REPORT OF THE

COMMITTEE ON PROTECTION, PARKS AND CULTURE

DATED SEPTEMBER 28, 1992

On motion of Councillor Thomas, Clause 3 of the Report of the Committee on Protection, Parks and Culture, dated September 28, 1993, was considered.

Moved by Councillor Thomas,
That the Consent Agenda item, Clause 3 be adopted.

Carried.

Her Worship the Mayor and Councillors:

Report of the Committees established by the Committee on Protection, Parks and Culture to review the issues raised in the Aboriginal Justice Inquiry Report
File GF-2

649 - 3. On August 12, 1991, the final Report of the Aboriginal Justice Inquiry (AJI) was tabled. Your Committee on Protection, Parks and Culture developed its response as a political initiative to answer the concerns of the AJI Report. On September 15, 1991, three Working Committees were established to respond to the AJI Report, namely, the Working Committee on Police Department Regulations, Procedures and Standards, the Working Committee on Police Policy Issues and the Working Committee on Interjurisdictional Issues. On October 21, 1991, with the exception of the Working Committee on Interjurisdictional Issues, the Working Committees submitted their responses. On October 21, 1991, your Committee on Protection, Parks and Culture established a consultative process by which relevant Aboriginal and Community organizations were invited to respond.

As part of its public participation process, your Committee circulated the reports of its Working Committees to the Aboriginal Community for consultation with the Status Indian, Metis, Inuit, Non-Status Indian and Aboriginal Women's groups and arranged a Special Meeting on December 4, 1991, to examine the findings and recommendations outlined in the reports. On December 11, 1991, the Executive Policy Committee laid over the report of the Committee on Protection, Parks and Culture dated December 4, 1991, with respect to the report of its two Working Committees established to review the issues raised in the Aboriginal Justice Inquiry Report.

On January 27, 1992, your Committee on Protection, Parks and Culture heard a presentation from the Manitoba Metis Federation (MMF) and referred the reports of its two Working Committees to the Manitoba Metis Federation for input. On May 11, 1992, Committee heard representation and considered report (undated) from the Manitoba Metis Federation and referred same to an Ad Hoc Committee comprised of Councillors Timmers and Thomas to review the response of the Manitoba Metis Federation to the reports of its Working Committees. This Ad Hoc Committee was also instructed to review the response received from the Community and Race Relations Committee.

Your Committee has now considered the report of its Ad Hoc Committee which includes the reports of its two Working Committees, and concurs in the recommendations contained therein, with the following amendments, namely:-

1. Topic: Employment Equity

That item 5. A. be amended by adding the following sentence:

"Where through the best efforts of the Police Department, attempts to recruit Aboriginals, visible minorities and women are not successful, then future classes should be as close to proportionate representation as outlined in this recommendation."

2. Topic: Broadcast Description

Committee concurs with Councillor Timmers' interpretation of broadcast descriptions, that is, that it is prudent to broadcast race as a descriptive factor prior to arrest, so that apprehension of the appropriate individual will be facilitated.

Report of the Committee on Protection, Parks and Culture, dated September 28, 1992

Committee further directed that the Manitoba Metis Federation, the Race Relations Committee, the Police Department, and members of Council, be requested to examine the report and to make further representation if desired, to the Executive Policy Committee on October 7, 1992.

The issues addressed in the report are complex and require significant forethought to address policing and justice concerns in the nineties. No doubt further scrutiny and dialogue on these matters will be required in the future. In the meantime, your Committee has attempted to address many of the substantive concerns of the Manitoba Metis Federation, the Race Relations Committee and the Aboriginal Justice Inquiry and, on the majority of concerns, agrees with their recommendations. Some variations occur and these are noted in the report. The recommendations (pages 1 to 12) of the Report of the Ad Hoc Committee in response to the Aboriginal Justice Inquiry, The Manitoba Metis Federation Report and the Race Relations Committee Report, are attached as Appendix "A".

Your Committee on Protection, Parks and Culture therefore recommends:-

1. That Council endorse the report and recommendations of the Ad Hoc Committee in response to the Aboriginal Justice Inquiry, the Manitoba Metis Federation and the Race Relations Committee Reports, as amended above.

