CONSIDERATION OF REPORT OF THE

EXECUTIVE POLICY COMMITTEE

On motion of Mayor Norrie, the Report of the Executive Policy Committee, dated January 15th, 1992, was considered clause by clause.

West Committee Room,
Council Building, Winnipeg,
January 15th, 1992.

His Worship the Mayor and Councillors:-

Your Executive Policy Committee submits the following Report and recommends:-

Membership - Emergency Control Committee. File PE-1

380 - 1. On December 20th, 1989, Council adopted Clause 6 of the Report of your Executive Policy Committee, dated December 13th, 1989, regarding the Emergency Control Committee.

Clause 6 established the following as members of the Committee:-

His Worship the Mayor
Deputy Mayor
Chairman of the Committee on Works and Operations
Chief Commissioner
Commissioner of Protection, Parks and Culture
Commissioner of Works and Operations
Commissioner of Finance and Administration
Commissioner of Planning and Community Services

Each of the members is allowed a designate to represent them.

Since Council adopted the above Committee, the responsibility of Chief Co-ordinator for Emergencies has been assigned to the Commissioner of Protection, Parks and Culture. It would, therefore, seem logical that the Chairman of the Committee on Protection, Parks and Culture also be a member of the Emergency Control Committee.

Your Executive Policy Committee recommends that the Chairman of the Committee on Protection, Parks and Culture be added to the Emergency Control Committee.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

City Representative on The Taxicab Board. File GC-7

381 - 2. In a letter dated February 19th, 1991, to His Worship Mayor W. Norrie, Q.C., Mr. D. S. Norquay, Chairman of The Taxicab Board, expressed concern regarding the absence of Council's representative at monthly meetings of The Taxicab Board. Mr. Norquay suggested that in order to obtain relevant input from City representation, the Director of Streets and Transportation be appointed by Council to The Taxicab Board. Mayor Norrie referred this letter to the Committee on Works and Operations.

On March 12th, 1991, the Committee on Works and Operations received the matter as information since appointments to The Taxicab Board are within Council's jurisdiction.

Report of the Executive Policy Committee, dated January 15th, 1992.

The Taxicab Board is an independent, economic, regulatory tribunal established under The Taxicab Act dealing with issues such as issuing taxicab licenses, the maximum number of taxicab licenses to be issued, issuing taxicab driver's licenses, training taxicab drivers, regulating taxi fares, establishing taxi vehicle standards, checking taxicabs and taxicab meters, dealing with complaints against taxicab operators, disciplining taxicab operators, and maintaining liaison with the taxicab industry, user interest groups, other taxicab regulatory agencies and governments. In addition, The Taxicab Board has authorized advertising on taxicabs, established specifications for taxicab safety shields, and published a report on taxicab service and regulation.

Section 3(2) of The Taxicab Act states:-

"3(2) The board shall, subject to subsection (3), be composed of

(a) a member of the council of The City of Winnipeg nominated by the council;
(b) the chief constable of the police force of The City of Winnipeg;
(c) three other persons appointed by the Lieutenant Governor in Council."

Mr. Norquay has verbally advised the Streets and Transportation Department of the desirability for the City's representative on The Taxicab Board to have background and experience in urban economics and/or transportation policy. There are occasions when traffic matters, such as the need for additional taxi stands, are included on the Board's agenda.

The Taxicab Board deals primarily with issues related to taxicab transportation service in the City and taxicab policy rather than with transportation engineering issues. The expertise of a transportation engineer, such as the Director of Streets and Transportation, does not appear to be a requirement for membership on the Board. Should traffic related issues be scheduled for discussion by the Board, a representative of the Streets and Transportation Department could attend such a meeting.

Your Executive Policy Committee recommends that the City's representative on The Taxicab Board continue to be a member of Council rather than a representative of the Streets and Transportation Department.

For the information of Council, Councillor J. Yuen was appointed to the Taxicab Board by Council on November 6th, 1991.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Winnipeg Core Area Initiative – Winnipeg Inner City Foundation.
File FR-3

382 - 3. Council on November 27th, 1991, referred the following motion to your Executive Policy Committee, namely:-

Moved by Councillor Selinger,
Seconded by Councillor Hyman,

"WHEREAS the Inner City Foundation was an integral part of the 2nd Core Area Initiative;

AND WHEREAS the Inner City Foundation was intended to serve as a mechanism to create long term resources to address inner-city needs;

AND WHEREAS poverty and socio-economic disparity are again on the increase in Winnipeg and particularly the inner city;

AND WHEREAS long term resources are still required to address inner-city needs and issues;

Report of the Executive Policy Committee, dated January 15th, 1992.

THEREFORE BE IT RESOLVED that the next Core Area Agreement set aside a significant amount of resources in order of at least five million dollars, for the establishment of a Winnipeg Inner City Foundation."

Your Executive Policy Committee recommends that the above motion be amended by deleting the final paragraph and inserting the following therein, namely:-

"THEREFORE BE IT RESOLVED that the next Core Area Agreement set aside a significant amount of resources for the establishment of a Winnipeg Inner City Foundation.", and that Council endorse the motion as amended, in principle.

For the information of Council, your Executive Policy Committee has laid over the issue concerning the establishment of a "Foundation" pending the receipt of particulars relative to a Third Core Area Agreement.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Provincial Grants - Unconditional and Transit Grants. File FR-1

383 - 4. Historically, The City of Winnipeg has received the Unconditional and Transit Grants from the Province of Manitoba during the middle of May, August, November and at the end of December each year. The reasons given by the Province of Manitoba for the timing of the grant payments are as follows:-

1. The Provincial budget is approved around March 31st of each year, and therefore, the initial quarterly payment to the City cannot be made before April 1st of each year.

2. Grants have been paid out around the same time period, therefore, the second and third instalments are made quarterly following the initial payment.

3. The final instalment is made at the end of December due to the City's year-end, i.e. December 31st.

If the recommended dates are accepted, the City would then front-end all costs for the first half of the year for 105 days before receiving half of the annual grants. The City would then have the use of the Provincial funds for 75 days before mid-year. In the second half, the City would front-end for 77 days and utilize Provincial funds for 107 days.

This method of funding is unlike the payments made to the Public Schools Finance Board under The Public Schools Act. Commencing July 31st and ending January 31st, The City of Winnipeg pays, monthly, to the Public Schools Finance Board the education support levy.

In 1990, the Finance Board received $137,979,339.00, paid out as follows:-

July, 1990	$118,662,232.00
August, 1990	3,090,737.00
September, 1990	1,462,581.00
October, 1990	2,249,063.00
November, 1990	1,862,721.00
December, 1990	538,119.00
January, 1991	10,113,886.00

These amounts are based on the current percentage of realty tax collected, with the remaining balance paid in January. The amount paid during 1990 was for the July 1990 to June 1991 school year and resulted in the payments by the City front-ending the financing of the schools.

Report of the Executive Policy Committee, dated January 15th, 1992.

The Transit and Unconditional Grants are received by the City in the second half of fiscal year for the current year's operations, unlike the Public Schools Finance Board payments. In 1990, if the above recommendations had been in place, the City would have received an additional $1,028,405.00 in interest based on the following schedule:-

Date Grant Received	Recommended Date Grant Should be Received	Difference In Days	Interest Lost Due to Delay in Payment of Grant
May 16	April 15	31	$ 95,266.00
Aug. 16	April 15	123	416,038.00
Nov. 16	Sept. 15	62	204,635.00
Dec. 31	Sept. 15	107	312,466.00
			$1,028,405.00

The Library, Social Assistance and Dutch Elm Disease Grants are received on a timely basis, after the Province has been billed by The City of Winnipeg.

