# COUNCIL OF THE CITY OF WINNIPEG
# Wednesday, September 22, 2010

**The Council met at 9:31 a.m.**

The Clerk advised the Speaker that a quorum was present.

The Speaker called the meeting to order.

The opening prayer was read by Councillor Orlikow.

**ROLL CALL**

**Clerk:** Mr. Speaker Councillor Nordman, His Worship Mayor Katz. Councillors Browaty, Fielding, Gerbasi, Orlikow, O'Shaughnessy, Pagtakhan, Smith, Steeves, Swandel, Thomas, Vandal and Wyatt.

**INTRODUCTION AND WELCOME OF GUESTS AND ANNOUNCEMENTS**

**Mr. Speaker:** We would like to welcome any special guests in the audience with us today. And we have some announcements and I'll defer to the Mayor at this time.

**Mayor Katz:** Thank you, Mr. Speaker. As you already mentioned, this is the final sitting of the 12th Council City of Winnipeg, and I would like to take a moment to recognize all Members of Council, the hard work, the dedication the passion they put into their jobs representing the Citizens of Winnipeg. It's to be commended. As we know, the 13th sitting will commence in November. There certainly will be some familiar faces as well as some new ones, and I would very much, Mr. Speaker, like to recognize some Councillors who have decided it's time to move on and will not be back. First of all, Councillor Mike O'Shaughnessy, from the Old Kildonan Ward, Councillor Harry Lazarenko from the Mynarski Ward and Councillor Lillian Thomas from the Elmwood-East Kildonan, I'm sure I speak on behalf of all of Council, thanking them for their dedication, their hard work, and hopefully they will enjoy their retirement and spend quality time wherever that might be, with family, on the golf course, whatever the case may be. In addition, Mr. Speaker, I would like to take just a moment to remember and recognize two of our colleagues who served the Citizens well and we lost them during the 12th sitting. Charleswood-Tuxedo Councillor Bill Clement who lost his battle with cancer on May the 3rd, 2010 and former River Heights Fort Garry Councillor, Brenda Leipsic lost her battle with cancer on Dec the 9, 2008. There is no doubt their legacy of passion and commitment for the City of Winnipeg will carry on. Thank you very much, Mr. Speaker.

**Mr. Speaker:** Thank you, Mr. Mayor. Councillor Wyatt you have a special…

**Councillor Wyatt:** Thank you, Mr. Speaker. I rise just to acknowledge on September 11th, I had the honour, Mr. Speaker of representing the city at the IAFF, the International Association of Fallen Firefighter's memorial located in Colorado Springs. This is a memorial which was established in 1976 and as of now has 2,274 names of fallen IAF members. I want to indicate that at the ceremony, the September the 11th, 3 more names were added. Unfortunately, Mr. Speaker, from the City of Winnipeg of firefighters who died in the line of duty; died of occupational diseases, illnesses that are now recognized tied to the workplace James McDonald, Alfred Papsin and Abe Neufeld. Their families were at the ceremony, the International Association of Firefighters and United Firefighters of Winnipeg should be congratulated for a very fitting ceremony for all the firefighters, including the 3 firefighters whose names have now been added to the wall of honour.

**Mr. Speaker**: With respect to that, if we could have a moment of silence.

(Moment of silence)

**Mr. Speaker**: Thank you. Now, something I guess that hasn't been done in the past or recent past in any event, we are going to have a group photo of all Councillors and I would like you to join Sheila, who is in the Gallery, and we will -- Where do you want us to go, Sheila?

(Inaudible speaking in the background)

**Mr. Speaker:** Okay. So if everybody would turn to Sheila and take your shirts off. Yes, Gord, that would be; a very wide angle. We have a Leave of Absence for Councillor Lazarenko; Councillor O'Shaughnessy.

**MOTIONS**

**Moved by Councillor O'Shaughnessy,**
**Seconded by Councillor Pagtakhan,**

*That Councillor Lazarenko be granted a leave of absence due to a personal family matter.*

**Mr. Speaker**: All those in favour? Opposed? Carried.

**MINUTES**

Councillor Fielding moves that the Minutes of July 21, 2010 be taken as read and confirmed.

All in favour? Contrary? Carried.

**DELEGATIONS**

**Mr. Speaker:** At this point we have no registered delegations so we will move to Executive Policy Committee Report of September 8th, Mr. Mayor.

**REPORT OF THE**
**EXECUTIVE POLICY COMMITTEE**
**DATED SEPTEMBER 8, 2010**

**Mayor Katz:** Thank you. I would like to Introduce the Report and move Adoption of Consent Agenda items 1 to 8.

**Mr. Speaker**: All those in favour? Opposed? Carried. The Report of September 15th, Mr. Mayor.

**REPORT OF THE**
**EXECUTIVE POLICY COMMITTEE**
**DATED SEPTEMBER 15, 2010**

**Mayor Katz:** Thank you. I would like to Introduce the Report and move Adoption of Consent Agenda items 1 to 6.

**Mr. Speaker**: All those In favour? Opposed? Carried. The Report of September 22nd if any.

**REPORT OF THE**
**EXECUTIVE POLICY COMMITTEE**
**DATED SEPTEMBER 22, 2010**

**Mayor Katz:** Mr. Speaker, I would move that the Rule be Suspended and that the Report of the Executive Policy Committee dated September the 22nd be considered.

**Mr. Speaker**: Requires Two-thirds of Council on this that would be ten. All those in favour? Opposed? Proceed Mr. Mayor.

**Mayor Katz:** I move that Item 1 be Adopted, Mr. Speaker.

**Mr. Speaker**: All those in favour? Opposed? Carried.

**Mayor Katz:** I move that Item 2 be Adopted, Mr. Speaker.

**Mr. Speaker:** All those in favour? Opposed? Carried.

**Mr. Speaker:** We have one Motion on the floor brought by Councillor Wyatt. Would you like to speak to it?

**Councillor Wyatt:** Mr. Speaker, I would like; there is a nonbinding Referendum on the Ballot I would like to move Suspension of the Rules and a Recorded Vote to discuss this matter.

