REPORT "A" OF THE

COMMITTEE ON FINANCE AND ADMINISTRATION

DATED MARCH 1, 1993

On motion of Councillor Lazarenko, the Report of the Committee on Finance and Administration, dated March 1, 1993, was considered clause by clause.

Moved by Councillor Lazarenko,
That the Consent Agenda items, clauses 1,2,3,4,5,6,7,8,9,10,11 and 12 be adopted.

Councillor Reese requested that clause 1 be pulled from the Consent Agenda.

Councillor Golden requested that clause 7 be pulled from the Consent Agenda.

The motion for the adoption of the Consent Agenda, clauses 2,3,4,5,6,8,9,10,11, and 12 was put and declared carried.

Her Worship the Mayor and Councillors:

Investment Management Agreement with Altamira Management Ltd. to Provide Investment Counselling and Management for the Civic Employee's and the Winnipeg Police Pension Funds
File GU-3.9 Volume 14

444 - 1. The Employee Benefits Board and the Winnipeg Police Pension Board, in order to comply with their most recent 92-93 Statement of Investment Policies and Goals, will increase the equity exposure of the Pension Funds to a minimum of 30% of assets. The hiring of a firm to manage a portion of the funds, will help meet this objective.

The Employee Benefits and Winnipeg Police Pension Boards are in concurrence with the Employee Benefits Investment Committee's recommendation to retain the services of the above noted firm as a new equity fund manager.

Your Committee on Finance and Administration recommends:-

I. That the Investment Management Agreement with Altamira Management Ltd. to provide investment counselling and management for a portion of the Civic Employees' and the Winnipeg Police Pension Funds, be approved;

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

Moved by Councillor Lazarenko,
Adoption of the clause.

Carried.

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

Exemption under the Soldiers' Taxation Relief Act. File FL-2.3 Volume 6

445 - 2. The Soldiers' Taxation Relief Act provides for the granting of relief from taxation in certain cases in an amount not to exceed $50.00 in each case. The amount so rebated by a municipality is recoverable in full through the Province of Manitoba.

The City has received applications for relief from taxation for the year 1992 under provisions of this Act and the City Treasurer has satisfied himself as to the bona fide and merit of each application. The total amount of these grants is $800.00 and have been received from residents of the following area, namely:-

East Kildonan - Transcona Community	-	$ 50.00
St. Boniface - St. Vital Community	-	$100.00
Assiniboia Community	-	$350.00
Lord Selkirk - West Kildonan Community	-	$100.00
City Centre Community	-	$200.00

Your Committee on Finance and Administration recommends that Council authorize the partial exemptions from taxation, the cancellation of the unpaid taxes or penalties, or the refund of tax or penalties paid, as the case may be, in respect to the properties as set forth in the schedules on file in the Office of the City Clerk in the total amount of $800.00 recoverable from the Province of Manitoba.

Your Executive Policy Committee recommends that a further recommendation be included to read as follows:

That the Province of Manitoba be requested to amend The Soldiers' Taxation Relief Act to increase the amount of relief from taxation from $50.00 to $100.00 effective in 1994.

Adopted by consent.

Leave and License Agreement - Landscape and Maintenance Purposes Timothy Bay
File FI-2.2(31) Volume 1

446 - 3. Your Committee on Finance and Administration has considered a request from Mr. & Mrs. Luke to continue leasing land adjoining a private property holding on Timothy Bay (File 5099/9) in the Assiniboia Community. Council, on July 8, 1987, granted Bruce and Margaret Luke permission to use Timothy Bay adjoining their holding for landscaping and maintenance purposes. The term of the agreement was for a period of 5 years, which expired May 31, 1992. Rental was $125.00 for the term.

The subject property is being retained for access to the lands at the rear when subdivided.

Details of the subject property are as follows:

Location: Timothy Bay, West side of Berkley Street (as shown on Misc. Plan No. ASBA 8744)
Size: 18.288 m x 36.576 m (60 ft x 120 ft.)
Assessment: Not assessed

The South-West District Operations and the District Planner have no objections to a continuation of the agreement on an annual continuing basis subject to cancellation upon 30 days notice. The subject lot continues to be required for access to future development.

The terms and conditions of agreement, including a revised rental coincident with the City's standard charge for landscaping and maintenance leases of $200.00 for five years, are outlined in Schedule "A" attached.

Your Committee on Finance and Administration recommends:-

I. That Council grant leave and license to Bruce and Margaret Luke to use Timothy Bay in accordance with the terms and conditions outlined in Schedule "A" attached.

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

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

Adopted by consent.