Also for the information of Council, the City's Investment/Borrowing rate was used to determine the interest amount:-

April, 1990	12.82%
May, 1990	13.38%
June, 1990	13.61%
July, 1990	13.66%
August, 1990	13.48%
September, 1990	12.89%
October, 1990	12.58%
November, 1990	12.39%
December, 1990	11.95%

Your Executive Policy Committee recommends for the reasons outlined above, that the Province of Manitoba be requested to submit payment to The City of Winnipeg for the Unconditional and Transit Grants by April 15th and September 15th of each year.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Selkirk Avenue Business Improvement Zone - Management Board - Appointment of Council Representative. File FL-7.5

384 - 5. On December 18th, 1991, Council passed the following motion, namely:-

"WHEREAS Council on September 25th, 1991, passed By-law No. 5770/91, a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the 'Selkirk Avenue Business Improvement Zone', and establish a Management Board for the Zone;

AND WHEREAS Section 6(1)(b) of the by-law provides that the membership shall consist of seven (7) members who each shall be from a business which is located in the Zone, and who shall be appointed in accordance with the process provided in Sections 8 to 11 inclusive, of By-law No. 5770/91;

AND WHEREAS nominations for Zone Board members were received in the Office of the Clerk from seven persons from amongst the businesses in the Zone;

AND WHEREAS Section 9(4) of the by-law provides that if the number of persons nominated is seven (7) or less, then those nominated shall be considered to be selected by acclamation and the names of those persons selected by acclamation shall be forwarded to Council for appointment;

Report of the Executive Policy Committee, dated January 15th, 1992.

AND WHEREAS Section 7(c) of the by-law provides that the initial term of office of the seven zone board members shall be as follows:-

(i) Three (3) Zone Board members shall hold office from the date of appointment to the first meeting of Council in January, 1993;

(ii) Four (4) Zone Board members shall hold office from the date of appointment to the first meeting of Council in January, 1994;

AND WHEREAS the seven persons deemed selected by acclamation are:

FUENTES, Lita
JACKSON, Brian
MICAL, Stephen
SAURETTE, Ray
TODASCHUK, Sylvia,
TORRES, Rudy,
WARD, Eleanor

NOW THEREFORE BE IT RESOLVED that the matter of term of office of the seven board members be referred to the Executive Policy Committee for recommendation in this regard;

NOW THEREFORE BE IT FURTHER RESOLVED that the matter of appointment of a Member of Council to the Management Board of the Selkirk Avenue Business Improvement Zone be also referred to the Executive Policy Committee for recommendation."

Your Executive Policy Committee recommends:-

1. That the following Zone Board members hold office from the date of appointment to the first meeting of Council in January, 1993, namely:-

FUENTES, Lita
JACKSON, Brian
MICAL, Stephen

2. That the following Zone Board members hold office from the date of appointment to the first meeting of Council in January, 1994, namely:-

SAURETTE, Ray
TODASCHUK, Sylvia
TORRES, Rudy
WARD, Eleanor

Your Executive Policy Committee further recommends that Councillor John Prystanski be appointed Council's representative to the Management Board of the Selkirk Avenue Business Improvement Zone.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Proposed Reduction of Travel Budgets for the year 1992. File FE(1992)

385 - 6. On November 27th, 1991, Council referred the following motion to your Executive Policy Committee, namely:-

"WHEREAS the City of Winnipeg will be facing tough economic times over the next fiscal year;

THEREFORE BE IT RESOLVED that all travel budgets for the City of Winnipeg, all departments and all Councillors including the Mayor's office, be cut by 50% for the year 1992."

Report of the Executive Policy Committee, dated January 15th, 1992.

On January 8th, 1992, your Executive Policy Committee tabled the referenced motion for discussion during budget deliberations and has requested a brief report from the Chief Commissioner on travel expense in general and the impact of such a proposal.

Your Executive Policy Committee recommends that Council grant your Committee an extension of time of 60 days in order to deal with this matter.

Moved by Mayor Norrie,
Adoption of the clause.

In amendment,

Moved by Councillor Kaufmann,
Seconded by Councillor Mitchelson,

That the clause be amended by deleting the figure and word "60 days" where they appear in the last line of the clause and replacing same with the figure and words "21 days or the next meeting of Council, whichever occurs first."

The amendment was put.

Councillor Mendelson called for the yeas and nays, which were as follows:-

Yea: Councillors Boychuk, Demare, Fraser, Kaufmann, Mendelson, Mitchelson, O'Shaughnessy, Reese and Timmers. 9

Nay: Councillors Wade, Brown, Clement, Diamant, Duguid, Fleisher, Gilroy, Hyman, Lazarenko, Lorenc, Murray, Prystanski, Selinger, Thomas, Young, Yuen, Mayor Norrie and Councillor Eadie. 18

and the amendment was declared lost.

The motion for the adoption of the clause was put and declared carried.

Downtown Winnipeg Business Improvement Zone - Proposed 1992 Budget and Programs.
File FL-7.4 (Vol. 3)

386 - 7. On January 25th, 1989, Council adopted By-law No. 5080/89, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Downtown Winnipeg Business Improvement Zone" and to establish a Management Board for the Zone.

The Downtown Winnipeg Business Improvement Zone held its Annual General Meeting on October 23rd, 1991, at which time unanimous consent was given to the Zone's proposed budget and programs for 1992.

On November 27th, 1991, Council requested the City Centre-Fort Rouge Community Committee to conduct a public meeting to hear representations in respect to the Downtown Winnipeg Business Improvement Zone's proposed program, zone levy and budget estimates.

On December 17th, 1991, the City Centre-Fort Rouge Community Committee passed the following motion:-

"WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for Downtown Winnipeg Business Improvement Zone was duly advertised in The Winnipeg Free Press on Monday, December 2nd, 1991, in accordance with Section 17 of By-law No. 5080/89;

AND WHEREAS no objections were received in respect to the Board's proposals;

NOW THEREFORE BE IT RESOLVED that the City Centre-Fort Rouge Community Committee unanimously recommend to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Downtown Winnipeg Business Improvement Zone, adjusted so that the lands at the south west corner of Broadway and Osborne Street are not included, be ratified by Executive Policy Committee and City Council."

Report of the Executive Policy Committee, dated January 15th, 1992.

Your Executive Policy Committee recommends that the proposed program, zone levy and budget estimates for the Downtown Business Improvement Zone, be adjusted so that the lands at the south west corner of Broadway and Osborne Street are not included, and that program, zone levy and budget estimates as adjusted, be adopted. (Copy previously forwarded to all members of Council.)

Your Committee also recommends that the Proper Officers of the City be authorized to do all things necessary to implement the above recommendation.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Osborne Village Business Improvement Zone - Proposed 1992 Budget and Programs. File FL-7.3 (Vol. 2)

387 - 8. On December 20th, 1989, Council adopted By-law No. 5322/89, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Osborne Village Business Improvement Zone" and to establish a Management Board for the Zone.

A General Budget meeting of the Board was held on October 8th, 1991, in accordance with Section 16 of said By-law No. 5322/89. At the meeting the proposed 1992 programs and budget estimates were approved.

On November 6th, 1991, Council requested the City Centre-Fort Rouge Community Committee to conduct a public meeting to hear representations in respect to the Osborne Village Business Improvement Zone's proposed program, zone levy and budget estimates.

On December 17th, 1991, the City Centre-Fort Rouge Community Committee passed the following motion:-

"WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Osborne Village Business Improvement Zone was duly advertised in The Winnipeg Free Press on Monday, December 2nd, 1991, in accordance with Section 17 of By-law No. 5322/89;

AND WHEREAS no objections were received in respect to the Board's proposals;

NOW THEREFORE BE IT RESOLVED that the City Centre-Fort Rouge Community Committee unanimously recommend to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Osborne Village Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Your Executive Policy Committee recommends that the proposed program, zone levy and budget estimates for the Osborne Village Business Improvement Zone, be adopted. (Copy of material previously forwarded to all members of Council.)

Your Committee also recommends that the Proper Officers of the City be authorized to do all things necessary to implement the above recommendation.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Report of the Executive Policy Committee, dated January 15th, 1992.

Corydon Avenue Business Improvement Zone - Proposed 1992 Budget and Programs. File FL-7.2 (Vol. 2)

388 - 9. On March 7th, 1990, Council adopted By-law No. 5378/90, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Corydon Avenue Business Improvement Zone" and to establish a Management Board for the Zone.

The Annual General Meeting for the Zone was held on October 7th, 1991, at which time the 1992 program and budget estimates were approved in accordance with By-law No. 5378/90.

On November 6th, 1991, Council requested the City Centre-Fort Rouge Community Committee to conduct a public meeting to hear representations in respect to the Corydon Avenue Business Improvement Zone's proposed program, zone levy and budget estimates.

On December 17th, 1991, the City Centre-Fort Rouge Community Committee passed the following motion:-

"WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Corydon Avenue Business Improvement Zone was duly advertised in The Winnipeg Free Press on Monday, December 2nd, 1991, in accordance with Section 17 of By-law No. 5378/90; And Whereas no objections were received in respect to the Board's proposals;

NOW THEREFORE BE IT RESOLVED that the City Centre-Fort Rouge Community Committee unanimously recommend to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Corydon Avenue Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Your Executive Policy Committee recommends that the proposed program, zone levy and budget estimates for the Corydon Avenue Business Improvement Zone, be adopted. (Copy of material previously forwarded to all members of Council.)