**EXECUTIVE POLICY COMMITTEE**
**MOTIONS**

**Motion No. 1**
**Moved by Councillor Wyatt,**
**Seconded by Councillor Smith,**

*WHEREAS it is well documented that Winnipeg's existing infrastructure deficit is, as of 2009, $380 million annually, and is growing due to the present situation of the underfunding of existing infrastructure renewal;*

*AND WHEREAS both the 2010 Capital and Operating Budgets, as well as the projected budgets, contain insufficient funds to address the growing infrastructure deficit;*

*AND WHEREAS property taxes alone cannot address the growing infrastructure deficit;*

*AND WHEREAS the federal government has reduced the GST by two percentage points, rather than invest such funds in the nation's crumbling infrastructure;*

*AND WHEREAS the provincial government continues to fully fund regional road and bridge infrastructure in every municipality in Manitoba, except for the City of Winnipeg;*

*AND WHEREAS the federal government currently provides municipalities with funds from the gas tax collected in Canada for infrastructure renewal, but that these funds represent less than 40% of the overall fuel taxes paid by Canadians;*

*AND WHEREAS the provincial government currently provides funds to Winnipeg for infrastructure renewal but that this only represents a fraction of what is required to renew existing regional roads and bridges;*

*AND WHEREAS Winnipeg City Council overwhelmingly passed a motion on June 24, 2009, calling "on the Province of Manitoba to fully fund the entire existing regional road and bridge system, as well as any future strategic road and bridge infrastructure, in the City of Winnipeg, to an appropriate level of condition" as they do all the other municipalities in Manitoba;*

*AND WHEREAS Winnipeg City Council, at the Council Meeting of November 19, 2008, working with the Association of Manitoba Municipalities, voted to support a resolution for the AMM convention calling on a province wide one percent municipal sales tax, to be distributed based on a per capita basis;*

*AND WHEREAS inside Winnipeg a one percent municipal sales tax, based on a per capita basis and PST rules, would raise approximately $130 million a year;*

*AND WHEREAS if the provincial and federal governments were to match the $130 million/year, the total of $390 million/year, if in addition to existing funding, would be sufficient to renew our existing infrastructure;*

*AND WHEREAS unless there are new sources of revenue for the City of Winnipeg that are dedicated and sustained over long periods of time for infrastructure renewal, Winnipeg's infrastructure will continue to collapse at an alarming rate;*

*AND WHEREAS the provincial balanced budget legislation requires a referendum in order to raise the Provincial Sales Tax;*

*THEREFORE BE IT RESOLVED that in order to live up to the spirit of the balanced budget legislation, Winnipeg City Council place on the 2010 Civic Election ballot, a yes or no referendum question that states the following:*

*"Would you support the establishment of a one percent Municipal Sales Tax collected in the City of Winnipeg, and collected on the same basis as the PST, if you knew that it would be subject to the following:*

*a) All monies collected from such a tax would be dedicated to the renewal of EXISTING infrastructure inside Winnipeg, such as existing roads, bridges, lanes, sidewalks, curbs, parks, community clubs, recreation facilities, pools, and libraries;*

*b) All monies collected would be a net increase of the existing funding of our infrastructure, based on the City of Winnipeg 2010 Operating and Capital Adopted Budgets (in other words, it must be new money IN ADDITION to existing funding levels.)*

*c) That the Federal Government match all monies collected from the new one percent municipal sales tax, and that such monies are subject to both a) and b).*

*d) That the Provincial Government be required to match all monies collected from the new one percent municipal sales tax, and that such monies are subject to both a) and b).*

*e) That the one percent municipal sales tax, once established, cannot be increased or decreased beyond one percent, unless approved via a city wide referendum question by the citizens of Winnipeg.*

**Mr. Speaker**: All right; a Recorded Vote. All those in favour of Suspending the Rules?

**A RECORDED VOTE** was taken the result being as follows:

**Yeas**

Councillors Smith, Thomas, Wyatt.

**Nays**

His Worship Mayor Katz, Councillors Browaty, Fielding, Gerbasi, Orlikow, O'Shaughnessy, Pagtakhan, Steeves, Swandel, Vandal, Mr. Speaker, Councillor Nordman.

**Clerk:** The vote Mr. Speaker, Yeas 3, Nays 11, Motion is Lost.

**Mr. Speaker**: We'll have an Automatic Referral on that and be dealt with in the future. By-laws. Your Worship.

**EXECUTIVE POLICY COMMITTEE**
**CONSIDERATION OF BY-LAWS**

**Mayor Katz:** I will move that By-law No. 89 of 2010 be read a second time.

**Clerk:** By-law No. 89/2010.

**Mr. Speaker**: All those in favour? Opposed? Carried.

**Mayor Katz:** I'll move that the following By-laws be read a first time, By-law No. 103/2010, 104/2010, By-law No. 105/2010 and By-law No. 106/2010.

**Clerk:** By-law No. 103/2010, 104/2010, 105/2010 and 106/2010.

**Mr. Speaker:** All those in favour? Opposed? Carried.

**Mayor Katz:** I'll move that By-laws numbered 103/2010 to 106/2010 both inclusive be read a second time.

**Mr. Speaker:** All those in favour? Opposed? Carried.

**Clerk:** By-laws numbered 103/2010 to 106/2010 both inclusive.

**Mayor Katz:** Mr. Speaker, I'll move that the rules be suspended and By-laws numbered 103/2010 to 106/2010 both inclusive be read a third time and that the same be passed and ordered to be signed and sealed.

**Deputy Speaker**: All those in favour? Opposed? Carried. Question Period. Councillor Gerbasi.

(Inaudible speaking in the background)

**EXECUTIVE POLICY COMMITTEE**
**QUESTION PERIOD**

**Councillor Gerbasi:** Well everybody is being so nice. (Inaudible speaking in the background) No, I never do. Thank you, Mr. Speaker. (Inaudible speaking in the background) No it's not about nice but about democracy. Anyway, Mr. Speaker, the Winnipeg Square Parkade was sold last November, meaning that almost $2 million in Annual Revenue stream has been lost. It is well understood that the value of the asset would have continued to go up and the idea of the sale of the Parkade came from the politicians, it did not from The Winnipeg Parking Authority and now this week we've learned the most respected Parking Director in North America, David Hill, has left the City of Winnipeg. It is not surprising considering his advice was ignored, his wings were clipped and creativity discouraged and he was generally under valued. But before he left, Mr. Hill undertook an extensive study that included significant input from the Downtown Stakeholders and a team of the best parking experts in North America to develop a parking strategy for downtown. Yet, here we are almost a year later and the so-called reason for the sale, a downtown parking strategy is nowhere to be seen. And the parking strategy developed by Mr. Hill in consultation with the Downtown Stakeholders has not been shared with all Members of Council or the public. Will the Mayor share the original parking strategy as developed by the consultants and Mr. Hill and Downtown Stakeholders? Will he share that with the public and take some action on this issue?