2. That the Proper Officers of the City do all things necessary to implement the recommendations contained in the Ad Hoc Committee's Report.

Your Executive Policy Committee submits the following data for Council's information:

The Main topics for action by the Winnipeg Police Department are Employment Equity; Hiring of Aboriginals, Cross Cultural Training/Racism; Police Personnel Material; and Community Based Policing. Remaining topics have been and will continue to be addressed as important issues.

EMPLOYMENT EQUITY: A system is currently being developed for recruitment selection, evaluation and promotion to eliminate unfair treatment due to assumptions based upon ancestry, colour, sex, disability, status or other non-bona fide occupational requirements.

HIRING OF ABORIGINALS: Emphasis is placed upon Aboriginals and Visible Minorities for recruiting. Class #120 starts training 93 06 14 with 50% Aboriginal/Visible Minority content. Minority Youth Summer Employment Program (M.Y.S.E.P.) commences training 93 05 25 (5 members). We are preparing for the Constable Development Program start-up in September, focusing on females, preferred Aboriginal and Visible Minority. Preparations are underway for Recruit Class #121 (January '94) with at least 50% content Aboriginals/Visible Minority.

CROSS CULTURAL TRAINING/RACISM: A June 1993 start-up of two in-house Cross Cultural courses to cover personnel not having such training in the past five years will launch our new approach to understanding the Aboriginal culture. Many related initiatives have been undertaken over the past seven months.

POLICE PERSONNEL MATERIAL: Improvements to the Recruiting process have occurred with input from the City Personnel Department. Periodic meetings occur to critique the selection procedure.

COMMUNITY BASED POLICING: Relationships have been established with the Aboriginal Council of Winnipeg and the Assembly of Manitoba Chiefs (A.M.C.) First Nations Tribal Council, with monthly meetings as of the Fall of 1992. A widening network is being developed in these communities and this work is continuing.

Adopted by consent.

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

Report of the Committee on Protection, Parks and Culture, dated May 10, 1993

REPORT OF THE

COMMITTEE ON PROTECTION, PARKS AND CULTURE

DATED MAY 10, 1993

On motion of Councillor Thomas, the Report of the Committee on Protection, Parks and Culture, dated May 10, 1993, was considered clause by clause.

Moved by Councillor Thomas,
That the Consent Agenda items, Clauses 1, 2,3,4,5,6,7 and 8 be adopted.

Councillor Thomas requested that Clause 1 be pulled from the Consent Agenda.

Councillor Fraser requested that Clause 6 be pulled from the Consent Agenda.

Councillor Golden requested that Clause 3 be pulled from the Consent Agenda.

The motion to adopt the Consent Agenda, Clauses 2,4,5,7 and 8 was put and declared carried.

Her Worship the Mayor and Councillors:

Resolution from the Village of Belcarra, B.C. for Revisions to the Young Offenders Act. File GG-1 (Vol. 25)

650 - 1. Your Committee on Protection, Parks and Culture has considered the following resolution and suggested revisions to the Young Offenders Act (Schedule "A") which has been referred to Canadian municipalities by the Village of Belcarra, B.C., namely:

> "Whereas it would appear that the Young Offenders Act of Canada, as currently enacted, is inadequate for the needs of modern society;
>
> And Whereas young offenders in Canada appear to enjoy an extraordinary status under this Act which may not achieve the appropriate balance between the rights of young offenders and those of society as a whole;
>
> Therefore Be It Resolved that the Solicitor General of Canada be requested to review the current Young Offenders Act, with all relevant parties, for the purpose of identifying needed changes to improve the Act."

Your Committee on Protection, Parks and Culture concurs in the resolution and recommends that Council endorse its submission to the Honourable Pierre Blais, Minister of Justice.

Moved by Councillor Silva,
Adoption of the clause.

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

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

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

(Note: See Minute No. 659 for attachment.)