Your Committee also recommends that the Proper Officers of the City be authorized to do all things necessary to implement the above recommendation.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Ellice Avenue/Sargent Avenue Business Improvement Zone - Proposed 1992 Budget and Programs. File FL-7.7 (Vol. 1)

389 - 10. On March 6th, 1991, Council adopted By-law No. 5650/91, being a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Ellice Avenue/Sargent Avenue Business Improvement Zone" and to establish a Management Board for the Zone.

On October 19th, 1991, the Zone held its Annual General Meeting at which time the proposed budget for the period January 1st, 1992 to December 31st, 1992, was approved.

On November 6th, 1991, Council requested the City Centre-Fort Rouge Community Committee to conduct a public meeting to hear representations in respect to the Ellice Avenue/Sargent Avenue Business Improvement Zone's proposed program, zone levy and budget estimates.

On December 17th, 1991, the City Centre-Fort Rouge Community Committee passed the following motion:-

Report of the Executive Policy Committee, dated January 15th, 1992.

"WHEREAS a public meeting to review the proposed program, zone levies and budget estimates for the Ellice Avenue/Sargent Avenue Business Improvement Zone was duly advertised in The Winnipeg Free Press on Monday, December 2nd, 1991, in accordance with Section 17 of By-law No. 5650/91;

AND WHEREAS no objections were received in respect to the Board's proposals;

NOW THEREFORE BE IT RESOLVED that the City Centre-Fort Rouge Community Committee unanimously recommend to Executive Policy Committee that the proposed program, zone levy and budget estimates for the Ellice Avenue/Sargent Avenue Business Improvement Zone, as adopted, be ratified by Executive Policy Committee and City Council."

Your Executive Policy Committee recommends that the proposed program, zone levy and budget estimates for the Ellice Avenue/Sargent Avenue Business Improvement Zone, be adopted. (Copy of material previously forwarded to all members of Council.)

Your Committee also recommends that the Proper Officers of the City be authorized to do all things necessary to implement the above recommendation.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Policy - Use of the Name –
The City of Winnipeg. File GC-10

390 - 11. The City Auditor, in a report dated October 17th, 1990, to the Committee on Finance and Administration, dealing with the lease of land at the corner of St. Mary's Road and Carriere Avenue and the operation of a recycling project, suggested that a policy should be adopted by City Council concerning:-

1. Circumstances under which the name "City of Winnipeg" may be used by City Councillors on signs for fund raising or any other purpose.

2. Accountability for funds raised from projects where the name of The City of Winnipeg is used.

3. Authority for individual Councillors to allocate the funds raised, to individual organizations or persons.

4. Which Committee would be responsible to authorize these types of projects.

On November 6th, 1990, the Committee on Finance and Administration laid over consideration of the report from the City Auditor, dated October 17th, 1990, pending receipt of further information.

On May 14th, 1991, the Committee on Finance and Administration received the Acting City Auditor's preliminary report of May 13th, 1991. In light of that action, the City Solicitor was instructed to examine and make recommendations on the policy issues raised by the Acting City Auditor.

On September 11th, 1991, your Executive Policy Committee considered and approved the following recommendation from the Chief Commissioner:-

"That Council adopt a policy providing that anyone wishing to use the City's name, logo or property for fund raising or other purposes, first obtain approval of the Executive Policy Committee."

In considering the above recommendation, your Executive Policy Committee requested the Board of Commissioners to report back on the following:-

1. Accountability for funds raised from projects where the name of The City of Winnipeg is used.

2. Authority for individual Councillors to allocate the funds raised, to individual organizations or persons.

3. Which Committee would be responsible to authorize these types of projects.

Report of the Executive Policy Committee, dated January 15th, 1992.

On September 25th, 1991, Council adopted the above recommendation providing that anyone wishing to use the City's name, logo or property for fund raising or other purposes, first obtain approval of the Executive Policy Committee.

As a result of the policy adopted by Council on September 25th, 1991, concern has been expressed that the Executive Policy Committee may be faced with considering numerous requests from individuals or organizations wishing to use the City's name, logo or property for fund raising or other purposes.

There has also been concern expressed that there are a number of established practices affected by the policy adopted by Council on September 25th, 1991.

On March 21st, 1973, Council passed a policy which reads as follows:-

> ".... that His Worship the Mayor be authorized, where he considers it in the interests of the City to do so, to grant permission to any person to use the City's Coat of Arms and Crest in conjunction with the name of the City of Winnipeg for souvenir purposes on such brochures and other articles as he may consider appropriate for the purpose."

Therefore, requests to use the City's logo in conjunction with the name of the City of Winnipeg have in the past been processed through the Mayor's office.

The Mayor's office also makes arrangements to accommodate functions at City Hall dealing with numerous volunteer groups who use portions of the grounds or the Council Building.

Some organizations obtain permission through the Committee on Finance and Administration for special parking arrangements, thereby using City property for fund raising purposes.

Local Community Committees allow the use of their Committee meeting locations for various non-profit organizations and/or volunteer groups usage. Many are utilized for fund raising and other purposes.

The policy as adopted by Council on September 25th, 1991, requires that all such requests be considered by your Executive Policy Committee. Due to the number and the undue work this will create for your Executive Policy Committee, it is felt that past-practice with respect to the use of City property by private individuals and organizations should be retained. However, it is felt that a separate policy should be established dealing with such requests from elected officials. Due to the importance of credibility and public trust, elected officials must avoid even the appearance of impropriety.

Mr. Justice Goodearle in dealing with a conflict of interest situation commented as follows:-

> ".... any municipally elected official must exercise a level of constraint much greater than that of the average citizen, exercising what has often been described as reasonable care to duty."

Your Executive Policy Committee recommends:-

1. That the policy adopted by Council on September 25th, 1991, providing that anyone wishing to use the City's name, logo or property for fund raising or other purposes first obtain approval of the Executive Policy Committee, be rescinded.

2. That the policy adopted by Council on March 21st, 1973, authorizing the Mayor "to grant permission to any person to use the City's Coat of Arms and Crest in conjunction with the name of the City of Winnipeg for souvenir purposes on such brochures and other articles as he may consider appropriate for the purpose", be amended:-

   a) to restrict the granting of permission to private individuals, organizations, corporations, etc.

   b) to expand the purpose to include fund raising or other purposes.

3. That Council hereby adopt a policy to provide that Councillors wishing to use the City's name, logo or property for fund raising or other purposes, first obtain approval of your Executive Policy Committee.

Report of the Executive Policy Committee, dated January 15th, 1992.

4. In conjunction with recommendation 3. and to ensure accountability for funds raised from projects and an understanding of how The City of Winnipeg name will be used, the Councillors making application to Executive Policy Committee must submit a business plan which discloses:-

   a) The manner in which the City of Winnipeg name will be used.

   b) Time frame of the project.

   c) The manner in which funds will be raised.

   d) The intended use of the funds raised.

   e) A pro forma income and expense statement.

   f) Name and addresses of all the principals involved in the project.

Your Executive Policy Committee further recommends that the allocation of the funds raised to individual organizations or persons by a Councillor shall be clearly identified in the business plan submitted to and approved by the Executive Policy Committee and will be public information. An audited financial statement submitted subsequent to the project shall confirm the allocation of funds.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Amendment to the City of Winnipeg Act - Fiscal Year End. File GL-5.1

391 - 12. On June 12th, 1991, His Worship Mayor W. Norrie, Q.C., wrote to the Minister of Urban Affairs advising that Council on April 17th, 1991, adopted the following motion outlining an additional proposed amendment to the Act:-

"That the amendments to The City of Winnipeg Act include a clause which allows the City of Winnipeg the discretion to establish its own date for the year end of its financial year."

On August 14th, 1991, the Minister of Urban Affairs wrote to His Worship Mayor Norrie advising that the 1992 legislative agenda of amendments to The City of Winnipeg Act would be limited in scope but that among the legislation being considered is the provision to enable the City to establish its own financial year end.

Your Executive Policy Committee recommends that Council reiterate its previous decision and request the Province of Manitoba to amend The City of Winnipeg Act to include permissive legislation that will allow The City of Winnipeg the discretion to establish and fix its own date for its financial year end.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Report of the Executive Policy Committee, dated January 15th, 1992.