(Note: Schedule "A" referred to in the above clause is on file in the office of the City Clerk.)

Request for Erection of Signs - Kildonan Crossing Shopping Centre
File FI-2.2(33) Volume 1

447 - 4. Your Committee on Finance and Administration has considered a request from Ernst Project Management Ltd. on behalf of the licensee to erect two double-faced pylon signs on the land; one for Western Sizzlin' Restaurant (sign face - 8'1" x 11'5") to be located along the Lagimodiere frontage of the land and the second for Mark's Work Wearhouse (sign face - 6'1/2" x 12') to be located on the southern limit (File 4435) in the East Kildonan - Transcona Community. Council, on March 8, 1989, granted leave and license to Kildonan Crossing Shopping Centre Ltd. to use that portion of Lagimodiere Boulevard shown hatched on Misc. Plan No. EKT 7282/1 for parking purposes. The agreement is for a term of five years, expiring March 31, 1994, at an annual rental of $6,825.00.

Details of the subject property are as follows:

Location:	North-west corner of Lagimodiere Boulevard and Regent Avenue
Size:	1,853 m2 (19,950 sq. ft.)
Roll No:	09 77570
Assessment:	Land - $89,800.00

The leave and license agreement does not permit the erection of any buildings or structures nor any excavation within the land without the prior consent of the City.

The Streets and Transportation Department has no objection to the leave and license agreement being amended to allow the erection of the signs, subject to removal of the signs by the licensee at no cost to the City.

Both sign locations have been approved by the Planning Department and the former East Kildonan-Transcona Community Committee.

Your Committee on Finance and Administration recommends:-

I. That Council approve an amendment to the leave and license agreement to permit the erection of two identification signs within the subject land subject to:

A. Rental for the sign locations being $1.00 per square foot of sign face per annum;

B. Upon termination or cancellation of the leave and license agreement, the signs being removed by the licensee at its sole cost and expense;

C. Payment to the City of an administrative fee of $250.00 plus GST.

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

Adopted by consent.

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

Grants-in-Lieu of Taxes
File FG-2 Volume 7

448 - 5. Your Committee on Finance and Administration has been advised that a review of the outstanding accounts receivable related to grants-in-lieu is conducted annually to identify grants that were originally billed but may have to be reduced due to reductions in the assessed value or to other adjustments.

Municipal governments cannot tax senior governments. The Federal and Provincial Governments do, however, make voluntary payments or grants-in-lieu of taxes on most of their properties. The specific rules regarding grants-in-lieu are contained in the Municipal Grants Act, 1980, the Municipal Grants Regulations, 1980 (Addendum No. 3), and the Municipal Act (Sections 798-801).

In summary, the Act requires that all Federal and Provincial Government property be assessed in a manner comparable to all other assessable property in the assessing jurisdiction.

Representatives of the Municipal Grants Division of the Department of Public Works annually review the assessments of all Federal property. In a reassessment year a full audit follows thereafter. Under the Act it is their responsibility to see that Federal property is valued at the same level as all other property in the assessing jurisdiction. Access to City records is provided to them for this purpose.

As a result of general reassessments which occurred in 1987 and 1990, the Federal departments have refused to pay the full grants-in-lieu on the reassessed value and have had continuing meetings with the Assessment Department in an attempt to arrive at an agreeable value.

Following the general reassessment carried out for the 1987 roll year, the Government of Canada disputed many of the assessments for their property and refused to pay grants based on the City's values. The City responded by filing an appeal with the Federal government's Appeal Board against their decision. Discussions have been ongoing in an attempt to resolve the difference. It was the City's understanding that these discussions were completed in 1990, with the exception of the airport land, and the adjustments agreed to were processed for 1987, 1988 and 1989. The reassessment completed in 1990 incorporated these changes and a further adjustment was also made to the 1990, 1991 and 1992 assessment rolls.

On December 18, 1992 Mr. Blaine Overton, Chief Municipal Grants, Realty Services Branch, Public Works Canada advised of the final grants-in-lieu for 1987 - 1989 and estimated grants-in-lieu for the 1990-1992 tax years. Provided with that advice was a detailed schedule of all Federal properties.

Prior to this information, the Assessment Department and the Federal government had advised that the only outstanding item in dispute was the airport land. In 1991 the Finance Department had set up an allowance for this receivable, based on advice from the Assessment Department, of $2.55 million. This was considered to be the worst case scenario. In the past, repeated requests from the City and the City's External Auditors to the Federal government to provide detailed schedules in order to reconcile the City's receivables with the expected grant were unsuccessful. With the detailed schedules now available it has been identified that there are a number of areas in addition to the airport land that have to be resolved.

