Agenda – Council – December 14, 2011

Report – Executive Policy Committee – November 30, 2011

Item No. 3 Annual Report for 2011 on Community Groups Occupying City-owned Facilities By-law No. 89/2005

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On November 30, 2011, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submits the following to Council:

1. That the table in Section 2 of the Community Groups Occupying City-owned Facilities By-law No. 89/2005 be amended by:

   A. Adding Grant's Old Mill – 2777 Portage Avenue
   B. Adding St. James Historical Museum – 3180 Portage Avenue
   C. Adding Phoenix Soccer Club – 900 Raleigh Street
   D. Adding Winnipeg Aboriginal Sport Recreation Association Inc. – 100 Sinclair Street
   E. Adding Valley Gardens Community Center – 218 Antrim Road
   F. Deleting Anderson Park Recreation Building Soccer - 900 Raleigh Street

2. That the Director of Legal Services and City Solicitor be requested to prepare the necessary amending by-law for submission to Council.

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

Report – Executive Policy Committee – November 30, 2011

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On November 30, 2011, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted the matter to Council.

ADMINISTRATIVE REPORT

Title: **Annual Report for 2011 on Community Groups Occupying City-owned Facilities – By – Law 89/2005**

Critical Path: **EPC, Council**

AUTHORIZATION

Author	Department Head	CFO	CAO
J. Zabudney	B. Thorgrimson	N/A	D. Joshi, COO

RECOMMENDATIONS

1. That Council amend the table in Section 2 of the Community Groups Occupying City-owned Facilities By-Law 89/2005 by:

   (a) adding Grant's Old Mill – 2777 Portage Avenue
   (b) adding St. James Historical Museum – 3180 Portage Avenue
   (c) adding Phoenix Soccer Club – 900 Raleigh Street
   (d) adding Winnipeg Aboriginal Sport Recreation Association Inc. – 100 Sinclair Street
   (e) adding Valley Gardens Community Center – 218 Antrim Road
   (f) deleting Anderson Park Recreation Building Soccer - 900 Raleigh Street

2. That the City Solicitor/Director of Legal Services Department be requested to prepare the necessary amending by-law for submission to Council.

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

REASON FOR THE REPORT

At its meeting held on April 27, 2005, Council approved the recommendations within an Administrative Report dealing with Community Groups Occupying City-owned Facilities and By-law 89/2005, (the "By-law"). The By-law requires the Director of the Planning, Property and Development Department to annually review the list of non-profit organizations contained in the By-law for the purpose of determining whether the organizations continue to use the corresponding properties.

The Director of the Planning, Property and Development Department has completed this review and has identified a number of issues that require changes to the By-law 89/2005 for 2011.

In accordance with the procedural rules of By-law 89/2005, this Report is being submitted to Council for approval.

IMPLICATIONS OF THE RECOMMENDATIONS

The Department has determined that there is no general, policy, regulatory, environmental, human resource or financial implications to this report.

Upon approval by Council, the following Community Groups Occupying City-owned Facilities will be added or deleted to/from By-Law 89/2005, which is a By-law exempting from property tax occupiers of City –owned facilities:

(a) adding Grant's Old Mill – 2777 Portage Avenue
(b) adding St. James Historical Museum – 3180 Portage Avenue
(c) adding Phoenix Soccer Club – 900 Raleigh Street
(d) adding Winnipeg Aboriginal Sport Recreation Association Inc. – 100 Sinclair Street
(e) adding Valley Gardens Community Center – 218 Antrim Road
(f) deleting Anderson Park Recreation Building Soccer - 900 Raleigh

HISTORY

- Properties owned and occupied by the City are exempt from municipal and school taxes pursuant to the Municipal Assessment Act (MAA).
- In 2000, the City requested that the Province of Manitoba amend the MAA to provide for exemptions for City-owned properties that were occupied by non-profit groups operating community centres.
- In 2004, the Province of Manitoba amended the MAA to eliminate the restriction on the exemption for City-owned properties occupied by non-profit groups operating community centres. However, the amendment is only applicable where the groups and properties are identified in a By-law.
- At its meeting held on April 27, 2005, Council approved a list, prepared by the Public Service, of properties and occupiers for exemption.
- A copy of the current By-law 89/2005, including a listing of Community Groups as approved by Council on May 19, 2010, is attached.

FINANCIAL IMPACT

Financial Impact Statement Date: November 10, 2011

Project Name:

Annual Report for 2011 on Community Groups Occupying City-owned Facilities – By – law 89/2005

COMMENTS:

The recommendations contained in this report include that Council amend the table in Section 2 of the Community Groups Occupying City-owned Facilities By-Law 89/2005 by:

(a) adding Grant's Old Mill – 2777 Portage Avenue
(b) adding St. James Historical Museum – 3180 Portage Avenue
(c) adding Phoenix Soccer Club – 900 Raleigh Street
(d) adding Winnipeg Aboriginal Sport Recreation Association Inc. – 100 Sinclair Street
(e) adding Valley Gardens Community Center – 218 Antrim Road
(f) deleting Anderson Park Recreation Building Soccer - 900 Raleigh Street

There are no direct financial implications associated with the recommendations contained in this report.

"Original Signed By"
Mike McGinn, CA
Manager of Finance

CONSULTATION

In preparing this report there was consultation with:

None

SUBMITTED BY

Department	Planning, Property and Development
Division	Real Estate
Prepared by:	Barry Lucyk
Date:	November 15, 2011
File No.	n/a

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