Fees and Charges - The City of Winnipeg
File E-1

392 - 13. On October 30th, 1991, the Chief Commissioner advised all members of Council and Department Heads that the Board, in cooperation and consultation with all departments had prepared a comprehensive listing of fees and charges levied by The City of Winnipeg.

At the same time, the Chief Commissioner forwarded a copy of the "Fees and Charges Manual" as prepared by the Research Branch of The Board of Commissioners.

The manual will be updated, annually, in September. The long- term objective is to keep everybody advised of approved rates and fees to apply in the following calendar year. The main objective is to encourage planning and avoid surprises.

It is obvious after reviewing the "Fees and Charges Manual" that it is practically impossible to review all fees and charges on an annual basis as it would be too time-consuming.

It is, however, also very important to keep the fees and charges as current as possible and, therefore, the following recommendation that same be increased by the rate of inflation on an annual basis is submitted. This will not remove the need to review, at least every three years, all fees and charges to ensure that they are still appropriate and/or applicable.

Your Executive Policy Committee recommends:-

1. That all fees and charges for The City of Winnipeg be reviewed at least once every three years.

2. That said fees and charges increase automatically, annually, by the rate of inflation, unless a review indicates otherwise.

Moved by Mayor Norrie,
Adoption of the clause.

Councillor Mitchelson asked that the recommendations be voted on separately.

Recommendation No. 1 was put.

Councillor Boychuk called for the yeas and nays, which were as follows:-

Yea: Councillors Wade, Boychuk, Clement, Demare, Douglas, Duguid, Fleisher, Fraser, Gilroy, Golden, Hyman, Kaufmann, Lazarenko, Lorenc, Mendelson, Mitchelson, Murray, Prystanski, Selinger, Thomas, Timmers, Yuen, Mayor Norrie and Councillor Eadie. 24

Nay: Councillor Reese. 1

and Recommendation No. 1 was declared carried.

Recommendation No. 2 was put.

Councillor Boychuk called for the yeas and nays, which were as follows:-

Yea: Councillors Wade, Clement, Demare, Douglas, Duguid, Fleisher, Fraser, Gilroy, Hyman, Kaufmann, Lazarenko, Lorenc, Mendelson, Murray, Prystanski, Selinger, Thomas, Timmers, Yuen, Mayor Norrie and Councillor Eadie. 21

Nay: Councillors Boychuk, Golden, Mitchelson and Reese. 4

and Recommendation No. 2 was declared carried.

Report of the Executive Policy Committee, dated January 15th, 1992.

Safe City Committee. File GF

393 - 14. Council on November 27th, 1991, referred the following motion to your Executive Policy Committee:-

"WHEREAS the personal safety and security for women and children must become a guiding principle in all municipal decision-making and should be included in the revisions to Plan Winnipeg, the City of Winnipeg's overall policy document;

AND WHEREAS the participation of citizens must become a guiding principle to making Winnipeg a safer city for women and children. The Fact Finding Group believes that a participatory City is a safer City;

THEREFORE BE IT RESOLVED THAT THE City of Winnipeg establish a Safe City Committee to promote the personal safety and security of women and children in all areas over which the City has jurisdiction and to promote community participation and co-operation in making personal safety and security a priority. This shall include policies, programs, regulation, planning and by-laws;

BE IT FURTHER RESOLVED that this Committee be composed of City Councillors, representatives from City Departments, and community representatives and be accountable to City Council;

BE IT FURTHER RESOLVED that the composition of the safe City Committee shall be at least fifty percent women;

BE IT FURTHER RESOLVED that the priority of the Safe City Committee is to monitor and implement the recommendations contained within the report;

BE IT FURTHER RESOLVED that City Council authorize the designation of a staff position with exclusive responsibility for the facilitation of this Committee."

Your Executive Policy Committee has appointed a Consultation Committee to meet with the Fact Finding Group to develop an implementation plan for the Safer City Report and the establishment of the Urban Safety Committee.

The above-named Consultation Committee was to report back to your Executive Policy Committee on or before the first meeting of the Committee in January, 1992.

The Consultation Committee has not submitted its report to your Executive Policy Committee and in accordance with the Procedure By-law, your Committee requests an extension of time of 60 days to deal with the matter.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Report of the Executive Policy Committee, dated January 15th, 1992.

Manitoba Children's Museum
File FG-1.1(M)

394 - 15. In a communication, dated February 25th, 1991, the Chairperson of the Manitoba Children's Museum requested The City of Winnipeg to give consideration to an increased operating grant and also a tax exemption on its new facility in the former B & B Building at the Forks. In subsequent discussion, it became apparent that the City's participation in funding new building construction would be essential if the project is to proceed on a stand-alone basis.

The Manitoba Children's Museum is a hands-on museum for children aged two to thirteen. Similar operations are located in Hamilton, Ottawa and London, Ontario, as well as many states in the United States of America.

The Manitoba Children's Museum is an incorporated company with charitable status. Funding is from various foundations, corporate donations and the sale of memberships.

In November of 1989, the Manitoba Children's Museum submitted a development plan to The Forks Renewal Corporation, and to the relevant government funding authorities for expansion and relocation to the former B & B Building. This development plan reflected results of a feasibility planning study jointly funded by the Winnipeg Core Area Initiative, The Forks Renewal Corporation and the Manitoba Children's Museum.

The 1989 report described the background of children's museum development in North America and the Manitoba Children's Museum major successes since opening in 1986. The Manitoba Children's Museum's present development needs for sustained development in response to demonstrated market demand were identified, including:

- an appropriate permanent site;
- expanded exhibit space capability;
- expanded visitor support areas;
- expanded staff support areas.

The report concluded that the Forks offered the Manitoba Children's Museum an ideal site to meet its present development needs and that this development would also offer activities highly suited for the B & B Building site at the Forks.

The report projected that the expanded and relocated museum would retain its capability to recover approximately one-half of its operating expenses through earned revenue, assuming that the Manitoba Children's Museum successfully applied for exemption from all realty taxes on its land and building.

Extensive discussions with Provincial authorities indicated a need for modifications to the 1989 development plan. In August, 1990, a twenty page technical report for the Manitoba Children's Museum presented a revised building plan, and in October, 1990, a revised business plan was submitted to the Provincial Minister, with a target to move to the Forks in the Fall of 1992. The plan reflected the revised building plan and the operating plan, including consideration of possible leased space plus higher donations and membership fees in order to remove the need for expanded annual operating grants.

In January, 1991, in response to Provincial Government requests for a reduction of Phase I capital costs, the Manitoba Children's Museum development plan was further revised to include lease of floor space in the new building to the Tourism Information Centre proposed under the joint Federal/Provincial Tourism Agreement. This change necessitated the Manitoba Children's Museum to reduce its requirements of square footage in order to facilitate lease of other areas in the redeveloped building.

In reviewing long-term plans for the site, the Board of the Forks Renewal Corporation came to the conclusion that a stand-alone Children's Museum would be preferable to a combination Children's Museum/Tourism Centre. Issues related to identity, security and daily operations favour a stand-alone Children's Museum. Amalgamation offers little, if any, financial advantage in terms of ongoing operational budgets. Integration is preferable over the long term. At this time, two options are under active consideration - one being a stand-alone Children's Museum which contemplates the Tourism Centre being part of the Johnson Terminal redevelopment; the other being an amalgamation of the Children's Museum and the Tourism Centre in the B & B Building.

Report of the Executive Policy Committee, dated January 15th, 1992.

The plans for the B & B Building, which are still subject to modification, anticipate 21,000 square feet of development. If the Tourism Centre is incorporated into the project, 5,000 square feet will be devoted to the Tourism Centre and certain common areas with the remaining 16,000 square feet being devoted to the Museum.