The major areas that will have to be resolved are the airport building ($2.8 million), airport land ($1.4 million) the post office ($1.0 million), laboratory at the mint site ($.9 million) and land that the Federal government claims it does not own ($.75 million).

A tabulation of the outstanding accounts receivable for all the grants-in-lieu is outlined on Exhibit I. In addition, a reconciliation of the grants-in-lieu account and the allowance between December 1991 and December 1992 is outlined on Exhibit II.

A detailed schedule of the monies outstanding in the Municipal Grants along with the calculated allowance for each is provided in Exhibit III.

The recommended allowance for uncollected grants-in-lieu of taxes has been calculated based on recent information and consultations with the Assessment Department and the Federal government. While every attempt has been made to determine an "exact" allowance, the bottom line is that such information will not be available until the aforementioned problem areas are resolved. Therefore the amount may be significantly different once the Assessment Department and the Federal government have resolved the differences.

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

Alternatively, the total amount of $6,806,780.00 could be set up in 1992. This would be the most conservative approach, but would have the effect of further increasing the City's deficit unnecessarily as it is anticipated that the City will collect some portion of this money. It should also be noted any downward adjustments to these properties are not currently reflected in the 1993 assessment roll.

In order to avoid the problems experienced in this regard over the past several years the Federal government has agreed that certain procedures be implemented to enable the City to regularly clarify its entitlement under the various municipal grants-in-lieu. These procedures are as follows:

1. Confirmation with the Federal government of the assessed values of individual properties to determine what is in agreement, what is not and/or what is under review.

2. Ongoing consultation regarding assessment methodologies, sales information, etc. that would help to expedite reassessments.

3. Continuing the practice of having an annual meeting date in the fall of each year with the grant paying authorities to clarify the status of assessment.

4. Having the City and the Federal government share information, in advance, in a reassessment year, regarding the proposed assessed values of major Federal properties.

Your Committee on Finance and Administration recommends:-

I. That $3,208,664.00 be set up as an allowance for uncollected grants-in-lieu of taxes for 1992.

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

Adopted by consent.

(Note: Exhibits I, II & III referred to in the above clause are on file in the office of the City Clerk.)

Tax Sale No. 98 - Lands which are in Arrears for any part of 1991 plus 1992, 1993. File FL-2.4 Volume 10

449 - 6. Your Committee on Finance and Administration has been advised that Section 230(1) of The City of Winnipeg Act permits tax sale proceedings for properties in arrears for more than one year after December 31 of the year in which the rate was struck. This has been interpreted by the Law Department as meaning that the land is in arrears for the two years prior to the tax sale year.

From an administrative perspective, December is the most advantageous month to conduct a tax sale. The events that lead up to tax sale span a period of four to five months. With a December tax sale date, the schedule of events would commence in July immediately following our peak collection period.

While it is true the City earns more revenue from penalty interest than the cost of borrowing, it is more important to demonstrate that the City maintains its ability to collect its taxes.

The cause for concern is that the tax collection rate is a key measure used by credit rating agencies and investors when assessing an organization's ability to support debt and pay for services. Although no single aggregate measure fully quantifies a community's wealth, significant indicators such as the level of tax arrears and tax collection rates and whether these indicators are stable, improving or deteriorating are major economic factors. Other economic factors considered are new and additional development, population change, change in tax base, and the labour force and employment performance as measured by the employment rate.

In recent years the increase in tax arrears and corresponding decrease in the tax collection rate became a major concern of the Finance Department. Tables I and II demonstrate the change in the level of tax collection and arrears for the year 1982 through to 1992. Table III depicts the amount of penalty interest earned from 1982 to 1992 with the prevailing calculation of the penalty rate. Table IV provides information on the prime rate since the City's penalty rate was linked to prime. With the improvement in the collection of arrears as shown in Table I it is recommended that no further adjustment in the schedule of tax sale be done in 1993.

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

On June 24, 1991 the Chief Commissioner in a report to Executive Policy Committee on the 1992 current estimates stated that -

> "Efforts must be made to place Winnipeg at the top of the list in terms of who people pay at tax time.
>
> The City's tax arrears picture has been deteriorating for the past few years and to prevent further deterioration, the following two steps should be taken immediately to ensure improvement in the tax collection:
>
> a) Amending the tax sale policy by reducing the period of allowable arrears from three years to two years, effective January 1, 1993.
>
> Commencing tax sale proceedings after two years instead of three, can be done under the present legislation. Prior to 1972, most of the area municipalities which now comprise the City of Winnipeg, had a two-year provision as still do the rest of the municipalities in the Province of Manitoba.
>
> b) An additional 5% penalty to be applied against all unpaid taxes as at July 1, 1992, and on that date, annually, thereafter.
>
> A 5% additional penalty rate on top of the one presently in place - i.e., linked to the prevailing market rate (the City's bank prime rate) would assist in ensuring more prompt payment of taxes."