**Mr. Speaker:** Excuse me before the Mayor responds I would just like to say that we can talk about the Director of Parking but I don't think we need to have the personalities involved if or the names of the individuals.

(Inaudible speaking in the background)

**Councillor Gerbasi:** Well I think we do and I don't think there is anything wrong with that in terms of the procedure.

**Mayor Katz:** Mr. Speaker, it would be my pleasure to address that. First of all, I would very much like to correct Councillor Gerbasi. Quite often on the floor, Council, you have the ability to say anything you want whether there is any truth to it whatsoever. Mr. Speaker, I was in the same room with the Director, and he totally endorsed the proposal to not only sell that parkade but basically to develop other parkades in our downtown on the East side of Main Street, on -- North of Portage Avenue and South of Portage Avenue. And as a matter of fact, that's exactly what we're doing. So to be very frank with you, every word that was spoken was inaccurate but not surprisingly. And number 2, Mr. Speaker, for any plan that I have access to, Councillor Gerbasi would be more than welcome to have it shared with you. I haven't seen anything to date, Mr. Speaker, and I think we should never, ever come to a conclusion and spread innuendos why a person is no longer with the City when you really have no idea.

**Mr. Speaker**: Councillor Smith – or I'm sorry. Okay.

**Councillor Gerbasi:** I'll let the public decide what they think on that issue. My next question is Council recently voted to give the CAO the authority to negotiate a 30 year contract with Veolia to design, build and have some role in operating the waste water and treatment facility upgrades. Right now we don't know the true costs or terms of this agreement with Veolia and we don't even know if the contract has been signed or what's in it. Since council's decision, a number of citizens filed Freedom of Information claims to find out what this deal means. The Access to this Information has been denied through the FIPPA process.

(Inaudible speaking in the background)

**Councillor Gerbasi:** Yeah, I'm about to get to my question right now.

(Inaudible speaking in the background)

**Councillor Gerbasi:** Thank you.

**Mr. Speaker**: Thank you.

**Councillor Gerbasi:** I'm just getting to the question. Thank you. And now, citizens have filed their concerns with Provincial Ombudsman. What will the Mayor do to provide the public and Council with any information regarding what's in the Veolia contract?

**Mayor Katz:** Mr. Speaker, as Councillor Gerbasi should already know, what we're actually negotiating is for Sewage Treatment, that's number 1, clarification because I know they like to put in the "W.A.T.E.R." word all the time. It's Sewage Treatment. Number 2, Mr. Speaker, negotiations are going on right now, and number 3, Mr. Speaker, the

Province of Manitoba is part of this as everybody knows and number 4, Mr. Speaker, I think we should let them continue negotiations as was moved by Council and let them do their job and when they are finished, Mr. Speaker, happy to share whatever it may be but the facts of life are, as Councillor Gerbasi knows, if a FIPPA request is made, there is a process, let it go through the process.

**Councillor Gerbasi:** Mr. Speaker, actually I did only refer to Water and Waste, just for clarification and Waste Water is what I meant to say. Anyway, and I guess what my question is; we have already gone through the FIPPA process and been turned down, they're now to the Ombudsman. Will the Mayor respect the decision of the Ombudsman if they require more information to be made public?

**Mr. Speaker**: Mr. Mayor.

**Mayor Katz:** Mr. Speaker, I fail to understand that question because I would like someone to point out when we've never, ever honoured whatever the Ombudsman has said. That's just normal procedure and why Councillor Gerbasi would propose a question like that when we know we do that automatically is beyond one's comprehension.

**Mr. Speaker**: Councillor Smith.

**Councillor Smith**: Yes. Mr. Mayor, I talked to the Auditor and he confirmed that the expenses of your office are not Audited. Would you be willing to change that? I know you have your assets listed on your website, but we're talking about the day by day expenses of your Audit just like all of us are audited. Why is your office not Audited?

**Mayor Katz:** Mr. Speaker as Councillor Smith pointed out I was the very first elected politician to list all my assets publicly number 1 and number 2 I was also the first Member of Council to put all my expenses on there so I'm not sure exactly what Councillor Smith is concerned about, considering I've been leading in transparency.

**Councillor Smith**: I would like your office audited, by the Auditor of the City of Winnipeg, just like all of us are audited.

**Mayor Katz:** Mr. Speaker, I believe that everybody should be treated the exact same way. So whatever the procedure is, it is. I have no problem with that whatsoever in any way, shape or form and once again, I'll remind Councillor Smith he is looking at a leader in transparency, end of story.

**Mr. Speaker**: Thank you, Mr. Mayor. Any other questions? Question period? Councillor Vandal.

**Councillor Vandal**: Thank You, Mr. Mayor. You've been leader of the City for six years and I know you know the challenges and the opportunities facing the City better than anybody or at least you should at this point. So I wonder if you can share with this Council and the public your position on property taxes if elected. Are you going to cut them, raise them or hold them flat?

**Mayor Katz:** Mr. Speaker, it is my belief that property taxes are extremely regressive, and what some people may not realize when you have an increase in property taxes, whatever the amount may be but for right now let's say 2%, 3-$400 may not have an impact on certain people, but others who are basically the working poor or on fixed incomes, it has a detrimental effect, end of story. And we should be considering those people and what we should be doing as was proposed before, looking at consumption taxes that grow not a regressive tax as property tax, and we've talked about it many times before, working with the AMM, how 1% of PST would give us a $130 million plus, whereas 1% in a property tax increase gives you $4.2 million. I have been consistent on this and nothing has changed whatsoever, Mr. Speaker.