Report of the Committee on Protection, Parks and Culture, dated September 28, 1992

Use of the Winnipeg Soccer Complex by the Winnipeg Fury. File PR-2 (Vol. 76)

651 - 2. On January 22, 1992, Council adopted a recommendation that the Winnipeg Fury be allowed access to the Winnipeg Soccer Complex during the 1992 season and directed the Administration to monitor the impact of this use and report, with recommendations on future use, prior to the 1993 season.

The Winnipeg Soccer Complex is a City-owned facility operated under the auspices of a volunteer managing Board of Directors. This Board is governed in its actions by the conditions of a ten year lease and management agreement (expiring in March of 1997).

One of the terms of that agreement is that any use of the facility for activities other than amateur soccer must be expressly authorized by the City of Winnipeg. In 1992 the Complex Board requested, and was granted permission for, the scheduling of professional soccer in the facility for a one year trial basis. The Winnipeg Fury subsequently utilized the Complex as its home field during the 1992 season.

The Winnipeg Soccer Complex has served the needs of amateur soccer in Winnipeg since 1989. While the Complex has largely managed to operate on a break even basis, it has been unable to generate any revenue surpluses to provide for equipment depreciation or facility improvements. In fact, in 1992, the Board recognized that it would be hard pressed to avoid a deficit position under its existing operating strategy.

It was recognized that the presence of the professional soccer at the Complex could increase public awareness of the facilities existence; would result in increased attendance at amateur events which could be promoted during the professional events; and could entrench the Complex's reputation as Winnipeg's premier soccer facility.

Concerns that the professional use of the facility would result in a deterioration of field conditions have proven to be unfounded. Regular inspections of the Complex throughout the 1992 season demonstrated that the field(s) remained in excellent condition and were a credit to the hard work of the Complex Board.

The Fury utilized a total 19 of the 139 playing dates available from May 15th to September 30th. Within that same period, 39 playing dates remained vacant, unused by amateur soccer groups. As such, it is self-evident that no amateur groups were displaced.

Throughout the season, the Fury game nights were attended by City staff to monitor the relative success of the concept at that facility (this attendance was voluntary and the City incurred no staff costs).

Staff reported that the majority of fans parked their vehicles within the Complex parking lots. Although a very few fans were observed parking on adjacent streets, this practice was extremely limited (less than 15 cars). No complaints regarding fan parking were received by the Parks and Recreation Department during the 1992 season.

One complaint was received by the Department regarding loudspeaker noise in the residential area adjacent to the Complex. This complaint was brought to the attention of the Complex Board and resulted in an immediate modification of the loudspeaker orientation. No further complaints were received, and a random canvassing of the neighbourhood on the following game night resulted in no further concerns being expressed by any area residents.

It is the opinion of the Parks and Recreation Department that the Fury's use of the Complex resulted in no negative impact to the surrounding community. Neither the City nor the Complex Board experienced any additional costs as a result of the Fury's use of the Complex.

The Complex Board does report increased operational revenues of $ 12,130.00. These revenues allowed the complex to maintain a net operating surplus of $ 417.00 for the 1992 season.

An additional benefit of the Fury's presence at the Complex was the enhancement of the Complex's status within the citizenry of Winnipeg. The Fury were excellent corporate clients. For example, they provided opportunities for the participation of minor soccer players at each of their home games in the form of pre-game and half-time exhibition play. Other promotions were offered on a regular basis which promoted not only the Fury but the sport of soccer in general.

Your Committee on Protection, Parks and Culture can find no reason to rescind the approval for professional play at the Winnipeg Soccer Complex and recommends:

Report of the Committee on Protection, Parks and Culture, dated May 10, 1993

I. That the Board of the Winnipeg Soccer Complex be granted approval to schedule Winnipeg Fury league and playoff games at the Winnipeg Soccer Complex, for the 1993 season.

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

Adopted by consent.

Proposed Acquisition of property for Riverbank Parkway Purposes - Riel and East Kildonan-Transcona Communities. Files E-5.1 (Vol. 10) & PR-4 (Vol. 11)

652 - 3. At its meeting on December 6, 1972, City Council approved a riverbank land acquisition program involving property located along the east bank of the Red River between the former Midwinter Park and Carriere Avenue.