The Finance Department recommendation, as adopted by Council on November 27, 1991, was a modification of the Chief Commissioner's recommendation in that the tax sale timing was reduced by only four months. Tax Sale #97, based on past practice, normally would have been scheduled for March of 1993, was held in December 1992 for the tax years 1990, 1991 and 1992. Recommendation b) was deferred pending direction from the new Council and the fact that it would require Provincial legislation.

It should be noted that after tax sale proceedings commence a property owner has another year to redeem the property from the City by paying all outstanding taxes and penalties. In addition, there is another time period, usually 6 - 8 months where the property owner can redeem the property from Provincial Land Title's office by paying all outstanding taxes and penalties before the City actually takes title. While the tax sale change in 1992 has moved the process up by four months, a property owner still has approximately five years to pay the outstanding taxes and penalties from the date taxes first became overdue, before title to the property would be lost. The City gains penalty interest throughout this period.

Your Committee on Finance and Administration recommends:-

I. That Council authorize City of Winnipeg tax sale (Tax Sale #98) be held on December 1, 1993, for lands which are in arrears for any part of 1991, plus 1992 and 1993.

II. That all lands included in the tax sale be advertised and sold in accordance with the applicable sections of The City of Winnipeg Act and that the City of Winnipeg exercise its prior right to purchase the property sold in tax sale in accordance with Section 235 of such Act.

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

Adopted by consent.

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

Citizen Appointment to the Civic Charities Endorsement Bureau.
File GL-5.2 Volume 11

450 - 7. Your Committee on Finance and Administration considered a communication from the East Kildonan - Transcona Community Committee advising that it had authorized Councillor Duguid to submit the name of a nominee to be appointed to the Civic Charities Endorsement Bureau for a two year term.

Councillor Duguid, in letter dated February 2, 1993, submitted the name of Ms N. Beattie, 702 - 225 Arby Bay, to be recommended for appointment to the Civic Charities Endorsement Bureau for a two year term to expire December 31, 1994.

Your Committee on Finance and Administration concurred in the recommendation of the Councillor and recommends:-

I. That Ms N. Beattie (East Kildonan - Transcona Community), 702 - 225 Arby Bay, be appointed to the Civic Charities Endorsement Bureau for a 2 year term to expire December 31, 1994.

Moved by Councillor Lazarenko,
Adoption of the clause.

Carried.

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

Amendment to The City of Winnipeg License By-law 4007/85 - Massage Therapists File EL-1 Volume 26

451 - 8. Council, on January 27, 1993, referred back to your Committee the following clause of its Report "A" dated January 14, 1993:-

"1. Your Committee on Finance and Administration at its meeting held June 23, 1992 referred the following Council resolution for investigation and report back:

> "WHEREAS licenses for massage therapists are often considered under the same regulations as massage parlours;
>
> AND WHEREAS the skills of massage therapists are very different from massage parlour operators;
>
> AND WHEREAS there are standards that those who practice massage therapy must adhere to;
>
> AND WHEREAS there is a great deal of frustration by massage therapists to obtain a license that differentiates them from massage parlours;
>
> THEREFORE BE IT RESOLVED that the Administration be instructed to gather information from other Canadian cities about licensing of massage therapists and other provinces that have provincial legislation;
>
> AND BE IT FURTHER RESOLVED that the Administration develop an outline of the steps necessary to make the differentiation between licenses for massage therapists and massage parlours."

A previous request from the Massage Therapy Association of Manitoba was in the process of review and the issues raised by that organization have also been considered.

The Massage Therapy Association of Manitoba is a voluntary association which has undertaken the role of a regulatory body and examination board relating to massage therapy in the Province. The Massage Therapy Association is a member of the Canadian Massage Therapist Alliance, a national body representing the practice of massage therapy. At present, the practice of massage therapy is not recognized by provincial legislation in Manitoba, although it is in Ontario and British Columbia.