**Mr. Speaker**: Thank you. Councillor Swandel.

**Councillor Swandel**: Thank you. It's good that Councillor Vandal asked this question because there seems to be a lot of misinformation out there in the public and I want to pose a question to the Mayor, Mr. Speaker, through you. The issue is not taxes but the issue is revenue and I think it's important, I would just like the Mayor to know from the mayor if he would be surprised to learn that since I was elected in 2005 that our revenues have actually increased by over a hundred million dollars annually in our Operating Budget. That sort of tells you how we're shifting. We're still staying ahead of the game in this so I'm just wondering if the Mayor could comment on the fact that we do have a shift in revenue and the taxes are only a small portion of how we operate this City.

**Mayor Katz:** Mr. Speaker, if you're looking at a budget, you have to look on both sides of the equation, the debits and credits, revenue and expenses. As the Councillor has stated, revenues have gone up and so have expenses but what you have to understand, there is Operating Expenses and there is Infrastructure. As you may recall, Mr. Speaker, May the 31st we appointed the Infrastructure Council to look at new ideas of revenue, working with both the Provincial and the

Federal government. They asked for 6 months for the Report to come in. It will be coming in and we have some phenomenal expertise on that committee, people like Jill Vogan. The former president of the Treasury, Reg Alcock, Chris Lorenc of Manitoba Heavy Construction and many others and I'm looking forward to that Report so we can identify new sources of revenue because that's what it's all about looking for new sources of revenue. As you also know, in recent times, we start providing services so basically they pay for themselves. It's basically a cost recovery, we're moving in the positive direction. We still have a lot of work to do, Mr. Speaker but I do look forward to the Committee's Report in the very near future.

**Mr. Speaker**: Thank you, Mr. Mayor. No further questions. The Standing Policy Committee for Downtown Development. There is no Report. Moving on. Standing Policy Committee for Property and Development.

(Inaudible speaking in the background)

**Councillor Steeves:** I don't know if there are any questions?

**Mr. Speaker:** Question Period for Downtown Development? No questions for Downtown Development?

**Councillor Steeves:** There you go.

**Mr. Speaker:** Moving onto Standing Policy Committee Property and Development. Councillor Steeves, Report of September 14th.

**REPORT OF THE**
**STANDING POLICY COMMITTEE ON PROPERTY AND DEVELOPMENT**
**DATED SEPTEMBER 14, 2010**

**Councillor Steeves**: Thank you, Mr. Speaker. Regarding the Report of September 14th, 2010; I will introduce the Report. I'll move the Adoption of Consent Agenda Items 1 through 27.

**Mr. Speaker:** We have an Amendment, yes. Number what? 17?

**Mr. Speaker:** We are in touch with an Amendment on Item 1, so we will move 2 to 16 and 18 to 24. All those…and 26 and 27. All those in favour? Opposed? Carried. And number 1.

**Item 1 - Text Amendment – The City of Winnipeg Zoning By-law No. 200/2006 –**
**Downtown Transcona Planned Development Overlay-1**
**File DAZ 206/2010**

**Motion No. 2**
**Moved by Councillor Steeves,**
**Seconded Councillor Swandel,**

*WHEREAS the Winnipeg Public Service is recommending that Council amend the Winnipeg Zoning By-law No. 200/2006 by adding Schedule "M", the Downtown Transcona Planned Development Overlay 1;*

*AND WHEREAS the Winnipeg Public Service had also recommended that Schedule "A" of the Neighbourhood Liveability By-law No. 1/2008 be amended to name Regent Avenue between Winona and Kanata Streets as a designated street to prohibit temporary signs in the street right-of-way;*

*AND WHEREAS on May 25, 2010 the East Kildonan-Transcona Community Committee amended the latter recommendation so as to except sandwich board signs on sidewalks, and amended another Winnipeg Public Service recommendation (that Downtown Transcona Urban Design Guidelines be approved) so as to permit sandwich board signs on sidewalks subject to the design review and approval process as set out in the Downtown Transcona Planned Development Overlay 1;*

*AND WHEREAS on July 21, 2010 Council concurred in the recommendation of the Standing Policy Committee on Protection and Community Services to amend Schedule "A" of the Neighbourhood Liveability By-law No. 1/2008 to list Regent Avenue as a designated street to prohibit temporary signs;*

*AND WHEREAS the original Winnipeg Public Service recommendation regarding Schedule "A" of the Neighbourhood Liveability By-law No. 1/2008 is now redundant of Council's amendment to Schedule "A" of that By-law;*

*AND WHEREAS the above-noted amendments by the East Kildonan-Transcona Community Committee now conflict with Council's amendment to Schedule "A" of the Neighbourhood Liveability By-law;*

*THEREFORE BE IT RESOLVED THAT the Item be amended by:*

*(1) In recommendation 2, deleting everything after "May 18, 2010" and*

*(2) Deleting recommendation 4 and renumbering recommendation 5 as recommendation 4.*

**Mr. Speaker:** Councillor Steeves do you wish to speak to the Amendment?

**Councillor Steeves**: I think it's formal. I believe all Council should be in favour of this. It represents the intent.

**Mr. Speaker:** All those in favour of the Amendment?

**Councillor Wyatt:** Can I get a clarification from the mover?

**Mr. Speaker:** Sure Councillor Wyatt.

**Councillor Wyatt:** I just want a clarification.

**Mr. Speaker:** Clarification.

**Councillor Wyatt:** What's the intent?

(Inaudible speaking in the background)

**Mr. Speaker**: Are you Emailing him?

(Inaudible speaking in the background)

**Mr. Speaker:** All those in Favour of the Amendment? Opposed? Carried. And the Clause…main Clause with the Amendment. All those in favour? Opposed? Carried. Number 17.

