CONSIDERATION OF REPORT OF THE

COMMITTEE ON PROTECTION, PARKS AND CULTURE

The Executive Policy Committee has had before it the Report of the Committee on Protection, Parks and Culture, dated January 6th, 1992, has concurred in the recommendations contained therein, except as noted below, and submits same to Council for approval and adoption.

On motion of Councillor Gilroy, the Report of the Committee on Protection, Parks and Culture, dated January 6th, 1992, was considered clause by clause.

North Committee Room,
Council Building, Winnipeg.
January 6th, 1992.

His Worship the Mayor and Councillors:

Your Committee on Protection, Parks and Culture submits the following Report and recommends:

Proposed Trust Agreement for the former Margaret Scott (Lord Selkirk-West Kildonan Community) School Site for Parks and Recreation Purposes
Files FI-2 & PR-2

405 - 1. On December 4th, 1990, the Winnipeg School Division contacted the Commissioner of Protection, Parks and Culture regarding the potential use of the former Margaret Scott school site for parks and recreation purposes.

On December 7th, 1990, the Manager of Parks and Recreation requested the City Assessor to review the tax assessment status of the school site and on December 19th, 1990, the City Assessor provided comments regarding the assessment status. On March 5th, 1991, the General Manager of Parks and Recreation requested the Director of Land Surveys and Real Estate to prepare capital cost estimates for the school site.

The following are the particulars of the Margaret Scott School site:

"As identified on Plan No. 32/91, (Appendix 1) the Margaret Scott School site is legally described as Lots 1047/60, 1366/78 and Lot 1379, Plan 28, and is located on the south side of Aberdeen Avenue, west of Arlington Street, and comprises an area of 2.08 acres. The property is currently vacant and level.

The parcel is situated in the William Whyte - Burrows Central neighbourhood of the Lord Selkirk-West Kildonan Community; the neighbourhood being bound by Redwood and Mountain Avenues to the north; Main Street to the east; Selkirk Avenue to the south and McPhillips Street to the west, as defined on Plan No. 31/91A. (Appendix 2)

The current population of the William Whyte - Burrows Central neighbourhood is 11,779 residents. In accordance with the departmental standard of 3.86 acres of open space per 1,000 population, the subject neighbourhood should have 45.5 acres of suitable open space. Neighbourhood open space is defined as parkland which is flat and predominantly clear of vegetation for accommodating a variety of active recreational needs of residents; but primarily for younger age groups.

Currently, the City owns 3.45 acres of parkland in the William Whyte - Burrows Central neighbourhood. In combination with the 11.17 acres of open space owned by the Winnipeg School Division, including the subject 2.08 acre site, the total inventory of open space in the neighbourhood is 14.62 acres; resulting in a deficiency of 30.88 acres according to the departmental standard."

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As of this date, the Winnipeg School Division does not require the site for the construction of a new school. Although the School Division does not have a need for the site at this time, it wishes to protect the long term (15-20 years) development option in the event that a new school may be required at this location. During the interim period, the School Division has proposed that The City of Winnipeg utilize the site for additional active recreational open space purposes.

At this time, the Parks and Recreation Department, in conjunction with the Land Surveys and Real Estate Department, has completed an investigation of several alternatives for the utilization of this property. The options are as follows:

1. Acquisition

   The property is currently valued at approximately $279,000.00. The School Division is prepared to transfer the property to The City of Winnipeg for $1. This would exempt the property from property tax, estimated at $10,774.00 per year. The School Division also wants an option to reacquire the land in 15 to 20 years for school purposes, should that need become obvious. Prior to 1990, the property was not taxable, as it was utilized for school purposes.

   The transaction would be subject to GST and as such, would involve the expenditure of some $8,370.00.

2. Donation

   This would be similar to Alternative No. 1. However, the Federal Government probably would not allow the "gifting" of the property to The City of Winnipeg, even though the School Division would not be claiming a tax credit.

3. Trust Agreement

   The property could be managed and operated by The City of Winnipeg in trust on behalf of Winnipeg School Division No. 1.

The Parks and Recreation Department has advised that given the favourable location and size of the former Margaret Scott School site and the need for additional space in that area, support can be given to entering into a trust agreement.

Your Committee on Protection, Parks and Culture recommends:

1. That negotiations be undertaken with the Winnipeg School Division for the purpose of developing a trust agreement for the use of the former Margaret Scott School site.

2. That the proper officers of The City be authorized to do all things necessary to implement the foregoing.

Moved by Councillor Gilroy,
Adoption of the clause.