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

The License By-law No. 4007/85 currently governs the licensing of massagists in the City of Winnipeg. This By-law does exempt duly qualified physiotherapists and chiropractors, registered with governing bodies established pursuant to provincial legislation, and could be amended to exempt massage therapists as well if that trade was regulated by provincial legislation. The association has lobbied the provincial government to enact legislation regulating the discipline of massage therapy. The Law Reform Commission is currently reviewing provincial legislation governing professions. This Commission has also been asked to recommend the criteria to be used in determining whether it is in the public interest to regulate professions or occupations not currently regulated. This process will likely be a lengthy one and the Association has requested that the City amend its licensing by-law in order to address their issues and provide their practice with some recognition.

In 1991, under the provisions of the License By-law, 181 licenses were issued for the trade of "massagists" with license revenue of $3,893.00. It is not known what percentage of these licensees have received training at schools of massage therapy.

The Massage Therapy Association of Manitoba has identified several issues which they hope can be addressed by amendments to the License By-law. The Association is not asking for total exemption from the License By-law, but rather an amendment to create a separate trade category distinguishing massage therapists trained at registered schools of massage therapy from the more general category of "massagists".

When the trade of massaging is carried on by more than one massagist in one place, a massage parlour license is required with an accompanying fee of $3,100.00 per annum. The Association would like trained massage therapists to be able to set up clinics without having to pay this fee, or to work in doctors' and chiropractors' offices without their employers having to obtain massage parlour licenses because they employ more than one massage therapist. The annual fees for massage parlour proprietors of $3,100.00 are not recommended for this category as the enforcement costs for massage parlours are very high, while the cost of enforcing the by-law with respect to massage therapists is expected to be minimal.

Under the existing provisions of the by-law, massagist and massage parlour licenses apply to specific premises and massagists and massage parlour proprietors are prohibited from carrying on their trade at any place other than the premises named in their license. Massage therapists would like to be able to make house calls on patients. Zoning compliance would still be required for any permanent office or business location whether commercial or residential. Applications for massage parlour licenses currently must be approved by Community Committee. As this report recommends that massage therapist clinics not be separately licensed, Community Committee approval would not be a requirement. The Association indicates that they would suggest making cardiopulmonary resuscitation (C.P.R.) training mandatory as well as both malpractice and liability insurance if a new category was adopted.

Registered Schools of Massage Therapy: The massage therapy schools listed in Exhibit 1 are registered by the government in their respective provinces. The massage therapy schools in Ontario and British Columbia are recognized by government appointed licensing bodies under provincial acts governing the practice of massage therapy. The schools in Saskatchewan, Alberta and Manitoba are registered as educational facilities by their respective provincial governments. These schools would be the registered schools of massage therapy recognized under the License By-law. The Western College of Remedial Massage Therapies is the only registered school of massage therapy operating in Manitoba and is registered under the Private Vocational Schools Act.

Governing Legislation: The City of Winnipeg Act, under Section 524(1)(f), has the power to require, as a condition precedent to the issue of a license, such qualifications on the part of the applicant as to character, fitness, or other matter as the council shall prescribe. The question whether the applicant has the prescribed qualifications is to be determined in each case by the council or by such committee, officer, or other person and in such manner as may be specified by by-law.

Survey of Canadian Municipalities: A survey was conducted with respect to the licensing of massage therapists in other Canadian municipalities where the practice is not provincially regulated. In Calgary, massage practitioners are licensed. They require a Certificate of Proficiency in massage from one of three registered schools in the Province of Alberta with an appeal process to the Chief License Inspector. The license fee is $60.00 per annum. In Regina, there is no separate licensing of this trade other than the requirement for a business license in lieu of business tax if the business is conducted from a residential premise; business tax is collected on commercial premises. Halifax licenses massage parlours but not massage therapists. The fee for a massage parlour in Halifax is $25.00 Brandon has no licensed massagists although there is provision for this in their License By-law. In Ontario and British Columbia, massage therapists are regulated by provincial legislation as noted earlier in this report. Edmonton and Quebec city have not responded.

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

Massagists: Most of the existing special provisions in the by-law with respect to massage parlours do not apply to massagists working alone. Since the special provisions being recommended apply to the new category of massage therapists, similar restrictions are being recommended for massagists working alone. In addition, there are some minor amendments to the by-law being recommended which could clarify some of the existing regulations that apply to these trade.

Equivalent Training: A comprehensive survey of all schools providing training in massage therapy which are recognized by the government of their provinces has been completed. There is a recognized possibility that some additional schools may exist or that some massage therapists carrying on business in the city may have equivalent training from outside the country, therefore, minor amendments to the by-law may be necessary in the future to address such situations.

