Minute No. 29
Report – Executive Policy Committee – October 26, 2011

Item No. 4 **Opening – North side of Logan Avenue between McPhillips and Warnock Streets**
(Point Douglas Ward)
File DAO 8/2011

COUNCIL DECISION:

Council concurred in the recommendation of the Executive Policy Committee and adopted the following:

1. That the Director of Legal Services and City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street opening in accordance with Misc. Plan No. 13972/1.

2. 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 – October 26, 2011

DECISION MAKING HISTORY:

Moved by His Worship Mayor Katz,

That the recommendation of the Executive Policy Committee be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On October 26, 2011, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted the matter to Council.

ADMINISTRATIVE REPORT

Title: **DAO 8/2011: TO SEEK COUNCIL APPROVAL FOR THE PROPOSED OPENING OF THE NORTH SIDE OF LOGAN AVENUE BETWEEN MCPHILLIPS AND WARNOCK STREETS**

Critical Path: **EXECUTIVE POLICY COMMITTEE – COUNCIL**

AUTHORIZATION

Author	Department Head	CFO	CAO
S. Dueck	B. Thorgrimson	N/A	D. Joshi, COO

RECOMMENDATIONS

1. That the Director of Legal Services and City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street opening in accordance with the attached Misc. Plan No. 13972/1.

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

REASON FOR THE REPORT

The dedication of this property as a public street requires a by-law pursuant to Section 139 of The City of Winnipeg Charter.

IMPLICATIONS OF THE RECOMMENDATIONS

There are no policy, regulatory, environmental, human resource or general implications associated with the recommendations.

Costs associated with the street opening are the responsibility of the Public Works Department, are within the approved current and/or capital budget, and considered immaterial in nature.

All affected City departments and public utilities have considered the proposal. There are no administrative objections or conditions to the street opening.

HISTORY

The Planning, Property and Development Department is proceeding with an application on behalf of the Public Works Department to open the north side of Logan Avenue between McPhillips and Warnock Streets so identified on the attached copy of Misc. Plan No. 13972/1. The opening is required in order to accommodate transportation requirements and roadway improvements to the existing right of way.

A portion of the land required for the opening at 1057 Logan Avenue is City property. The balance of the land requirement at 305 McPhillips Street is registered in the names of Bennie Tessler and Susan Stein, as executrix of Karl Stein. The Real Estate Division has successfully completed negotiations with these property owners for the land required for the subject opening, and a Purchase and Sales Agreement is currently in place.

The subject opening forms part of the property acquisition requirements for 2011 Capital Projects recommended by the Standing Policy Committee on Infrastructure Renewal and Public Works at its meeting held on February 1, 2011 for approval by the Executive Policy Committee. On February 22, 2011, Council adopted the Report of the Executive Policy Committee dated February 16, 2011 recommending the approval of the 2011 Annual Capital Budget.

This report is submitted in accordance with the provisions of By-Law 7325/98, a by-law to amend procedures to allow certain street opening and closing applications to be submitted to the Executive Policy Committee for report to Council without the requirement to be reviewed by a Standing Policy Committee.

FINANCIAL IMPACT

Financial Impact Statement Date: September 21, 2011

Project Name:

DAO 8/2011: TO SEEK COUNCIL APPROVAL FOR THE PROPOSED OPENING OF THE NORTH SIDE OF LOGAN AVENUE BETWEEN MCPHILLIPS AND WARNOCK STREETS

COMMENTS:

The recommendations contained in this report are that the Director of Legal Services and City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street opening in accordance with the attached Misc. Plan No. 13972/1 and that the Proper Officers of the City be authorized to do all things necessary to effect the intent of the foregoing.

Costs associated with the street opening are the responsibility of the Public Works Department and are within the approved current and/or capital budget and considered immaterial in nature.

As such, there are no financial implications associated with this report.

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

CONSULTATION

In preparing this report there was consultation with:

Internal Consultation:

Corporate Finance
Public Works
Water and Waste
Transit

External Consultation:

Manitoba Hydro, Centra Gas, MTS Allstream and Shaw Cablesystems

SUBMITTED BY

Department:	Planning, Property and Development
Division:	Development and Inspections
Prepared by:	Bohdan Buyachok, Real Property Officer
Date:	September 23, 2011
File No.	7710

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Aerial View of Subject Opening



Miscellaneous Plan

