards at Fort Rouge Area Master Plan ..... ADOPTED
10. Subdivision and Rezoning - west of Argue Street, east of rail right-of-way known as the Fort Rouge Yards - DASZ 33/2010 ..... ADOPTED
11. Subdivision and Rezoning - South Side of Ravelston Avenue West, west of Peguis Street - DASZ 10/2010 ..... WITHDRAWN BY APPLICANT - FILED
12. Subdivision and Rezoning - 683/711 Knowles Avenue - DASZ 11/2010 ..... ADOPTED
13. Rezoning – 488 Henderson Highway - DAZ 213/2010 ..... ADOPTED
14. Subdivision and Rezoning - 830 Knowles Avenue and the City Property to the South - DASZ 13/2010 ..... ADOPTED
15. Subdivision and Rezoning - 765 Keewatin Street (785 Keewatin Street) - DASZ 32/2010 ..... ADOPTED
16. Secondary Plan Amendment - 408 Elgin Avenue - SPA 1/2010 ..... ADOPTED
17. Subdivision and Rezoning - 408 Elgin Avenue - DASZ 19/2010 ..... ADOPTED
18. Closing - Dublin Street between Victoria Grove and Victoria Crescent - DAC 7/2010 ..... ADOPTED
19. Rezoning - 625 Marion Street -DAZ 219/2010 ..... ADOPTED
20. Subdivision and Rezoning - Northwest corner of Lee Boulevard and Barnes Street - DASZ 25/2010 ..... ADOPTED
21. Secondary Plan Amendment - South St. Boniface Area Structure Plan - SPA 2/2010 ..... ADOPTED
22. Secondary Plan Amendment - Part of Former Railway Line North of Kingsway Street and South of Academy Road - SPA 3/2010 ..... ADOPTED
23. The Historical Buildings By-law No. 1474/77 - Shanghai Restaurant Building (formerly the Robert / Coronation Block) - 228 King Street ..... ADOPTED

REPORT OF THE STANDING POLICY COMMITTEE ON PROTECTION AND COMMUNITY SERVICES dated May 3, 2010

6. Smoking Ban on the sidelines of Soccer Fields ..... LAID OVER FOR UP TO 60 DAYS

REPORT OF THE STANDING POLICY COMMITTEE ON PROTECTION AND COMMUNITY SERVICES dated November 15, 2010

1. New capital project for 2010 and transfer of funding for the Canine Unit facility ..... ADOPTED
2. Donation of Painting from the Fort Garry Library to the Upper Fort Garry Interpretive Centre ..... ADOPTED

Disposition of Items – Council Meeting – December 15, 2010

REPORT OF THE STANDING POLICY COMMITTEE ON INFRASTRUCTURE RENEWAL AND PUBLIC WORKS dated November 16, 2010 adjourned to November 23, 2010

1. Changes to the Handi-Transit Eligibility Criteria and Registration Process.....ADOPTED
2. 2011 Water and Sewer Rates.....ADOPTED
3. Local Improvement – Street Lighting on Wood Pole – Cox Boulevard from Knowles Avenue to Springfield Road .....ADOPTED
4. Transfer of Funding to the McPhillips Street: Selkirk Avenue to CPR Underpass Widening, Concrete Repairs and Asphalt Resurfacing Project.....ADOPTED
5. Amendment to the Water Works By-law No. 504/73 to Strengthen Cross Connection and Backflow Prevention Testing Provisions.....ADOPTED
6. 2010 Active Transportation Infrastructure Stimulus Project .....ADOPTED

REPORT OF THE STANDING POLICY COMMITTEE ON INFRASTRUCTURE RENEWAL AND PUBLIC WORKS dated December 7, 2010

1. 2011 Capital Local Streets, Alley Renewals and Granular Roadways Improvements ..... ADOPTED
2. First Call on 2011 Capital Budget Waterway Crossings and Grade Separations Annual Program – Structure Rehabilitation – Portage Avenue at Truro Creek .....ADOPTED