**Item 17 - Lease Agreement - Crescent Drive Golf Course, 781 Crescent Drive – Auberge and Spa LeNordik Inc.**

**Mr. Speaker:** Who stood down number 17? Go ahead Councillor.

**Councillor Steeves**: Councillor Wyatt stood it down. I'll make some very brief opening comments and listen to what Councillor Wyatt perhaps others have to say. Mr. Speaker, this is in my opinion, represents one of those great things that come along when you're a City Councillor. I think it represents a lot of the creativity and a lot of the positive energy that a City can hold people who live within cities or people who come from outside of the City can bring to a City. The Spa Le Nordik Inc. is an initiative that combines, in my respectful opinion, a lot of the best that the private sector has to offer, with a lot of the good solid foundation that the public sector can offer as well and this combination, I think, is going to not only offer, ultimately an amenity for the citizens of the City of Winnipeg but it will also support an ongoing public service that the City of Winnipeg has offered for a very long time and hopefully, with the advent of this project will continue to offer into the future. You're aware that we're combining a Spa with a Golf Course in Crescent Drive Park. This is a Par 3 Golf Course that I think we would all agree, City Councillors that has struggled, throughout the course of recent history, maybe far beyond that. If you look at the numbers of the rounds that have been purchased at this Golf Course, I don't think plummeting would be too strong of a word. It's dropping dramatically, Mr. Speaker, with each and every year. The reasons for that are debatable but the end result I'm afraid is not.

Doubtless one of the contributing factors to the challenges that exist surrounding the Golf Course have been the amenity of the clubhouse itself. It's substandard, I would suggest, to offer any would-be golfer that sort of an experience that they might deem credible and that is no one's fault perhaps at this stage but what's coming forward today I think will represent an initiative to help remedy that situation. Fairly, I think you might be concerned about the idea of any entity coming into a park to exist and that has to be discussed and is discussed in the Report. The Spa will exist here and will be a Day Spa. And if you've had a chance to look at some of the pictures or had a chance to see the presentation, you'll know that the Spa that already exists or the precedent that exists in Chelsea, Quebec, is one that has been very well

received by that community and would appear to be an excellent corporate citizen. The donations in kind that were mentioned to our delegation, I think exceeded; in that very small community in the environs of $50,000, this was the corporate entity becoming involved in the community and giving back. People do not stay overnight in this facility. It is a relaxation Spa. Admittedly, I'm not an expert on relaxation Spas. I don't spend a lot of time there but it sounds to me like the order of the day and the essence of this business enterprise is quiet, relaxation and enjoyment for the patrons that utilize the facility. I don't know what the concerns are going to be but I can tell you if these are concerns that in any way centre around the idea that somehow this area will become more congested, a lot more lively, difficult, bad patrons, I can tell you that based on my knowledge and based on the presentation that we saw, any of those types of things would be the exact antithesis of the idea of what is trying to be accomplished by this particular entity.

Again, the order of the day here is to try to calm things down, it's a Day Spa designated and designed and targeted for the express experience of relaxation. Most encouraging and most satisfying in this whole project I think though has been the aspect of the public consultation and I was very, very pleased to see the involvement and the leadership taken on by the Area Councillor, Councillor Gerbasi. Councillor Gerbasi has, to my understanding, been involved at a very early stage and credit to the applicant for getting the local Councillor involved. I think to her credit, to the applicant's credit; the public consultation process of which the meetings were two open-style public consultation meetings of all the area neighbourhoods; all the neighbours were invited to and I emphasize because we all understand how these things work. You have to go to some lengths to make sure that people in the local community are invited, and they were. The touchstone issues that we all see at our Community Committees, the hand delivered letters, the open houses, the reader boards, people around to answer questions; those from the applicant and from the public service all of those things were covered. And in fact, our understanding from the presentation from Councillor Gerbasi and from the applicant at Standing Committee was that by the time they arrived at the second meeting, really all the concerns had been addressed and people were very, very satisfied. So, Mr. Speaker, I'm very confident in laying this project in front of this Council as one that enjoys the support of the local Councillor, all due diligence done, a project that is perfectly in keeping with the direction that we want to go in a park setting. It will be doubtless at the end of the day, and I hope this isn't too strong a language, a project that may in fact save this public entity Golf Course by virtue of their involvement in the clubhouse. I see no reason why anybody on this Council wouldn't support this wonderful initiative for this part of our City and for the City as a whole.

**Mr. Speaker**: Thank you, Councillor Steeves. Councillor Wyatt.

**Councillor Wyatt**: Thank you, Mr. Speaker. I rise; I didn't support this when this came forward in the Standing Committee. I have no doubt that Aubrege and Spa Le Nordik Inc. will do a fine job. They appear to know their business extremely well. My concern was more or less, Mr. Speaker, related to the fact that this was a for-profit facility and there was no public request for proposals for other private firms to have an opportunity to bid on something like this. It came clear from the delegations that the day at the Standing Committee that they actually looked at other courses and I wasn't aware of that as well, that we were marketing or looking at courses around the City for something like this. I think this is something that if we're going to go down this path; and as I want to stress, I'm sure they'll do a fine job and I don't vote against them because of their proposal, I simply vote because of; that I think other companies; there are many companies here in Winnipeg and Manitoba who operate Spas and did a fine job developing them, that they might have wanted to have the opportunity to bid on something like this. I am a little concerned in terms of I know; I wasn't going to speak to this but comments from the previous speaker now makes we want to speak to this, is that the numbers falling in terms of the Golf, the fact of the matter is Mr. Speaker, there is a bit of a divide amongst some Members of Council who think we should be getting out of the Golf business; others who think it's important; I believe other municipalities in this country offer golf services and is seen as part of the recreational whole picture of the recreational services. I think that the golf services we offer are important as part of our mandate as a municipality, and therefore, Mr. Speaker, you know, I would be concerned about moving in any direction to divest ourselves of the very few courses that we do have. This doesn't do that, of course you know, and I appreciate that. What I'm concerned about though is just the numbers dropping and we've heard this before in other situations in the City that justify why we have to move out of the business. So, Mr. Speaker, as far as I'm concerned that's why I didn't support the Committee was because the RFP (Request For Proposals) and let others have an opportunity to bid on this and won't be voting for it today but those are my comments. Thanks.