Carried.

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

Use of Winnipeg Soccer Complex for Professional Soccer File PR-2

406 - 2. On July 23rd, 1986 City Council approved the construction of a soccer complex at the Waverley Street and Wilkes Avenue site and directed that an agreement be formulated between the City and the Alexander Park Corporation defining terms and conditions with respect to management of the facility once constructed.

The management agreement between the City and the Manitoba Soccer Association, Inc./Alexander Park Corporation designates use of the facility for amateur soccer only unless otherwise authorized by the City. On March 18th, 1987, the respective parties entered into a lease agreement for a ten year period taking effect upon occupancy.

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The Winnipeg Soccer Complex has served the needs of amateur soccer in Winnipeg since 1989. The facility has operated on essentially a break even basis each year with no surplus being generated to provide for equipment depreciation or facility additions or improvements. The operating board sees little if any potential for generation of additional revenues from amateur users and is seeking alternative revenue sources which will contribute to the long term viability of the complex.

By letter dated October 31st, 1991, (Appendix A) the president of the Manitoba Soccer Association Inc., requested approval to permit scheduling of Winnipeg Fury home league and playoff games at the Winnipeg Soccer complex.

Accommodation of the Fury would provide an additional revenue source and it is projected by the Soccer Association that the Fury's presence will not have any negative effect on amateur use of the facility. As pointed out in their letter of request, amateur games are presently not scheduled at the complex on Fury home dates. This clearly demonstrates support for the Fury from the local soccer community. Based on arguments presented by the Manitoba Soccer Association and recognizing the tenuous financial position the complex is in, the Parks and Recreation Department supports the use of the Winnipeg Soccer Complex by the Fury for home league and playoff games during 1992 on a trial basis. Impact in terms of field conditions, displacement of amateur use and effects on the surrounding community will be monitored and a full assessment will be done before any use beyond 1992 is considered.

It is anticipated that Fury use could provide a window of opportunity which is much needed by the operating board. Certainly, people will be attracted to the facility who otherwise may not have been exposed to it. This increased exposure will hopefully result in increased attendance at amateur events and an increased awareness of the sport in general. Having professional and amateur soccer played at the same facility will naturally strengthen the bond between the two levels of play and promote a more natural progression from amateur to professional ranks.

Your Committee on Protection, Parks and Culture therefore recommends:

1. That the Winnipeg Fury be granted approval to use the Winnipeg Soccer Complex for home league and playoff games during the 1992 season.

2. That the proper officers of the City be authorized to do all things necessary to implement the foregoing.

Moved by Councillor Gilroy,
Adoption of the clause.

Carried.

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

Appointment of Citizen Members to the St. Boniface Museum Board
Files PR-9.3 and GC-7

407 - 3. Council at its Organizational Meeting held on November 6th, 1991, requested your Committee on Protection, Parks and Culture to recommend the appointment of four citizen representatives to the St. Boniface Museum Board for a two-year term, expiring November, 1993.

Acting on the recommendation of the St. Boniface-St. Vital Community Committee, your Committee on Protection, Parks and Culture recommends that the following citizens be appointed to the St. Boniface Museum Board for the term shown hereunder, namely:-

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Two (2) year term expiring November, 1993

Real J. Cloutier
66 Handyside Avenue, R2M 0M7

Neil Gaudry,
666 rue St. Jean Baptiste, R2H 2Y3

Jacqueline Fortier,
3rd Floor, 177 Lombard Avenue, R3B 0W5

Rene Piche,
899 Autumnwood Drive, R2J 1C3

Moved by Councillor Gilroy,
Adoption of the clause.

Carried.

Constable Development Program for the Winnipeg Police Department

File GF-2

408 - 4. At its meeting held on July 31st, 1991 Council adopted the following motion:

"WHEREAS the Aboriginal Justice Inquiry Report and the Hughes Inquiry Report will be forthcoming;

AND WHEREAS the City of Winnipeg should respond in a co- ordinated manner;

THEREFORE BE IT RESOLVED:

i) That each of these reports be directed to the Committee on Protection, Parks and Culture immediately on their transmittal to the City, and

ii) That special meetings be convened by the Committee on Protection, Parks and Culture to review each of these reports and to prepare recommendations to Council."