Basic Grant Formula

According to the Association of Manitoba Museums, there are at least 42 community museums operating within The City of Winnipeg. Of these museums, eight are designated as civic museums and, in most instances, receive the majority of their operational funding from the City. These funds have been apportioned as follows:-

Museum	1989	1990
St. Boniface Museum	$233,736.00	$215,285.00
Transcona Museum	66,187.00	62,245.00
West Kildonan Museum	53,521.00	51,270.00
St. James/Assiniboia Museum	52,500.00	50,813.00
Grant's Old Mill Museum	12,600.00	12,195.00
Fire Service Museum	0.00	6,163.00
Total	$418,544.00	$397,971.00

The following table illustrates the attendance figures for the aforementioned facilities, together with a per capita figure determined by dividing The City of Winnipeg's operating grant by said attendance figure:-

Museum	1989		1990	
St. Boniface Museum	39,284	($ 5.95)	39,901	($ 5.40)
Transcona Museum	3,481	($19.01)	2,983	($20.87)
West Kildonan Museum	2,027	($26.40)	3,241	($15.58)
St. James/Assiniboia Museum	3,027	($17.34)	3,241	($15.68)
Grant's Old Mill Museum	N/A		N/A	
Fire Service Museum	0		0	

In addition to the aforementioned funding, the City also provides operating grants to other museums and art galleries via a cultural grants program under the auspices of the Committee on Protection, Parks and Culture. The following table illustrates those facilities which receive operational grants from the City with the bracketed figures representing what percentage the grant is of the entire operating budget.

Museum	1989		1990	
Ace Art Inc.	$ 2,200.00	(2.4%)	$ 2,100.00	(2.8%)
Main/Access Gallery Inc.	4,500.00	(5.3%)	4,400.00	(4.5%)
Manitoba Children's Museum	9,900.00	(2.1%)	9,700.00	(2.3%)
Manitoba Historical Society	5,175.00	(4.8%)	5,000.00	(5.1%)
Plug-In Inc.	8,099.00	(2.6%)	11,800.00	(4.2%)
Ukrainian Cultural & Educational Centre	17,800.00	(4.6%)	17,400.00	(3.4%)
Western Canada Aviation Museum	26,150.00	(3.2%)	25,600.00	(2.6%)
Winnipeg Art Gallery	370,000.00	(9.1%)	366,146.00	(9.2%)
Total	$433,824.00		$442,146.00	

The following table illustrates the attendance figures for the aforementioned facilities together with a per capita figure determined by dividing The City of Winnipeg's operating grant by said attendance figure:-

Report of the Executive Policy Committee, dated January 15th, 1992.

Museum	1989		1990	
Ace Art Inc.	3,000	($0.73)	3,500	($0.60)
Main/Access Gallery Inc.	2,300	($1.96)	2,700	($1.63)
Manitoba Children's Museum	141,000	($0.67)	127,000	($0.08)
Manitoba Historical Society	7,819	($0.66)	8,067	($0.62)
Plug-In Inc.	12,000	($0.67)	13,900	($0.85)
Ukrainian Cultural & Educational Centre	7,579	($2.35)	6,462	($2.69)
Western Canada Aviation Museum	19,000	($1.37)	26,000	($0.98)
Winnipeg Art Gallery	216,280	($1.71)	305,532	($1.20)

In 1987, the Winnipeg Arts Advisory Council developed and presented a three year plan for cultural funding. The objective of this plan was to bring the City's cultural grant expenditure in line with the national average through the achievement of a level of total direct contribution equal to 5% of the operating revenues of cultural organizations. This goal was to be accomplished by the end of 1989.

Given that the operating budget of the Children's Museum was $428,000.00 for 1989 and 1990, the target level of the associated operational grant from the City would be 5% of that figure, or $21,400.00. The City is presently providing approximately half of that amount. The Museum Board projects its 1993 operating budget to be in the order of $600,000.00 - $650,000.00 during its first year of operation at the Forks. This would likely be 1993 - 1994. Based on this estimate, the City's annual grant would be in the order of $30,000.00. Even at this level, it is clear that on a per capita attendance basis, the Children's Museum is deserving of City support.

This clause does not recommend that City support be tied specifically to operating expenses since these are controlled by others. However, as a base year in 1994, a grant of $30,000.00 is proposed, recognizing that this amount could be adjusted in future years in parallel with other Museum grants.

The Museum has also raised the question of the City forgiving municipal taxes.

Museums that are owned by the Crown or the City are exempt from realty taxes under Sections 21 and 22 of the Municipal Assessment Act. Alternatively, an exemption from school taxes for museums is available under Section 23 (1)(j) of the Municipal Assessment Act, providing that the premises are owned by corporations that are charitable organizations. If the Manitoba Children's Museum builds a stand-alone facility which it owns, it will not be required to pay school taxes provided its land lease includes "air rights" and is registered accordingly. On the other hand, if there is an amalgamated facility involving both the Manitoba Children's Museum and a Tourism Centre, the Museum would be renting its premises from the Forks Renewal Corporation and, therefore, it would be responsible for all realty taxes. In 1990, the City Assessor provided the following estimates for a newly renovated B & B Building, based on 28,000 square feet of development as opposed to the 21,000 square feet now contemplated. Using 1990 mill rates, it was contemplated that such a development would attract approximately $100,000.00 in total realty taxes - municipal and education.

The Manitoba Children's Museum is not liable for business tax at its present location (109 Pacific Avenue). The same status will apply for the new location.

On November 13th, 1985, Council adopted the following:-

"1. That where the Provincial Government decides entirely at its own discretion that an exemption from municipal property taxation is warranted, the resulting tax revenue loss to the City (estimated at approximately $20.8 million at 1985 rates for exemptions already mandated and in place) should be fully offset by provincially funded grants to the City; and

2. That where the City decides entirely at its own discretion that a particular group is performing some function with some identifiable benefit to the City at large which is worthy of financial assistance, such assistance be provided by way of a City grant in an amount which might equate to part or all of the group's property taxes - to be funded entirely by the City's taxpayers; and

3. That where the Federal Government decides entirely at its own discretion that an exemption from the municipal property taxation is warranted, the resulting tax revenue loss to the City (estimated at approximately $355,622.00 at 1985 rates for exemptions already mandated and in place) should be fully offset by federally funded grants to the City."

Report of the Executive Policy Committee, dated January 15th, 1992.

Since property taxes fund both municipal services and education costs and since this building may be utilized for more than simply museum purposes, it is suggested that in addition to the basic operating grant discussed above, the City provide an annual grant equal to the municipal share of property taxes for that portion of the building used for museum purposes. This formula would commence with the opening of the new facility in 1993 or 1994.

The Capital Grant Component

The cost estimates for a renovated 21,000 square foot B & B Building total $4.1 million based on the most recent information. The funding for such a facility is not yet approved, but is structured in one of two ways as described below:-

	21,000 Square Foot Stand-Alone Museum	21,000 Square Foot Museum/Tourism Combined Facility
Province	$1,000,000.00	$1,000,000.00
Western Diversification	1,000,000.00	1,000,000.00
Federal	500,000.00	500,000.00
Private Sector	800,000.00	800,000.00
Tourism	0	800,000.00
City	800,000.00	0
	$4,100,000.00	$4,100,000.00

Essentially the City's willingness to participate in the capital project becomes essential to any decision as to whether the Forks Board and the Manitoba Children's Museum Board should pursue the stand-alone option or an option which would be constructed in combination with a tourism facility. As indicated above, if the capital funds allocated for the Tourism Centre are not utilized as part of the B & B Building redevelopment, the funds would remain available for use as part of the Johnson Terminal redevelopment, at some later date.

This clause recommends that Council support the stand-alone museum approach and that City funding be provided on a matching basis to the private fundraising campaign. In addition, City funds would be provided over a maximum five-year period to a maximum of $200,000.00 in any given year. This will allow for the grant to be handled through the City's current budget. In order to avoid significant fluctuations within the budget, this funding would be incorporated within the City's existing provision for equivalency payments to the Forks Corporation, subject to adjustment over the course of the next five years. That is to say, the current proposal incorporated into the draft 1992 and subsequent budgets provides approximately $665,000.00, per year, to the Forks in equivalency payments. The revised proposal would see this $665,000.00 (1992) inflate by something less than 3% each year so that it accommodates both the matching of private sector fund raising for the Museum and the payment of present value $4,000,000.00 equivalency to the Forks Renewal Corporation over a period of about 10 years.

A final but important consideration in support of this proposal relates to its economic development and tourism impact. Using only direct revenue associated with the Museum and conservative attendance assumptions, the attached letter from Tourism Winnipeg clearly demonstrates that a new Children's Museum at the Forks would be a significant asset to The City of Winnipeg.

On January 6th, 1992, The Committees on Planning and Community Services and Protection, Parks and Culture, concurred in the following recommendations.

Report of the Executive Policy Committee, dated January 15th, 1992.