Misrepresentation of Training: In order that members of the public can identify individuals who have received training from the registered schools of massage therapy, it is recommended that the by-law be amended to include provisions similar to those in Bill 52, "an Act respecting the regulation of the Profession of Massage Therapy", an Act of the Province of Ontario, which states:

> 7(1) **Restricted titles**. No person other than a member shall use the title "massage therapist", a variation or abbreviation or an equivalent in another language.
>
> 7(2) **Representations of qualifications, etc.** No person other than a member shall hold himself or herself out as a person who is qualified to practise in Ontario as a massage therapist.

Massage Therapy Organizations in Manitoba: In Manitoba, there are three entities that have been identified that are involved in massage therapy:

(a) The Massage Therapy Association of Manitoba;
(b) The Manitoba Masseuse & Massagist Association; and
(c) The Western College of Remedial Massage Therapies or the London and Counties Society of Physiologists (Canadian Branch) with which the College is affiliated.

Exhibit 2 provides an informational summary on these organizations. Of these organizations, two are registered in Manitoba, the Massage Therapy Association of Manitoba and The Manitoba Masseuse and Massagist Association Inc. Both have been incorporated as non-share associations. The Massage Therapy Association of Manitoba has been incorporated since 1973 while The Manitoba Masseuse and Massagist Association was incorporated in 1990. The stated "objects" of the two organizations are also highlighted on the attached Exhibit.

As far as can be determined, the Massage Therapy Association of Manitoba is the only body that is recognized by the Canadian Massage Therapy Alliance, a national body with representation from all provinces except Quebec and Prince Edward Island. The Alliance's long term national goal is to work toward equalizing the educational requirements for Canadian massage therapists at a standard acceptable to all provinces. The Alliance provides support and assistance to member associations in their efforts to upgrade the educational standards.

Impact: Cross-jurisdictional issues have been discussed with the respective civic or provincial departments, such as the Police, Planning and Health Departments and the Manitoba Department of Environment. The proposals have been discussed with representatives from the Massage Therapy Association of Manitoba, The Manitoba Masseuse and Massagist Association, and The Western College of Remedial Massage Therapies.

Your Committee on Finance and Administration recommends:

I. That the City of Winnipeg License By-law 4007/85 be amended to include a trade category entitled "massage therapist" for massage therapists who have successfully completed training at registered schools of massage therapy who are currently licensed under the trade category of "massagist";

II. That no license as a massage therapist shall be issued unless the applicant has successfully completed a training program in massage therapy at any one of twelve registered schools of massage therapy in Canada, as listed in Exhibit 1;

III. That the special provisions for the trade category of "massage therapist" provide:

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

A. That Massage Therapist licenses be required only of the individuals performing massage and that no license be required of Massage Therapy Clinics where more than one massage therapist operates in the same premises. (As a result, Community Committee approval and a Clinic License Fee would not be required.)

B. That massage therapists be required to hold a valid malpractice insurance policy in the amount of $1,000,000.00 and a comprehensive general liability insurance policy in the amount of $500,000.00;

C. That massage therapists hold a cardiopulmonary resuscitation (CPR) certificate with an issue date no more than three years prior to the date the license is issued;

IV. That specific sections of the by-law relating to massage parlours, massage parlour proprietors, massagists, and massage therapists be amended as noted in Exhibit 1.

Note: These amendments reflect the addition of the new category, clarify the existing regulations that apply to these trades, and recommend the same six-year license fee schedule recently adopted for massagists for the new trade of massage therapist. (License fee for 1992 is $40.00.)

V. That the City Solicitor be requested to prepare the necessary by-law to reflect the foregoing."

Your Committee on Finance and Administration, after considering representation from a number of persons involved in massage therapy and after reconsidering the entire matter, recommended a September 1, 1993 implementation date and reiterated its previous decision as follows:-

I. That the City of Winnipeg License By-law 4007/85 be amended to include a trade category entitled "massage therapist" for massage therapists who have successfully completed training at registered schools of massage therapy who are currently licensed under the trade category of "massagist";

II. That no license as a massage therapist shall be issued unless the applicant has successfully completed a training program in massage therapy at any one of twelve registered schools of massage therapy in Canada, as listed in Exhibit 1;

III. That the special provisions for the trade category of "massage therapist" provide:

A. That Massage Therapist licenses be required only of the individuals performing massage and that no license be required of Massage Therapy Clinics where more than one massage therapist operates in the same premises. (As a result, Community Committee approval and a Clinic License Fee would not be required.)

B. That massage therapists be required to hold a valid malpractice insurance policy in the amount of $1,000,000.00 and a comprehensive general liability insurance policy in the amount of $500,000.00;

C. That massage therapists hold a cardiopulmonary resuscitation (CPR) certificate with an issue date no more than three years prior to the date the license is issued;

IV. That specific sections of the by-law relating to massage parlours, massage parlour proprietors, massagists, and massage therapists be amended as noted in Exhibit 1.