At its meeting held on September 5th, 1991, the Committee on Protection, Parks and Culture adopted the following resolution:

"WHEREAS the Committee on Protection, Parks and Culture is of the opinion that the issues identified in the Aboriginal Justice Inquiry Report should be broken down into three broad categories in order to prepare plans of action and subsequent recommendations;

AND WHEREAS the three broad areas or categories are identified as follows:

1. Police Department regulations, procedures and standards;

2. Police policy issues relating to the City of Winnipeg, i.e. recruiting/employment equity (aboriginal recruitment); cross-cultural training, Community-based policing; concepts such as a police shooting board;

3. Inter-jurisdictional issues which relate to the City of Winnipeg but which are outside the City's jurisdiction, i.e. judicial system as it relates to urban aboriginal; areas under the jurisdiction of the Department of Justice; Fatality Inquiries Act.

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THEREFORE BE IT RESOLVED THAT three special working committees be struck comprising members of the Committee on Protection, Parks and Culture, administrative personnel and other representatives of the community deemed appropriate;

AND BE IT FURTHER RESOLVED THAT the terms of reference and membership of each working committee be established and submitted for consideration at a Special Meeting of the Committee on Protection, Parks and Culture to be held on Monday, September 16th, 1991."

At its meeting held on September 25th, 1991, Council adopted the following resolutions:

1. That a training program be established, under the City's purview, similar to the Human Justice Training Program offered under the Core Area Initiative Program;

2. That the Province of Manitoba be requested to cost share the proposed training program;

3. That the proper officers of the City be authorized to do all things necessary to implement the foregoing;

4. That His Worship Mayor Norrie be directed to request an early meeting with the Cabinet Committee to proceed with coordinating a work plan with respect to the recommendations of the Aboriginal Justice Inquiry.

At its meeting held on October 21st, 1991, the Committee on Protection, Parks and Culture received a report, submitted by the working committee on police policy issues. The report contained nine broad recommendations concerning recruitment and cross cultural training.

One recommendation proposed that the City of Winnipeg Police Department design, develop and operate a developmental program for aboriginal and visible minority candidates to upgrade individual qualifications and skills to meet entrance requirements and standards; consistent with the council resolution passed September 25th, 1991 on upgrading training.

This report was circulated to public interest groups for discussion to be held at a special meeting of the Committee on Protection, Parks and Culture on December 4th, 1991.

On November 13th, 1991, Core Area Initiative delivered a training program proposal, "Human Justice Training Program IV" (Attachment I) to the Commissioner of Protection, Parks and Culture indicating funding available in the amount of $60,000.00 - $80,000.00. This proposal is to upgrade 15 residents of the core area, who are of aboriginal ancestry or members of visible minorities, to prepare them to enter the City of Winnipeg Police Department.

The Police Department have developed a preliminary proposal for a Constable Development Program for potential aboriginal and visible minority candidates, based on the former "cadet program" and the RCMP Aboriginal Constable Development Program.

Core Area Initiative has requested a commitment to funding from the City of Winnipeg to further develop their proposal.

Core Area Initiative developed and operated three previous Human Justice Training Programs in the past five years. Forty-six people graduated from those three programs which included ten aboriginal students. Forty of the graduates applied to the Winnipeg Police Department for a constable position which included all ten of the aboriginal students. Of these forty, only nine applicants passed the entrance requirements and tests, two of whom were aboriginal persons. All nine applicants were hired as police recruits but two failed the recruit class requirement. These two recruits were hired within the Police Department in civilian staff positions, one of these persons being aboriginal. As submitted by the Core Area Initiative, the costs of the subject proposal are as follows:

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Total Costs		$283,000.00
Cost Sharing Proposal:		
Core Area Initiative		$ 80,000.00
* Federal Government		
- Canadian Job Strategy	*	$ 96,000.00
Provincial Government	*	$ 53,000.00 ** + ($48,000.00)
City of Winnipeg	*	$ 53,000.00 ** + ($48,000.00)

* Contingent on one third of the candidates being eligible for unemployment insurance benefits, if not then extra.**

Notwithstanding the associated costs, the Police Department has several concerns with respect to the proposed "Human Justice Training Program IV".

More specifically, management and accountability for the program does not rest solely with the Police Department, who in the past have received criticism for the previous programs' limited success. Selection of candidates does not come under the full responsibility of the department. Police become involved only at the background investigation stage. The department disagrees with the minimum age of 20, Grade 10 education as a minimum and isolating the program only to visible minority and aboriginal people who reside within the core area of the city. With respect to the training, the Police Department has not had any input into the training syllabus and monitoring programs of students, nor does the department have access to student performance files.

The Police Department fully acknowledges and agrees that they have the responsibility to acquire, select and train visible minority and aboriginal police officers. Current outreach recruiting strategies are acquiring pools of aboriginal and visible minority candidates who are meeting basic qualifications, such as the Grade 12 education standard.