Your Executive Policy Committee recommends:-

1. That The City of Winnipeg indicate its willingness to assist the Manitoba Children's Museum with its relocation to the former B & B Building, located at the Forks, by means of matching the private sector fundraising campaign for building construction, up to a five- year total of $800,000.00, but not more than $200,000.00 in any given year, commencing in 1992.

2. That the necessary funding for the said capital grant to the Children's Museum project be accommodated by adjusting the proposed ten-year payment schedule for "equivalency" to the Forks Renewal Corporation such that the budgeted $665,000.00 in 1992 is not increased but that the annual payments thereafter are adjusted by approximately 3%.

3. That in order to assist in the financial planning for operation of a new facility, The City of Winnipeg advise of its intention to provide a annual operating grant to the Manitoba Children's Museum, in the amount of $30,000.00 for 1994, exclusive of property taxes, and that in addition to this basic operating budget grant, the City also provide an annual grant equal to the municipal share of property taxes for those portions of the building used for museum purposes.

Moved by Mayor Norrie,
Adoption of the clause.

Moved by Councillor Kaufmann,
That the clause be laid over to the next meeting of Council.

Lost.

Moved by Councillor Reese,
That Recommendation No. 2 be referred back to the Executive Policy Committee.

Lost.

The Speaker advised that each recommendation will be considered separately.

Recommendation No. 1 was put and declared carried.

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

Recommendation No. 2 was put.

Councillor Demare called for the yeas and nays, which were as follows:-

Yea: Councillors Wade, Boychuk, Brown, Clement, Douglas, Duguid, Fleisher, Fraser, Gilroy, Kaufmann, Lazarenko, Lorenc, Mendelson, Mitchelson, O'Shaughnessy, Prystanski, Selinger, Young, Yuen, Mayor Norrie and Councillor Eadie. 21

Nay: Councillors Demare, Diamant, Golden, Hyman, Murray, Reese, Thomas and Timmers. 8

and Recommendation No. 2 was declared carried.

Recommendation No. 3 was put and declared carried.

Councillor Golden asked to be recorded as having voted against the recommendation, in accordance with Section 50.7 of the Procedure by-law.

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

Report of the Executive Policy Committee, dated January 15th, 1992.

Proposed Code of Conduct By-law.
File GL-5.1

395 - 16. On December 18th, 1991, Council referred the following motion to your Executive Policy Committee, namely:-

Moved by Councillor Diamant,
Seconded by Councillor Mendelson,

"WHEREAS the citizens of Winnipeg expect their councillors to conduct themselves in an ethical manner;

AND WHEREAS it is essential that there be public confidence in the decisions made by councillors;

AND WHEREAS the City of Winnipeg does not have a Code of Conduct By- law;

NOW THEREFORE BE IT RESOLVED that:-

1. The City of Winnipeg approve in principle the enactment of a Code of Conduct By-law; and

2. The City of Winnipeg refer the draft Code of Conduct By- law (Attachment "A") to Executive Policy Committee, Community Committees and the Standing Committees of Council for comment and fine tuning; and

3. The Draft Code of Conduct By-law be presented to Council for its consideration within 60 days; and

4. The Law Department be requested to advise on the specifics of any amendments to The City of Winnipeg Act that may be required for enactment of this by-law."

Following considerable deliberation, your Executive Policy Committee recommends as follows:-

1. That the City of Winnipeg approve in principle the enactment of a Code of Conduct By-law.

2. That Council refer the draft Code of Conduct By-law (Attachment "A") to Executive Policy Committee, the Community Committees and the Standing Committees of Council for comment and fine tuning.

3. That the Draft Code of Conduct By-law, which may be amended and changed during the consultation process, be presented to Council for its consideration within 60 days.

4. That the Law Department be requested to advise on the specifics of any amendments to The City of Winnipeg Act that may be required for enactment of a Code of Conduct By-law.

5. That a separate draft Code of Conduct By-law be prepared and applicable to Senior Officers of the City of Winnipeg, i.e. Board of Commissioners, Department Heads and Assistant Department Heads.

Report of the Executive Policy Committee, dated January 15th, 1992.

Moved by Mayor Norrie,
Adoption of the clause.

Moved by Councillor Mitchelson,
That the clause be referred back to the Executive Policy Committee.

The motion to refer was put.

Councillor Fraser called for the yeas and nays, which were as follows:-

Yea:Councillors Clement, Fleisher, Fraser, Golden, Kaufmann, Lazarenko, Mitchelson and Prystanski. 8

Nay:Councillors Wade, Boychuk, Demare, Diamant, Duguid, Gilroy, Mendelson, Murray, O'Shaughnessy, Reese, Selinger, Thomas, Timmers, Young, Yuen, Mayor Norrie and Councillor Eadie. 17

and the motion to refer was declared lost.

In amendment,

Moved by Councillor Brown,
Seconded by Councillor Fleisher,

That the clause be amended as follows:-

(i) by deleting the words "and fine tuning" where they appear in the third line of Recommendation No. 2;

(ii) by substituting the words " a draft code" for the words "the draft code" where they appear in the first line of Recommendation No. 3;

(iii) by deleting the word "separate" where it appears in the first line of Recommendation No. 5.

The Speaker called the Deputy Speaker, Councillor Wade, to the Chair and left the Chamber.

The Speaker here returned to the Chamber and resumed the Chair.

Moved by Councillor Mitchelson,
That the question be now put.

Carried.

The amendment proposed by Councillors Brown and Fleisher was put.

The Speaker advised that each recommendation within the motion would be considered separately.

Recommendation (i) was put.

Councillor Clement called for the yeas and nays, which were as follows:-

Yea: Councillors Brown, Clement, Demare, Douglas, Fleisher, Fraser, Gilroy, Golden, Kaufmann, Lazarenko, Lorenc, Mitchelson, O'Shaughnessy, Prystanski, Young, Yuen, Mayor Norrie and Councillor Eadie. 18

Nay: Councillors Wade, Boychuk, Diamant, Duguid, Hyman, Mendelson, Murray, Reese, Selinger, Thomas and Timmers. 11

and the recommendation was declared carried.

Recommendation (ii) was put.

Report of the Executive Policy Committee, dated January 15th, 1992.

Councillor Clement called for the yeas and nays, which were as follows:-

Yea: Councillors Brown, Clement, Demare, Douglas, Fleisher, Fraser, Gilroy, Golden, Kaufmann, Lazarenko, Lorenc, Mitchelson, O'Shaughnessy, Prystanski, Young, Yuen, Mayor Norrie and Councillor Eadie. 18

Nay: Councillors Wade, Boychuk, Diamant, Duguid, Hyman, Mendelson, Murray, Reese, Selinger, Thomas and Timmers. 11

and the recommendation was declared carried.

Recommendation (iii) was put.

Councillor Clement called for the yeas and nays, which were as follows:-

Yea: Councillors Fraser, Gilroy, Golden, Kaufmann, Lazarenko, Lorenc and Mitchelson. 7*

Nay: Councillors Wade, Boychuk, Brown, Clement, Demare, Diamant, Douglas, Duguid, Fleisher, Hyman, Mendelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Thomas, Timmers, Young, Yuen, Mayor Norrie and Councillor Eadie. 22*

and the recommendation was declared lost.

*Note: Recorded Vote revised - see below.

In accordance with Section 50.4 of the Procedure By-law, and with the permission of Council, Councillor Mitchelson was permitted to change his vote, the result being as follows:-

Yea: Councillors Fraser, Gilroy, Golden, Kaufmann, Lazarenko and Lorenc. 6

Nay: Councillors Wade, Boychuk, Brown, Clement, Demare, Diamant, Douglas, Duguid, Fleisher, Hyman, Mendelson, Mitchelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Thomas, Timmers, Young, Yuen, Mayor Norrie and Councillor Eadie. 23

In amendment,

Moved by Councillor Mitchelson,
Seconded by Councillor Kaufmann,
That the clause be amended to delete the figure "60" where it appears in the last line of the third recommendation and replace same with the figure "120".

In amendment to the amendment,

Moved by Councillor Demare,
Seconded by Councillor Duguid,
That the amendment proposed by Councillors Mitchelson and Kaufmann be amended by deleting the figure "120" at the end of the motion and replacing same with the figure "90".

The amendment to the amendment was put.