**Mr. Speaker:** Councillor Gerbasi.

**Councillor Gerbasi:** Thank You, Mr. Speaker. I wanted to clarify a few points and add my comments to this. First of all, the project is not in Crescent Drive Park itself but in the Golf Course area only. There is no leading into the parkland area, it's technically parkland because of the golf course, but is not the other parts of the park and I just wanted to make sure that was clear. One of the reasons I'm supporting this is I see this as a way to keep our publicly-run operated and owned Golf Course viable. Right now, there has been; the clubhouse is you know; our numbers have dropped in half I believe. It's in terrible shape and there isn't money available in our budgets or anywhere within the SOA, to invest in this

in another way. So this is really creative way that the SOA came up with to solve a problem. It's a unique situation and I might want others to speak to the issue of the bidding process. It was an unsolicited offer that came forward with this particular type of unique Spa. If it was a Burger King or a very busy retail type of Spa, there is no way I would have willing to even considered those types of retail. This is a unique, one of a kind type of business that is very quiet and nonintrusive to the neighbourhood, which is very important in the Crescent Drive/Fort Garry Area in a park. So there's very few things that I would be open to, this type of thing, but this happens to be one of them. But maybe Councillor Steeves will be able to respond more specifically to the process that was undertaken. The consultations, I just want to comment, were led by the Developer. I was kept informed of them by the Developer and the City throughout the process but it was a Developer-led process as we tend to be doing these days. But that's another topic. I know there always will be some opposition to change, something coming forward that's different especially people who have lived in this neighbourhood for a long, long time, it's a very stable neighbourhood. I'm comfortable that there is not going to be a significant impact on the neighbourhood in terms of peace, disruptions or concerns based on the information I have been given so and I think you know, we created a Golf Services SOA and asked them to make the operation viable and come up with creative ways to do that and I think this is one of those opportunities that have come up. So, I hope that; and I also wanted to say it's very clear in the Report that the Golf Course will be operated by City Staff, by the City, and if we; I guess the question that one might want to look at if you're considering opposing to is what's the alternative? I fear we are much more likely to lose this Golf Course as a public, viable public service to the private sector if we don't allow this solution to create a better clubhouse and a better facility. So with that, Mr. Speaker, I thank you.

**Deputy Speaker:** Councillor Browaty.

**Councillor Browaty**: Thank you very much, Mr. Speaker. The whole point with setting up the Special Operating Agencies from what I've gathered and again they started prior to my being on Council, but to find an entrepreneurial way of delivering public services better. The four special operating agencies the city has, have are a varying degree of financial success depending on how you measure these things. Some of them are just prone to not necessarily providing financial gains such as Animal Services for example but they provide a public good to the entire public. Spa Le Nordik Inc. did everything right in this particular proposal, I mean they are going to be investing $6 million. They did lots consultation with the community, they did a small group initially with the immediate neighbours and they did a large group. They worked closely with the Area Councillor and again as has been pointed out, this particular document doesn't change the Operation of the Crescent Drive Golf Course under the current public structure of the SOA. Again, since this proposal has been out there, there has been opportunity for other people that were interested; that could be interested in doing something to in fact go out and publicly say hey you know, the City is getting a raw deal, we'd rather do an investment here. I haven't heard any of that. So again I think this is a solid business opportunity for the Golf SOA and for the City of Winnipeg. Thank you.

**Mr. Speaker:** Would you like to close, Councillor Steeves?

**Councillor Steeves**: Very briefly. I would thank my Council Colleagues for their consideration of this issue. I acknowledge Councillor Gerbasi's I think sort of studied disposition of this matter, that we do have to continue to try to find the balance between the public sector interests and how they can be augmented by the business interest from the private sector and we do that in all of our parks. We have a restaurant in Assiniboine Park and other entities in Assiniboine Park. Pro shops in our Golf Courses, we have our arenas have private entities who provide services. It's always a challenge to try and figure out that right balance but I sure hope that this Council can celebrate this project for what it is, a terrific news story, and a terrific initiative for the City and I think a feather in the cap to the citizens; well and to Council for going forward on a project that I think represents the best of both sides of a particular equation. I don't know what else to say, Mr. Speaker. I trust we're going to stand together on this, maybe with one dissenting vote, but it would be a wonderful message to send, I think, to the Community to say this Council does have that ongoing ability to combine that public sector interest with the private sector interest. Thank you.

**Mr. Speaker**: Being no further speakers I'll call the question on Report No. 17. All those in favour? Opposed? Carried.

**Mr. Speaker:** Item number 25.

**Item 25 - Rezoning - 2501 Ferrier Street**
**File DAZ 202/2010**

**Mr. Speaker**: Councillor Browaty; or Councillor Steeves, sorry.

**Councillor Steeves:** Maybe I'll just stand down and listen to comments, Mr. Speaker.

**Mr. Speaker**: Thank you. Councillor Browaty.

**Councillor Browaty**: Thank you very much Mr. Speaker. The proposal before us today is for a great community investment for the Immaculate Heart of Mary School, I'm not opposed to the project and what they want to do there. I just want to point out the gross inconsistency with what's in fact proposed here. While it does call for a petition to be done to do the local improvements on Ferrier Street to provide a full range of investible services to the school, it does not bind them to having a concrete roadway, for example, to the particular school here. This would in fact be very inconsistent with the decisions which were made for my residents on Knowles Avenue in North Kildonan. For example, the people on Knowles Avenue are putting in Water and Sewer Services at great costs to them, but they are not being allowed to subdivide their properties to provide two lots; to subdivide their lots on a non-paved roadway. I would argue that the level of traffic on Ferrier going to a private school will be significantly more than on a dead ended residential street in North Kildonan. People in North Kildonan, it's a street that's basically in-filled, an old country road and again, it would be consistent with what else has been done in North Kildonan on streets like Bonner Avenue, McIvor Avenue. So again, I didn't support this at Property and Development. I don't want to stop the good folks at Immaculate Heart Mary, I will be supporting it today but again, it just really bothers me that this is very inconsistent with the decision made on Knowles Avenue.

**Mr. Speaker:** Councillor Swandel.

**Councillor Swandel:** Thank You. Just a quick comment, it's important to recognize that Councillor Browaty, I understand he is frustrated by having to live by the Rule of the Law, but this decision was made around some reasonable miss pieces and the only inconsistency between this application and the one that was previously mentioned by Councillor Browaty is this is not a subdivision, this is just a rezoning. There's many things can go on that site right now, without requiring anything. This land I believe is zoned Industrial if I'm not mistaken right now, or M2 which doesn't permit a school to go there and that's what we're dealing with here. We're not dealing with a subdivision. You could put a manufacturing plant there that would have regular rush-hour traffic, much greater than what this great community amenity is referred to by Councillor Browaty, will bring. So yeah. it's not a gross inconsistency, a little bit of political exaggeration there I think. The inconsistency here is that one is a subdivision, this is simply a rezoning to accommodate an use that makes sense in these lands that are in transition. I'll leave it at that but I hope we get full support of Council.