Prior to outreach recruiting in 1989, only 26 qualified aboriginal candidates applied as police constables. In 1991, 110 qualified aboriginal and 80 qualified visible minority candidates applied. Clearly outreach recruiting efforts are successful. In the month of November, 1991, during the new cumulative style of accepting applications which has been unadvertised, 16 qualified aboriginal candidates and 19 qualified visible minority candidates have applied already.

The Police Department has discovered in the selection phase that a large percentage of Aboriginal applicants and visible minority applicants are lacking in life skills, work skills, physical fitness, maturity, job awareness and communication skills. These are the criteria that is eliminating applicants.

The Police Department has developed, in the early stages, a development program to enhance these skills. (Attachment II) This program is clearly success orientated with the "end users", the Police Department, designing, developing and delivering the program.

Accordingly, an alternative or compromise is to recommend that funds in the amount of $100,000.00 be added to the 1992 Police Departmental Current Estimates to accommodate a Winnipeg Police Department Constable Development Program, subject to cost sharing with outside resources. In this fashion, the best qualities of both proposed programs are combined, thereby ensuring that the Department's concerns are addressed.

Another alternative is the "mentoring" program that the outreach recruiting team offers. Individual potential applicants are assisted in their individual development at their own expense. For example, a training program for POPAT is offered but costs of a candidate to join a fitness institution are their responsibility. The candidates are encouraged to enroll in post secondary courses at educational institutions and are encouraged to volunteer within the departments for job experience. This program could be further enhanced in the area of volunteer work within the department with ride-a-longs incorporated. There are no substantial costs with this program.

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Your Committee on Protection, Parks and Culture recommends:

1. That funds not exceeding $101,000.00 be placed in the 1992 Current Estimates to accommodate a Constable Development Program for the Police Department, subject to the following:

   a) The Province of Manitoba cost-sharing on a 50/50 basis the cost of the program.

   b) The program being the responsibility of the Police Department.

2. That the proper officers of the City be authorized to do all things necessary to implement the foregoing.

Your Executive Policy Committee recommends that the above recommendation be deleted in its entirety and the following substituted therefor, namely:-

"1. That funds not exceeding $101,000.00 be placed in the 1992 Current Estimates to accommodate a Human Justice/Constable Development Program for the Winnipeg Police Department to be delivered jointly by the City of Winnipeg Police Department, the Winnipeg Core Area Initiative: Employment and Training Program, and the Red River Community College, subject to the following:-

   a) The Province of Manitoba cost-sharing on a 50/50 basis the cost of the program.

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

Moved by Councillor Gilroy,
Adoption of the clause.

In amendment,

Moved by Mayor Norrie,
That the recommendation of the Executive Policy Committee be adopted.

Carried.

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

Councillor Wade asked to be recorded as having voted against the clause, 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.)

Interim Grants to Cultural Organizations
File FG-1.1

409 - 5. On November 7th, 1984, Council established the Winnipeg Arts Advisory Council and delegated it with the responsibility for screening of applications, definition of criteria and recommendations as to appropriate grant levels for cultural organizations. The Winnipeg Arts Advisory Council transmits its recommendations to your Committee on Protection, Parks and Culture.

On January 6th, 1992, your Committee on Protection, Parks and Culture considered recommendations from the Winnipeg Arts Advisory Council for interim operating grant funding to cultural organizations.

Pursuant to delegated authority, Committee approved the interim operating grants as outlined on Appendix "A" and submits for favourable consideration the following recommended interim grant allocations which exceed $50,000.00 per individual grant.

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Your Committee on Protection, Parks and Culture therefore recommends:

1. That interim operating grants be approved for payment to the following cultural organizations:-

Organization	Category	Interim Grant
Royal Winnipeg Ballet	Dance	$122,985.00
Winnipeg Art Gallery	Museums and Galleries	160,000.00
Winnipeg Symphony Orchestra	Music	75,000.00
Manitoba Theatre Centre	Theatre	70,000.00
Folklorama	Festivals/Specials	58,000.00

2. That the proper officers of the City do all things necessary to implement the foregoing.

Moved by Councillor Gilroy,
Adoption of the clause.

Carried.