The Speaker called for the yeas and nays, which were as follows:-

Yea: Councillors Wade, Boychuk, Clement, Demare, Diamant, Douglas, Duguid, Fleisher, Hyman, Kaufmann, Lazarenko, Mendelson, Murray, O'Shaughnessy, Reese, Selinger, Thomas, Timmers, Young, Yuen, Mayor Norrie and Councillor Eadie. 22

Nay: Councillors Brown, Fraser, Gilroy, Golden, Lorenc, Mitchelson and Prystanski. 7

and the amendment to the amendment was declared carried.

The amendment, as amended, was put and declared carried.

The Speaker advised that the recommendations contained within the clause would be considered separately.

Report of the Executive Policy Committee, dated January 15th, 1992.

Recommendation No. 1 was put.

The Speaker called for the yeas and nays, which were as follows:-

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Diamant, Douglas, Duguid, Fleisher, Fraser, Gilroy, Golden, Hyman, Kaufmann, Lazarenko, Lorenc, Mendelson, Mitchelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Thomas, Timmers, Young, Yuen, Mayor Norrie and Councillor Eadie. 29

Nay: Nil. 0

and Recommendation No. 1 was declared carried.

Recommendation No. 2, as amended, was put and declared carried.

Recommendation No. 3, as amended, was put and declared carried.

Recommendation No. 4 was put and declared carried.

Recommendation No. 5 was put and declared carried.

The motion for the adoption of the clause, as amended, was put and declared carried.

(Note: Attachment "A", and report from the Chief Commissioner, dated January 8th, 1992, with respect to "Proposed Amendments to The Municipal Council Conflict of Interest Act", are on file in the office of the City Clerk.)

Revision to Fees - Waterworks By-law No. 504/73. File WW-2.3

396 - 17. The attached Appendix "A" indicates that most of the fees under By-law No. 504/73 have not been revised since 1985.

In order to ensure predictability in fees, it is recommended that the fees shown in the attached Appendix "A" be for a two year period and that they be reviewed at the end of 1993 for possible amendments in 1994. All changes should keep in mind cost of providing the services.

It should be noted that the 1992 Estimates for the Waterworks System, as submitted by the Board of Commissioners on November 13th, 1991, provide for a reduction in the hydrant rental charge for 1992 from $196.00 to $193.00 per hydrant.

Your Executive Policy Committee recommends that Schedule "B" to the Waterworks By-law No. 504/73 be replaced by the attached amended Schedule "B" identified as Appendix "A", said fees to be for the years 1992 and 1993 and that same be reviewed prior to 1994.

For the information of Council, the Committee on Works and Operations has approved the proposed revisions to Schedule "B", as amended, in accordance with communication dated January 13th, 1992, submitted in connection herewith.

Moved by Mayor Norrie,
Adoption of the clause.

Moved by Councillor Reese,
That the clause be referred to the Committee on Works and Operations.

Carried.

(Note: Appendices "A" and "B" referred to in the above clause are on file in the office of the City Clerk.)

Moved by Mayor Norrie,
That Council recess for one hour.

The motion was put and declared carried and Council recessed at 6:25 p.m.

Council resumed meeting at 7:40 p.m.

Same members present.

EXECUTIVE POLICY COMMITTEE

MOTIONS

Moved by Mayor Norrie,
Seconded by Councillor Brown,

397 - WHEREAS the Executive Policy Committee has recently been in the process of reviewing the proposed Capital Estimates for 1992;

AND WHEREAS members of City Council have become alarmed at the recent significant increases being experienced in social welfare costs in the City;

AND WHEREAS unemployment is cited as one of the major causes contributing to these increases and members of Council have expressed their concern about the need for the creation of new jobs;

AND WHEREAS in a letter to the Premier of Manitoba dated December 16th, 1991, His Worship Mayor Norrie proposed the creation of a $10 million Public Works Job Creation Program to be funded equally by the City and the Province;

AND WHEREAS the Minister of Urban Affairs has announced the Province of Manitoba's willingness to jointly cost-share projects to renew sewers, watermains, roads and sidewalks;

THEREFORE BE IT RESOLVED that the Council of The City of Winnipeg accept the offer of the Province of Manitoba to cost-share such a program;

AND BE IT FURTHER RESOLVED that City Council authorize an additional appropriation of $5 million over and above the proposed 1992 Capital Estimates in order to finance this new program and that the proper officers of the City be authorized to do all things necessary to implement the foregoing.

Moved by Councillor Clement,
That the question be now put.

Carried.

The motion was put and declared carried.

Moved by Councillor Brown,
Seconded by Councillor Fraser,

398 - WHEREAS the present Deputy City Clerk, Mr. D. W. King is also Acting City Clerk and will be absent on holidays from January 27th to February 7th, 1992, inclusive;

AND WHEREAS the City Clerk or the Deputy City Clerk is one of the City's signators for by-laws, agreements, certification of documents, etc. as provided in The City of Winnipeg Act;

THEREFORE BE IT RESOLVED that Mr. T. Pomes, Clerk of the Executive Policy Committee, be appointed Acting City Clerk in the absence of Mr. King during the aforementioned period, January 27th to February 7th, 1992, inclusive.

Carried.

EXECUTIVE POLICY COMMITTEE – MOTIONS (continued)

Moved by Councillor Reese,
Seconded by Councillor Selinger,

399 - WHEREAS taxi service does not provide wheelchair access;

AND WHEREAS the City provides a brokerage taxi service to non- wheelchair handicapped citizens;

THEREFORE BE IT RESOLVED that the City request the Taxicab Board to require a certain number of taxicabs to be wheelchair accessible.

Automatic Referral to Executive Policy Committee (Section 16.1 of the Procedure By-law)

Moved by Councillor Timmers,
Seconded by Councillor Selinger,

400 - WHEREAS in recent months incidents of violence have occurred in Winnipeg resulting in death, terror and intimidation against individuals and organizations from minority communities or individuals believed to have been members of minority communities such as visible minorities and gay and lesbian citizens;

AND WHEREAS elected representatives have also been victims of assault, intimidation and harassment in the course of fulfilling their obligations;

AND WHEREAS fundamental rights and freedoms of individuals and organizations from minority communities, as guaranteed in the Manitoba Human Rights Code and the Canadian Charter of Rights and Freedoms such as freedom of thought, belief, opinion, expression and association have been threatened by recent acts of violence, intimidation and harassment;

AND WHEREAS acts and threats of violence, intimidation and harassment against elected representatives undermines our system of representative democracy in our pluralistic society;

AND WHEREAS silence of elected representatives and political leaders may be regarded as condoning such acts of violence, intimidation and harassment;

THEREFORE BE IT RESOLVED that the Council of the City of Winnipeg express its support for the rights of all citizens to exercise their rights as expressed in the Manitoba Human Rights Code and the Canadian Charter of Rights and Freedoms free from acts of violence, intimidation and harassment;

AND BE IT FURTHER RESOLVED that the Council of the City of Winnipeg ask that the Manitoba Legislative Assembly adopt this resolution.

Carried.

EXECUTIVE POLICY COMMITTEE – MOTIONS (continued)

Moved by Mayor Norrie,
Seconded by Councillor Brown,

401 - THAT Councillor Timm-Rudolph be granted leave of absence from this Council meeting, due to her absence from the City on City-related business.

Carried.

Moved by Councillor Gilroy,
Seconded by Mayor Norrie,

402 - WHEREAS more than 60,000 foreign domestic workers who have come to Canada since 1981 have answered the needs of many Canadians for domestic workers not otherwise available here;

AND WHEREAS almost all of the workers are women and most are from visible minority communities;

AND WHEREAS many of the workers have settled in Winnipeg;

AND WHEREAS more than 80% of them have since been accepted as landed immigrants, indicating their continuing value and adaptability to Canada;

AND WHEREAS a recent Government directive which treats future domestic workers strictly as temporary visitors effectively would prevent them after their mandatory two-year live-in period of work from applying from within Canada for permanent residence;

AND WHEREAS this new directive is insensitive to the needs of Canadian employers, disregards the needs of the women of the world and contradicts a fundamental principle of Canada's long standing non- discriminatory immigration policy;

THEREFORE BE IT RESOLVED that the City of Winnipeg, through the Federation of Canadian Municipalities, call upon the Parliament of Canada to rescind this new directive; acknowledge the contribution of past, present and future domestic workers to Canada's social and economic well-being; retain as a right their option to apply from within Canada for landed immigrant status; restore our Canadian values of tolerance and humanitarianism and preserve Canada's international esteem.

Required to Stand as Notice of Motion.

Council here reverted to the order of business, "CONSIDERATION OF REPORT OF THE EXECUTIVE POLICY COMMITTEE".