**Mr. Speaker:** Councillor O'Shaughnessy.

**Councillor O'Shaughnessy**: Mr. Chairman, this school is currently on Flora Avenue. This is an Elementary School with some very many good people live in the area of Flora Avenue. On the other hand, it is the high end part of the highest crime, most dangerous area in the City. Those children are moving; being moved to a suburban area with new homes, to an area where they will be dropped off at their school on school buses as they are now on Flora, and, somehow to use these kids as pawns for another argument about development in the further outs of the urban areas is to me, is next to despicable. These children are going from a dangerous environment to a much safer environment. There are conditions in here that even if the roadway doesn't go through a sidewalk will have to be put in. It has the Sewer and Water, not like the case out in neighbours to East St. Paul and I really think the children deserve the support of this Council and not to be used as part of a totally unrelated argument.

**Mr. Speaker**: Councillor Steeves.

**Councillor Steeves:** I feel compelled Mr. Speaker to say that in no way throughout the course of the discussion have ever got the sense that any kids were used as pawns. I think the department made a Recommendation based on the regulations of the City of Winnipeg and the regulations are what they are, based on the regulations that exist and have been voted on by this Council. I'm not sure I know exactly what every single solution is to correct the problems that may exist on Flora Avenue but I'm pretty sure that moving schools out of the area is not part of the answer. In fact if part of what is going on here is the school is moving and leaving that area I think that would serve to exacerbate problems in that area and I don't know that kids or children or people who live in that neighbourhood necessarily need to be saved, quote unquote, and I hope that that is not part of what's being taken from this discussion. I think the Councillor from North Kildonan has something of a point on this one. It's my personal opinion and people will Vote their conscience on this, but at the end of the day, a school is going to be built that won't have all of the amenities surrounding it, at least that; that we've come to expect in parts of Winnipeg. There will be as stated a gravel road and different sorts of things and we all know these things can lead to problems in the future. Again, I'm not going to try to twist anybody's arm. You'll Vote however you wish to Vote on this one, it's obviously up to you. But, there is some wisdom, I'm going to suggest and the reason I am going to Vote the same way as the Councillor from North Kildonan is going to Vote is because I think as Chairperson of the Committee it's incumbent upon me at least to try to insist upon certain levels of development being reached. I don't know who the successor Councillor is going to be in this area of the world after October 27th but if this project goes ahead, then doubtless that Councillor is going to be dealing with calls about dusty gravel roads and different types of services and this that and the other thing. And that's why we tried to do it right at the first instance. So,

that's why I will be voting the same way as my colleague from North Kildonan on this particular issue but again that's for everyone to vote on their conscious.

**Councillor Browaty:** Mr. Speaker, I just want to clarify that in my presentation I clarified that in fact I would be supporting the Motion although I was just pointing out the inconsistencies.

**Councillor Steeves:** Okay. Well, sorry. I will not be voting the same way as the Councillor from North Kildonan. I will be voting the other way. The reason I was; I believe at Committee he voted the other way. Right, okay. Sorry.

**Mr. Speaker:** While we're Out of Order, would the Chair acknowledge that he was wrong in saying that our department was opposed to this project when the Report clearly says they are in favour of this project?

(Inaudible speaking in the background)

**Councillor Steeves:** This is all Out of Order.

(Inaudible speaking in the background)

**Mr. Speaker**: All those in favour? All those in favour? Opposed?

**Councillor Steeves:** Let it be known Councillor Steeves…

**Mr. Speaker:** Motion carried. By-laws, Councillor Steeves.

**Councillor:** So much debate over a unanimous decision.

**Councillor Steeves:** It wasn't unanimous. Wasn't unanimous. Yeah.

(Inaudible speaking in background)

**STANDING POLICY COMMITTEE ON PROPERTY AND DEVELOPMENT**
**CONSIDERATION OF BY-LAWS**

**Councillor Steeves**: Thank you Mr. Speaker. I will move that the following By-laws be read a first time. By-law No. 101/2010, 102/2010, 118/2010.

**Mr. Speaker**: All in favour? Opposed? Carried.

**Clerk:** By-law No. 101/2010, 102/2010 and 118/2010.

**Councillor Steeves:** I'll move that By-law No. 41/2010 is amended be read a second time.

**Mr. Speaker:** All those in favour? Contrary? Carried.

**Clerk:** By-law No. 41/2010.

**Mr. Speaker:** Councillor Steeves.

**Councillor Steeves**: I will move that By-law No. 41/2010 as amended be read a third time and same be passed in order to be signed and sealed.

**Mr. Speaker:** All those in favour? Contrary? Carried. Further By-laws?

**Councillor Steeves:** There's more I think. I have another list here, Mr. Speaker. I'll move the following By-laws be read a first time. 107 through 113 inclusive of 2010 -- 15, actually -- oh yeah, 15, sorry. Inclusive.

**Deputy Speaker:** All those in favour? Contrary? Carried.

**Clerk:** By-laws numbered 107 to 115 both inclusive of 2010.

**Mr. Speaker:** Councillor Steeves.

**Councillor Steeves**: I will move that the By-laws numbered 107/2010 to 115/2010 both inclusive be read a second time.

**Mr. Speaker**: All those in favour? Contrary? Carried.

**Clerk:** By-laws numbered 107/2010 to 115/2010 both inclusive.

**Councillor Steeves**: I will move the rules be suspended and By-laws numbered number 107/2010 to 115/2010 both inclusive be read a third time and same be passed in order to be signed and sealed.

**Mr. Speaker**: All those in favour? Opposed? Carried. Question Period; Property and Development. No questions for Property and Development? Seeing none we'll move onto Protection and Community Services; Councillor Pagtakhan.

**REPORT OF THE**
**STANDING POLICY COMMITTEE ON PROTECTION AND COMMUNITY SERVICES**
**DATED SEPTEMBER 13, 2010**

**Councillor Pagtakhan:** Thank you, Mr. Speaker. I'll move the Report of September the 13th, 2010 Adoption of Consent items 1, 2 and 3.