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

Commendation - Winnipeg Police Department File GF-2

410 - 6. Your Committee on Protection, Parks and Culture submits and recommends for approval the following motion, namely:-

"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 be members of minority communities such as visible minorities and gay and lesbian citizens;

AND WHEREAS fundamental rights and freedoms of individuals and organizations, from minority communities, as guaranteed in 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 the City of Winnipeg Police Department has recently acted thoroughly to investigate and lay charges under the Hate Propaganda Sections of the Criminal Code of Canada;

THEREFORE BE IT RESOLVED that the Standing Committee on Protection, Parks and Culture commend the Winnipeg Police Department for its efforts and success toward ending such acts of violence, intimidation and harassment of citizens of Winnipeg and thereby protect the most basic elements of the Canadian Charter of Rights and Freedoms;

AND BE IT FURTHER RESOLVED that the City of Winnipeg Council also commend the Winnipeg Police Department for its actions."

Moved by Councillor Gilroy,
Adoption of the clause.

Carried.

Report of the Committee on Protection, Parks and Culture, dated January 6th, 1992

Assets and Profits Seized under the Narcotics Control Act - Disbursement of Proceeds of Crime File GF-2

411 - 7. On July 10th, 1991, Council adopted the following recommendations as outlined in the attached Clause 11 of the Report of your Committee on Protection, Parks and Culture, dated June 24th, 1991, namely:-

"1. That the Federal Government be petitioned to change its policy regarding disbursement of assets arising from drug related investigations.

2. That a funding agreement be established with the Province of Manitoba with respect to assets seized as proceeds of crime.

3. That the proper officers of the City be authorized to do all things necessary to implement the foregoing."

On January 6th, 1991, your Committee on Protection, Parks and Culture considered a communication addressed to His Worship Mayor Norrie from the Honourable Benoit Bouchard, Minister of National Health and Welfare, advising as follows:-

"As indicated to you in previous correspondence from my predecessor, the Proceeds of Crime legislation, which provides for the forfeiture of crime-derived assets, was designed in consultation with provincial governments. Forfeitures from prosecutions conducted on behalf of the Attorney General of a province, under the Criminal Code, accrue to that province. Expenditures in the course of an investigation are a part of the normal operational activities of a police force. Such expenditures are funded from provincial and municipal sources in fulfilment of provincial responsibility for the administration of justice.

Only those prosecutions which are conducted on behalf of the Attorney General of Canada may result in forfeiture of assets to the federal government. The monies forfeited or derived from forfeited assets are deposited in the Consolidated Revenue Fund. The policy of my Department is to reimburse all monies seized at the time of the arrest which are identifiable as having been provided by the police, in the course of undercover purchase of drugs."

Your Committee on Protection, Parks and Culture is of the opinion that a change of policy is required to ensure that a greater portion of the assets seized as a result of municipal police investigations are disbursed back to the respective police force to offset investigational expenses incurred, and to provide funds that can be redirected into drug education, prevention and treatment programs.

Your Committee on Protection, Parks and Culture reiterates the recommendations as adopted by Council on July 10th, 1991, and recommends that these recommendations be forwarded to the Manitoba Association of Urban Municipalities and the Federation of Canadian Municipalities for favourable consideration, namely:-

1. That the Federal Government be petitioned to change its policy regarding disbursement of assets arising from drug related investigations;

2. That a funding agreement be established with the Province of Manitoba with respect to assets seized as proceeds of crime;

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

Moved by Councillor Gilroy,
Adoption of the clause.

Carried.

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The Speaker asked the Acting City Clerk to convey Council's decision in the form of a resolution to the Federation of Canadian Municipalities and the Manitoba Association of Urban Municipalities.

Fees and Charges Policy - St. Boniface Mohawks Hockey Club request for Reduced Prime Time Ice Rental at Bertrand Arena
Files PR-2.1 and PR-2.10

412 - 8. Your Committee on Protection, Parks and Culture has considered a recommendation from the St. Boniface-St. Vital Community Committee that the St. Boniface Mohawks Hockey Club be charged the same hourly ice rental rates as Junior and Major Junior Hockey Teams.

On January 6th, 1992, your Committee on Protection, Parks and Culture heard a presentation by Mr. Tim Ryan, President, St. Boniface Mohawks Hockey Club, attached as Appendix "A", in support of their request for a reduction in ice rental rates.

In light of the financial difficulty of the St. Boniface Mohawks Hockey Club, your Committee is of the view that reduced ice rental rates should be approved for the current season and therefore recommends:-

1. That the Fees and Charges Policy be amended by reducing the ice rental rate for the St. Boniface Mohawks Hockey Club from $100.00 per hour to $60.00 per hour for all games and practices for the 1991 - 1992 season.

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

Moved by Councillor Gilroy,
Adoption of the clause.

Carried.

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