CONSIDERATION OF REPORT OF THE

EXECUTIVE POLICY COMMITTEE

On motion of Mayor Norrie, the rule was suspended and the Report of the Executive Policy Committee, dated January 22nd, 1992, was considered.

West Committee Room,
Council Building, Winnipeg,
January 22nd, 1992.

His Worship the Mayor and Councillors:-

Your Executive Policy Committee submits the following Report and recommends:-

City's Position - Boundaries of The City of Winnipeg and Headingley.

File GG-2

403 - 1. Your Executive Policy Committee has been advised that the Province of Manitoba has requested the Municipal Board to hold a public hearing and make a report and recommendation on the boundary between The City of Winnipeg and the proposed Rural Municipality of Headingley.

The boundaries of the City were established in 1972 with the introduction of the new amalgamated City of Winnipeg. In conjunction with the amalgamation, the Additional Zone was created. This Additional Zone was a planning consideration allowing The City of Winnipeg input on development in neighbouring municipalities. There has been a constant erosion of the Additional Zone and this has furthered the decentralization of planning authority.

On February 15th, 1989, during consideration of matters pertaining to the Rural Municipality of West St. Paul joining the Selkirk & District Planning Area, Council authorized the Mayor to advise the Province of Manitoba in part as follows:-

> "In order to adequately address the issues and concerns related to development control on the periphery of the built up urban area, it is imperative that the Provincial Government undertake the following initiatives prior to amending The City of Winnipeg Act:
>
> 1. A Provincial review of the boundaries between The City of Winnipeg and its neighbouring municipalities, particularly in the areas within and adjacent to the Perimeter Highway and the Greater Winnipeg Floodway.
>
> 2. The preparation and adoption of comprehensive policies and guidelines designed to manage development within the Winnipeg region."

On April 17th, 1989, Council reiterated its position, namely "that the Province of Manitoba, in consultation with The City of Winnipeg, review the boundaries of The City of Winnipeg and its neighbouring municipalities, including those within and adjacent to the Perimeter Highway and the Greater Winnipeg Floodway."

On December 31st, 1990, the Additional Zone ceased to exist and planning authority over Additional Zone land was transferred from The City of Winnipeg to those municipalities whose lands were in the Additional Zone.

In a referendum held on November 14th, 1991, 86.7% of persons voting supported the creation of a Rural Municipality of Headingley.

Due to the elimination of the Additional Zone, of primary concern to the City is the formulation of mechanisms, structures and an articulated Provincial policy which addresses land use management issues in the Winnipeg region. In addition to the above, a comprehensive review of The City of Winnipeg's boundaries is long overdue. Therefore, it is the City's view that a review of the boundary between The City of Winnipeg and Headingley should not be carried out in isolation but be a part of an overall boundary and regional land use policy review.

Report of the Executive Policy Committee, dated January 22nd, 1992.

Although the City does not support secession in absence of a comprehensive boundary rationalization, it must however respond to the current Provincial initiative with respect to the boundaries between the two areas. The primary feature of the recommended boundaries is a north/south line approximately one mile west of the Perimeter Highway, with a further westerly extension between Portage Avenue and the Assiniboine River, to the westerly limit of John Blumberg Golf Course. The rationale for this configuration is twofold. First, it includes the Red River Exhibition Association property and Assiniboia Downs, on the basis that both uses are urban-oriented in nature and have City services available. In addition, the Department of National Defence weapons range is suggested for inclusion on the grounds that it is a facility whose location depends on the Department's bases within The City of Winnipeg. It is not an agricultural or residential use and as a crown facility may be upgraded at any time to a more intensive utilization, which the City is more equipped to deal with. The boundaries also retain all presently City-owned property, in particular the John Blumberg Recreation Complex and the West End Water Pollution Control Centre with its associated outfall pipe to the Assiniboine River.

Your Executive Policy Committee therefore recommends:-

1. That The City of Winnipeg's position regarding its boundary with Headingley be as outlined on the attached map, identified as Schedule "A".

2. That the Administration be instructed to prepare for the representations dealing with the boundary issue together with any issue arising therefrom.

Moved by Mayor Norrie,
Adoption of the clause.

Moved by Councillor Clement,
That the question be now put.

Carried.

The motion for the adoption of the clause was put.

Councillor Mitchelson called for the yeas and nays, which were as follows:-

Yea: Councillors Wade, Boychuk, Brown, Demare, Diamant, Douglas, Duguid, Fleisher, Fraser, Gilroy, Golden, Hyman, Kaufmann, Lazarenko, Lorenc, Mendelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Thomas, Timmers, Young, Yuen, Mayor Norrie and Councillor Eadie. 27

Nay: Councillors Clement and Mitchelson. 2

and the motion for the adoption of the clause was declared carried.

Council here proceeded to the regular order of business, being - "EXECUTIVE POLICY COMMITTEE - CONSIDERATION OF BY-LAWS."

EXECUTIVE POLICY COMMITTEE

CONSIDERATION OF BY-LAWS

404 - On motion of Mayor Norrie, the following By-laws were each read a third time, and were passed and ordered to be signed and sealed, namely:-

By-law No. 5811/91, a By-law of the City of Winnipeg to amend By-law No. 504/73 being the Water Works By-law. File Nos. WW-2.3 and FE(1991).

By-law No. 5818/91, a By-law of the City of Winnipeg amending By-law No. 1996/78 being a By-law relating to cemeteries. File No. PC.

On motion of Mayor Norrie, the following By-laws were each read a first time, namely:-

By-law No. 5831/92, a By-law of the City of Winnipeg to amend By-law No. 504/73, being the Water Works By-law. File Nos. WW-2.3 and FE(1992).

By-law No. 5832/92, a By-law of the City of Winnipeg to estimate and fix the surcharges as provided for in By-law No. 5058/88, being the Sewer Utility By-law. File Nos. WW-2.3 and FE(1992).

By-law No. 5833/92, a By-law of the City of Winnipeg to amend By-law No. 5058/88, being the Sewer Utility By-law. File Nos. WW-2.3 and FE(1992).

Mayor Norrie moved that this constitute the first reading of By-laws numbered 5831/92 to 5833/92, both inclusive, which motion was carried.

Mayor Norrie moved that By-laws numbered 5831/92 to 5833/92, both inclusive, be read a second time.

The motion that By-laws numbered 5831/92 to 5833/92, both inclusive, be read a second time was put.

Councillor Wade called for the yeas and nays, which were as follows:-

Yea: Councillors Brown, Clement, Demare, Diamant, Douglas, Duguid, Fleisher, Fraser, Gilroy, Hyman, Kaufmann, Lorenc, Murray, O'Shaughnessy, Selinger, Thomas, Young, Yuen, Mayor Norrie and Councillor Eadie. 20

Nay: Councillors Wade, Boychuk, Golden, Lazarenko, Mitchelson, Prystanski, Reese and Timmers. 8

and the motion that By-laws numbered 5831/92 to 5833/92, both inclusive, be read a second time was declared carried.

Mayor Norrie moved that the rule be suspended and By-laws numbered 5831/92 to 5833/92, both inclusive, be read a third time.

The motion that the rule be suspended and By-laws numbered 5831/92 to 5833/92, both inclusive, be read a third time was put.

Councillor Mitchelson called for the yeas and nays, which were as follows:-

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Diamant, Douglas, Duguid, Fleisher, Fraser, Gilroy, Hyman, Kaufmann, Lorenc, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Thomas, Timmers, Young, Yuen, Mayor Norrie and Councillor Eadie. 25

Nay: Councillors Golden, Lazarenko and Mitchelson. 3

and the motion that the rule be suspended and By-laws numbered 5831/92 to 5833/92, both inclusive, be read a third was declared carried.

Mayor Norrie moved that this constitute the third reading of By-laws numbered 5831/92 to 5833/92, both inclusive, and that same be passed and ordered to be signed and sealed, which motion was carried.

Councillors Boychuk, Golden, Prystanski, Timmers and Wade asked to be recorded as having voted against third reading of each of the by-laws.

On motion of Mayor Norrie, the rule was suspended and By-law No. 5842/92, a By-law of the City of Winnipeg to amend By-law No. 820/74, being a by-law of the said City concerning the reservation of certain portions of streets for the purpose of parking vehicles and the use of parking meters in connection therewith, was read a first, second and third time, the rule being suspended for third reading, and was passed and ordered to be signed and sealed. File No. ST-2.