Note: These amendments reflect the addition of the new category, clarify the existing regulations that apply to these trades, and recommend the same six-year license fee schedule recently adopted for massagists for the new trade of massage therapist. (License fee for 1992 is $40.00.)

V. That the City Solicitor be requested to prepare the necessary by-law to reflect the foregoing with an effective date of September 1, 1993.

Adopted by consent.

(Note: Exhibits referred to in the above clause are on file in the office of the City Clerk.)

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

By-law to Authorize the Issuance of a Debenture to Replace a Debenture Lost by Midland Walwyn Capital Inc.
File FC-2 Volume 16

452 - 9. Your Committee on Finance and Administration has been advised that under Section 303(5) of The City of Winnipeg Act, Council may by By-law, provide for the replacement of a debenture that is defaced, lost, or destroyed, on the payment of such fee, and on such terms as to evidence and indemnity, as the by-law may provide.

In September, 1988, Midland Walwyn Capital Inc. received a City of Winnipeg Debenture No. VC952 in the amount of $25,000.00 dated September 12, 1988, registered in the name of Bay of Quinte Agricultural Mutual Fire Insurance Company and the debenture has since been lost or destroyed so that same cannot be found or produced.

The City is in receipt of the following documents which constitute satisfactory evidence and indemnity as required under Section 303(5) of The City of Winnipeg Act.

1. An affidavit of Loss Securities Lost on Premises from Midland Walwyn Capital Inc.

2. A Bond of Indemnity issued by Midland Walwyn Capital Inc. in favour of the City of Winnipeg in the amount of Twenty-Five Thousand ($25,000.00) Dollars.

3. A copy of resolution of Midland Walwyn Capital Inc. evidencing that Alice Turner has the authority to execute the Affidavit of Loss Securities Lost on Premises.

Once the by-law is adopted by Council:

(1) A stop-payment order will be issued to the Paying Agent, the Royal Bank of Canada;

(2) Debenture Certificate No. VC952, $25,000.00 will be cancelled in the City's Debenture Registry Book;

(3) A new Debenture Certificate will be issued in replacement of Debenture Certificate No. VC952, $25,000.00 in the name of Bay of Quinte Agricultural Mutual Fire Insurance Company and recorded in the City's Debenture Registry Book.

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

I. The issuance of a debenture to replace a debenture lost by the Midland Walwyn Capital Inc.

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

Adopted by consent.

Closing and Sale of Part of Compark Road West of Ashworth Street Compark Developments Ltd. (Southglen Properties)
Files FI-2.4(25) Volume 7 and DAC 2/88

453 - 10. Council at its meeting held on September 23, 1992, ruled automatic referral of the following motion to your Committee, under Section 16.1 of the procedure By-law No. 5400/90:-

Moved by Councillor Kaufmann,
Seconded by Councillor Demare,
"BE IT RESOLVED that Southglen Properties be sold back for $1.00; the same piece of property which they sold to the City for $1.00 in order to extend Compark Road inasmuch as Compark Road is not to be extended and this property is now surplus to the City's needs."

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

Council on February 24, 1993, granted your Committee an extension of time of 30 days.

On March 1, 1993, your Committee on Finance and Administration approved the sale of the referenced street to Compark Developments Ltd. and therefore recommends that the matter be filed.

Adopted by consent.

Proposed Amendment to By-law 350/73
(The "Civic Charities" By-law)
File GL-5.2 Volume 11

454 - 11. Council, on January 22, 1992, authorized that all fees and charges for The City of Winnipeg be reviewed at least once every three years and that said fees and charges increase automatically, annually, by the rate of inflation, unless a review indicates otherwise.

The Civic Charities Endorsement Bureau is established and governed by Section 409 of The City of Winnipeg Act, By-law No. 350/73 and amendments thereto, and The Charities Endorsement Act of Manitoba. The purpose of the Bureau is to "examine into the character and bona fides of all charitable concerns seeking aid from the City or residents." If the requirements of the legislation and the by-law are met, a permit is issued authorizing the fundraising activities described in the application for that permit.

The Civic Charities Endorsement Bureau authorizes fundraising activities taking place wholly within the City of Winnipeg. Where a charity wishes to canvass Province-wide, the approval authority is the Consumers Bureau of the Consumer and Corporate Affairs Department, Province of Manitoba.

Section 13 of By-law No. 350/73 provides that Council may, from time to time, by resolution, prescribe fees and charges for permits and tag days. Following adoption of By-law No. 350/73, the permit fees were established at $2.00 for regular permits and $5.00 for tag days.