**Mr. Speaker**: Number 2. Any others? Seeing that we're Standing Down Number 2 we'll Vote on Number 1 And 3. All those in favour? Opposed? Carried. Item number 2; Councillor Pagtakhan.

**Item 2 – Millennium Library – Hours of Operation**

**Councillor Pagtakhan**: Ah yes, Mr. Speaker. We're just looking for a 90 day extension of time for to give the Department a chance to further valuate this and bring a Report forward and I'll stand down to hear what the Councillor has to say.

**Mr. Speaker:** Councillor Smith.

**Councillor Smith**: Yes, Mr. Speaker. Councillor Vandal and Thomas moved this Motion way back when, February and you know we've given enough time. I just got a letter that was sent to; a copy of a letter that was sent to Clive Wightman, the head of the Community Services Department. This person wrote the letter had worked for the library for 28 years and she says this, "a free and well rounded public library system is the bedrock of democracy. It would seem in this City that bedrock is being chiseled away. In my opinion the library division has become extremely dysfunctional. Funding realities are literally death by a thousand cuts. Staff are asked to do more and more with less and less. It sounds to me that the library has severe problems and this is why they can't in effect come up with an answer promptly. It seems to me that we should not be letting them have more and more time. Thank you.

**Mr. Speaker:** Councillor Pagtakhan.

**Councillor Pagtakhan**: Thank you, Mr. Speaker. I want to remind the Councillor that last year, Councillor Vandal put a Motion forward to provide free internet service in all Libraries or at the Millennium Library and we provide that service at this past budget. Mr. Speaker, we have made some unprecedented investments within our Public Library System by providing more money for materials, books, CDs all that kind of stuff and work very closely with the Winnipeg Public Library Board. This is a simple extension of time to allow the Department to do further analysis and provide a good Recommendation going forward relative to this particular issue.

**Mr. Speaker**: Thank you, Councillor Pagtakhan. You have a couple of By-laws.

(Inaudible Speaking in the background)

Oh I'm sorry. All those in favour of Report 2? Opposed? Thank you. Motion carried. By-laws.

**STANDING POLICY COMMITTEE ON PROTECTION AND COMMUNITY SERVICES**
**CONSIDERATION OF BY-LAWS**

**Councillor Pagtakhan**: Okay, on By-laws. I'll move By-law No. 99/2010 be read a second time.

**Mr. Speaker**: All those in favour? Opposed? Carried.

**Clerk:** By-law No. 99/2010.

**Mr. Speaker**: Councillor.

**Councillor Pagtakhan:** I'll move that 99/2010 be read a third time and that same be passed in order to be signed and sealed.

**Mr. Speaker**: All those in favour? Opposed? Carried. Question period for Protection Community Services. No questions. Standing Policy Committee of Infrastructure Renewal and Public Works, Councillor O'Shaughnessy.

**REPORT OF THE**
**STANDING POLICY COMMITTEE ON INFRASTRUCTURE RENEWAL AND PUBLIC WORKS**
**DATED SEPTEMBER 7, 2010**

(Inaudible speaking in the background)

**Councillor Swandel:** Councillor O'Shaughnessy moves and I would like to take this opportunity to thank him for his service not only on this Committee but many before. You've been a wonderful servant to the City of Winnipeg.

(Applause)

**Mr. Speaker:** The floor is yours, Councillor.

**Councillor O'Shaughnessy:** I used to be able to rise on such important issues as underwater inspection of all retention ponds.

(Laughter)

But we already do. But it's still an honour as always and a pleasure to introduce the Report of the Standing Policy Committee and to move Adoption of Consent Agenda Item 1.

**Deputy Speaker:** All those in favour? Opposed? Carried.

(Inaudible speaking in the background)

**STANDING POLICY COMMITTEE ON INFRASTRUCTURE RENEWAL AND PUBLIC WORKS**
**CONSIDERATION OF BY-LAWS**

**Councillor O'Shaughnessy:** Must be read a first time. I move that the following By-laws be read a first time, By-laws No. 116/2010 and 117/2010.

**Mr. Speaker**: All those in favour? By-laws carried.

**Clerk:** By-laws No. 116/2010 and 117/2010.

**Councillor O'Shaughnessy:** I move that By-laws No. 116/2010 and 117/2010 be read a second time.

**Mr. Speaker**: All those in favour? Opposed? Carried.

**Clerk:** By-laws numbered 116/2010 and 117/2010.

**Councillor O'Shaughnessy:** I move the rule be suspended and By-laws numbered 116/2010 and 117/2010 be read a third time and same be passed in order to be signed and sealed.

**Mr. Speaker:** All those in favour? Opposed? Carried. Question period for Infrastructure Renewal and Public Works? No questions? Thank you. Standing Policy Committee on Finance has no Report. No Motions. No By-laws. Do we have any questions for the Finance Chair? Having said none.

**Councillor O'Shaughnessy:** I will move that Council will now be adjourned.

**Mr. Speaker:** Well before we do that Councillor O'Shaughnessy, I think we……

**Councillor O'Shaughnessy:** Motion adjourned is always an order, Mr. Speaker, as you know.

**Clerk:** You have something to say?

**Mr. Speaker:** Well, Speaker has something to say. We'd like to send out a hello and get well to Councillor Lazarenko who I understand is watching via. the Shaw Cable Network and if I could get a collective, hello Harry on 3. 1, 2, 3…

**All:** Hello Harry.

**Mr. Mayor:** I'd rather say, we love you, Harry.

**Mr. Speaker:** While I mentioning Shaw, we'd like to thank them for their support of our Council meetings for these past 4 years. Don and his crew have done an outstanding job and I hear about it all the time when I'm out among the public. So thank you to Shaw and their team of broadcasters for putting our meetings on the airwaves. Having said that, I'll accept a Motion to Adjourn. Roll Call.

**ROLL CALL**

**Clerk:** Mr. Speaker Councillor Nordman, His Worship Mayor Katz, Councillors Browaty, Fielding, Gerbasi, Orlikow, O'Shaughnessy, Pagtakhan, Smith, Steeves, Swandel, Thomas, Vandal and Wyatt.

**Mr. Speaker**: Good luck, everyone.

**Council adjourned at 10:32 a.m.**