REPORT OF THE COUNCIL SECRETARIAT COMMITTEE dated December 6, 2010

1. 2011 Schedule of Council and Committee Meetings.....ADOPTED

Disposition of Items – Council Meeting – December 15, 2010

COUNCIL MOTIONS			
MOTION	**MOVER & SECONDER**	**SUBJECT**	**DISPOSITION**
1	Gerbasi / Smith	That the matter be referred back to the public service to undertake an engineering study of the property at 228 King Street and then have the matter reconsidered by the Standing Policy Committee on Property and Development.	LOST
2	Browaty / Steen	That the Declaration of Expropriation made June 23, 2010, executed pursuant to By-law No. 70/2010 and expropriating the following lands: Firstly: The lands taken for Works and shown as Parcels A, B, and C on Plan Deposit 406/2010 WLTO, prepared by Albert Gerhard Degner, of the City of Winnipeg, Manitoba Land Surveyor; Secondly: The lands taken for Works and shown as Parcel A on Plan Deposit 411/2010 WLTO, prepared by Albert Gerhard Degner, of the City of Winnipeg, Manitoba Land Surveyor; Thirdly: The lands taken for Works and shown as Parcels A, B, C, D and E on Plan Deposit 415/2010 WLTO, prepared by Albert Gerhard Degner, of the City of Winnipeg, Manitoba Land Surveyor; and Fourthly: The lands taken for Works and shown as Parcels A, B and C on Plan Deposit 430/2010 WLTO, prepared by Albert Gerhard Degner, of the City of Winnipeg, Manitoba Land Surveyor. The lands described above are expropriated free of encumbrances, except for part of the lands fourthly described, being Parcel C on Plan Deposit 430/2010 WLTO which is expropriated subject to Centra Gas Manitoba Inc. Certificate of Judgment No. 3216804 WLTO, registered in the Winnipeg Land Titles Office on November 14, 2005. The lands described above except: a) mines, minerals and named substances which are excepted from or not included in the Certificate of Title of the registered owner of the surface under The Real Property Act or are not owned by the owner of the surface under The Registry Act; and b) reservations in favour of the Crown as excepted from the Title of the owner of the surface, or to which Title is subject by implication under the provisions of The Real Property Act. BE AMENDED to provide that the lands thirdly described are as follows: Thirdly: The lands taken for Works and shown as Parcels A, B, C and D on Plan Deposit 415/2010 WLTO, prepared by Albert Gerhard Degner, of the City of Winnipeg, Manitoba Land Surveyor, AND BE AMENDED to replace the original Plan Deposit 415/2010 WLTO with a revised version which: • reduces the amount of land being expropriated from the property located at 120 Higgins Avenue from the full parcel to a 1.8 metre wide strip; and	CARRIED

		• eliminates the proposed expropriation of a portion of the property located at 541 Waterfront Drive. BE IT FURTHER RESOLVED that the Declaration of Expropriation dated June 23, 2010, as amended herein and thereby replaced by an Amended Declaration of Expropriation dated December 15, 2010, is hereby confirmed. BE IT FURTHER RESOLVED that Council's reasons for proceeding with the expropriation of a 1.8 metre wide strip of land from the property located at 120 Higgins Avenue instead of a 1.1 metre strip which in the opinion of the Inquiry Officer is fair and reasonably necessary for the achievement of the City's objectives, are as follows: • Before the Inquiry the Winnipeg Public Service had engaged a surveyor to prepare the revised version of Plan Deposit 415/2010 which provides for expropriation of a 1.8 metre wide strip of land from the property located at 120 Higgins Avenue. • The Winnipeg Public Service is in discussions with the owner of the property located at 120 Higgins Avenue in an effort to accommodate both the City's land needs for the Disraeli Freeway Renewal Project and the interests of the owner. • The outcome of those discussions will likely affect the precise dimensions of land to be expropriated, which may or not be a 1.1 metre wide strip. • Under the Expropriation Act, where at any time before the City pays due compensation to the owner of expropriated land, if any part of the land is found to be unnecessary for the City's purposes, the City shall notify the owner, who may elect to take back the portion of the land which is unnecessary for the City's purposes and has the right to compensation for consequential damages, or may require the City to retain the land and pay due compensation for it. • To postpone confirmation of the entire expropriation proceeding could have significant implications for the City, including possibly affecting the construction schedule. • Therefore, notwithstanding the possible consequences of having to abandon the expropriation of a small portion of the land located at 120 Higgins Avenue, it is in the City's best interests to make and confirm the Amended Declaration of Expropriation.	
3	Pagtakhan / Fielding	That the Winnipeg Public Service report back to the Standing Policy Committee on Protection and Community Services with a current status update on the efficacy, challenges, and outcomes of the pilot project utilizing monitored cameras in high crime areas in the City of Winnipeg.	AUTOMATIC REFERRAL TO THE STANDING POLICY COMMITTEE ON PROTECTION AND COMMUNITY SERVICES

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<td>4</td>
<td>Orlikow / Fielding</td>
<td>That the 2011 Capital Local Streets, Alley Renewals and Granular Roadways Improvements be approved with the following change:

B. ALLEY RENEWALS

From:
<table>
<tr><th>Civic Ward</th><th>Street Name</th><th>From</th><th>To</th><th>Renewal Type</th></tr>
<tr><td>RH/FG</td><td>McMillan/ Dorchester Alley</td><td>Harrow St</td><td>Stafford St</td><td>Reconstruction</td></tr>
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<td>REFERRED TO THE STANDING POLICY COMMITTEE ON INFRASTRUCTURE RENEWAL AND PUBLIC WORKS</td>
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Disposition of Items – Council Meeting – December 15, 2010

BY-LAWS RECEIVING FIRST READING ONLY		
BY-LAW NO.	**SUBJECT**	**DISPOSITION**
130/2010	To amend the Airport Vicinity Protection Area Secondary Plan By-law. File SPA 3/2010	RECEIVED FIRST READING ONLY

BY-LAWS PASSED (RECEIVED THIRD READING)		
BY-LAW NO.	**SUBJECT**	**DISPOSITION**
89/2010	To establish a process for taking title to vacant and derelict buildings pursuant to Part 5, Division 4 of The City of Winnipeg Charter.	PASSED
101/2010 AS AMENDED	To amend the South St Boniface Area Structure Plan By-law No. 158/2005. File SPA 2/2010	PASSED
118/2010	To amend the Winnipeg Zoning By-law No. 200/2006 to adopt the Downtown Transcona Planned Development Overlay 1. File DAZ 206/2010	PASSED
119/2010	To amend Schedule A of the Neighbourhood Liveability By-law to take into account the renaming of the Charleswood Parkway.	PASSED
120/2010	To amend Winnipeg Zoning By-law No. 200/2006 to rezone land located on Sterling Lyon Parkway, west of Kenaston Boulevard in the Assiniboia Community. File DAZ 212/1010	PASSED
121/2010	To approve a plan of subdivision and amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at 2165 Henderson Highway in the East Kildonan-Transcona Community. File DASZ 5/2010	PASSED
122/2010	To amend Winnipeg Zoning By-law No. 200/2006 to rezone land located on the north side of Pandora Avenue, West, between Day Street and Winona Street in the East Kildonan-Transcona Community. File DAZ 211/2010	PASSED
123/2010	To approve a plan of subdivision and amend Winnipeg Zoning By-law No. 200/2006 to rezone lands on the south side of Dugald Road, west of Plessis Road in Riel Community. File DASZ 7/2010	PASSED
124/2010	To amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at 701 St. Anne's Road in the Riel Community. File DAZ 216/2009	PASSED
125/2010	To approve a plan of subdivision and amend Winnipeg Zoning By-law No. 200/2006 to rezone the former railway right-of-way land north of Corydon Avenue, south of Kingsway Avenue between Lockwood Street and Centennial Street, in the City Centre Community. File DASZ 14/2009	PASSED
126/2010	To amend Zoning By-law No. 200/2006 to rezone lands located on the west side of St. Mary's Road at Redview Drive in the Riel Community. File DAZ 217/2009	PASSED
127/2010	To approve a plan of subdivision and amend Winnipeg Zoning By-law No. 200/2006 to rezone lands located north of Pandora Avenue, between Ravenhurst Street and Redonda Street in the East Kildonan-Transcona Community and to repeal By-Law No. 98/2010. File DASZ 42/1987 (Phase 10)	PASSED
128/2010	To amend Winnipeg Zoning By-law No. 200/2006 to rezone lands located at 2501 Ferrier Street in the Lord Selkirk-West Kildonan Community. File DAZ 202/2010	PASSED
129/2010	To amend Zoning By-law No. 200/2006 to rezone lands located at 11 Evergreen Place in the City Centre Community. File DAZ 210/2010	PASSED
131/2010	To open Silver Avenue at St. James Street. File DAO 2/2010	PASSED
132/2010	To amend the Fees and Charges By-law.	PASSED
133/2010	To open parts of Kenaston Boulevard and Sterling Lyon Parkway. DAO 7/2010	PASSED
134/2010	To close part of Forest Cove Drive.. File DAC 13/2007	PASSED
135/2010	To provide for discounts where real or personal property taxes or business taxes are prepaid in 2011.	PASSED
136/2010	To amend the Residential Toilet Replacement Credit Program By-law.	PASSED
137/2010	To amend the Water Works By-law.	PASSED
138/2010	To amend the Water Works By-law.	PASSED
139/2010	To amend the Water Works By-law.	PASSED