On July 6, 1983, Council passed By-law No. 3515/83, amending fees and charges for Civic Charity permits and tag days. This amendment which became effective July 11, 1993, increased the regular permit fees from $2.00 to $5.00 and the fees for tag days from $5.00 to $20.00. No increase has been made since that time.

The revenue reported from Civic Charities Endorsement permits for the past 5 years is as follows:-

1987 Actual	1988 Actual	1989 Actual	1990 Actual	1991 Actual	1992 Estimate
$2,175	$3,160	$3,165	$3325	$3,485	$3,675

The revenues for 1990 and 1991 are broken down as follows:-

Year	Regular Permits $5.00 fee	Tag Day Permits $20.00 fee	Total Revenue
1990	481 ($2,405)	46 ($920.00)	$3,325
1991	517 ($2,585)	45 ($900.00)	$3,485

Your Committee on Finance and Administration on January 14, 1993, instructed that the fees and charges for permits and tag days not be revised, and on March 1, 1993, after considering a request from a private citizen that the Committee consider adjusting the fees, reiterated its January 14, 1993 decision.

Your Committee on Finance and Administration therefore recommends:-

I. That Council's January 22, 1992 Policy that all fees and charges increase automatically annually by the rate of inflation, unless a review indicates otherwise, be waived in this instance and;

II. That the fees and charges for Civic Charities endorsement permits and tag days in By-law 350/73 be not revised.

Adopted by consent.

Report "A" of the Committee on Finance and Administration, dated March 1, 1993

Renewal of Quarry Mineral Lease No. QL-126 GG-2 Volume 20

455 - 12. The City of Winnipeg entered a 10 year lease on April 28, 1986 with the Province of Manitoba for the crown owned mineral rights, to a parcel of land owned by the City of Winnipeg in the N1/2 of the S1/2 of L.S.7 and L.S.8 21-15-2 EPM (approx. 7.9 hectares).

On April 1, 1992, the Province of Manitoba proclaimed a new Mines and Minerals Act and Regulations. All quarry leases under the former Mines Act must be reapplied for or they expire on June 30, 1992. The Manager of Equipment and Material Services applied for a new 10 year lease commencing June 3, 1992.

The lease documents now require the signature of the appropriate City officials.

The New Mines Act requires an annual rent of $18.50 per hectare or $148.00 per year. There were no charges associated with the old lease. The first year's rent was submitted with the application for the new lease.

The property which contains high grade limestone is not presently being mined by the City. By renewing the lease at a minimal cost, the City is assured future access to a non-renewable limestone deposit. As existing quarries become depleted or if economics dictate, the City may open this Quarry. Should the City not renew the lease, the mineral deposit may be claimed by anyone who makes application.

Another option would be to declare the property surplus and sell it. This option is not favoured by the Operations Department.

Your Committee on Finance and Administration recommends:-

I. That the City enter into a lease agreement with the Province of Manitoba for the crown-owned mineral rights to a parcel of land owned by the City.

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

Adopted by consent.

COMMITTEE ON FINANCE AND ADMINISTRATION

CONSIDERATION OF BY-LAWS

456 - On motion of Councillor Lazarenko the following By-laws were each read a first, second and third time, the rule being suspended for the third reading of each by-law, and were passed and ordered to be signed and sealed, namely:-

By-law No. 6130/93, a By-law of the City of Winnipeg to replace a lost debenture. File FC-2 (Vol. 16)

By-law No. 6136/93, a By-law of the City of Winnipeg to establish the remuneration of members of the Board of Revision, by deleting reference to the position of Chairman and the name of said person. File GK-11 (Vol. 1)

On motion of Councillor Lazarenko the rule was suspended and By-law No. 6103/93, a By-law of the City of Winnipeg to authorize the borrowing of money by the issue and sale of debentures of the City in the principal amount of Fifty-seven Million, Five Hundred and sixty-one Thousand, Nine Hundred and Forty-three Dollars and Thirty-one Cents ($57,561,943.31), for the purpose of repaying in full the principal of the Debentures issued and sold pursuant to By-law No. 5010/88, was read a second and third time, and was passed and ordered to be signed and sealed. File FC-2 (Vol. 16).

COMMITTEE ON FINANCE AND ADMINISTRATION

QUESTION PERIOD

457 - Councillor Golden requested an explanation on why the Civic Charities Endorsement Bureau could not meet on days other than Wednesdays.

Councillor Lazarenko agreed to forward the question to the Chairperson on Finance and Administration.