The completion of a riverbank parkway along a .65 mile stretch of the right bank of the Red River will not only provide recreational benefits for the Chalmers and North St. Boniface neighbourhoods but also will enhance riverbank opportunities to the public beyond the immediate local neighbour-hoods. The subject riverbank parkway between Ernie O'Dowda Park and the confluence of the Red and Seine Rivers has the added regional benefit of providing a direct riverbank parkway linkage between the Kildonan/Elmwood, North St. Boniface and Seine River parkways.

At this time, three property owners have offered their properties for sale to the City which are situated along the right bank of the Red River between O'Dowda Park and the CNR Main Line East, being properties located at 71/75 Archibald Street, 73 Archibald Street and 334/338 Nairn Avenue.

1. **71/75 Archibald Street:**

The Hurst Equipment Ltd. property is comprised of land and buildings and is situated on the right bank of the Red River north to existing City owned land at the confluence of the Red and Seine Rivers as outlined in Exhibit "A". The acquisition of the property would significantly enhance the existing City owned property by providing an enlarged "window" and increased public access to the confluence area of the two rivers. As well, the City would be able to environmentally preserve the portion of property which lies below the flood plain zoning boundary line which is currently heavily vegetated with riverbank forest.

Given that the property contains two commercial buildings in close association to the Archibald Street right of way, there is a potential for offsetting cost recovery. Assuming a suitable tenant could be identified, the City could lease the property until it was required for parkway development. As such, the City may recover a significant portion of the initial acquisition cost.

Although funding is not currently available from the riverbank land acquisition account, your Committee on Protection, Parks and Culture has been advised that funding for the subject property is available from the 1984 Local Improvement Unused Borrowing Authority.

2. **73 Archibald Street**

The Halldorson Property is located at 73 Archibald Street and contains a small residential dwelling.

Situated between the two Hurst property holdings, the Halldorson property is integral to the consolidation of properties at 71 and 75 Archibald Street and the current City owned property to the south at the confluence of the Red and Seine Rivers. The subject property similarly is heavily vegetated with riverbank forest below the flood plain delineation line.

The Land Surveys and Real Estate Department is supportive of acquiring the Halldorson property utilizing available funds from the riverbank land acquisition account.

Report of the Committee on Protection, Parks and Culture, dated September 28, 1992

3. **334/338 Nairn Avenue**

These properties are situated south of Nairn Avenue and adjacent to the Red River and are located between private properties owned by the River Rouge Limited to the west and the LaSalle Hotel to the east.

The acquisition of the properties at 334/338 Nairn Avenue would not only enhance public access to the east bank of the Red River, but also provide property options for negotiating waterfront access with the two adjacent property owners (River Rouge Limited and LaSalle Hotel).

By securing the properties as well as the waterfront portions of the properties of the LaSalle Hotel and River Rouge Limited, continuous public riverbank access would be substantially completed between the Louise Bridge and the CPR Keewatin Subdivision line with the exception of three privately owned riverbank properties situated immediately south of Allan Street.

The properties at 334/338 Nairn Avenue have been offered for sale to the City and although funding is not currently available, your Committee is supportive of acquiring the properties for riverbank parkway purposes, to be funded as a first charge against the 1993 Riverbank Land Acquisition Account.

4. Related Additional Property Acquisitions/Easements:

(a) River Rouge Limited Property

The River Rouge Limited Property is situated adjacent to the Red River, east of the Louise Bridge and west of private property located at 334/338 Nairn Avenue.

The Parks and Recreation Department proposes a common use of the riverbank area for riverboat passenger purposes and riverbank parkway purposes, in exchange, for additional parking provision in conjunction with a portion of the 334/338 Nairn Avenue property frontage.

Consequently, your Committee on Protection, Parks and Culture requests that negotiations be initiated with the River Rouge Limited for waterfront access following the successful acquisition of properties located at 334/338 Nairn Avenue.

(b) LaSalle Hotel

The LaSalle Hotel property is situated adjacent to the Red River along Nairn Avenue and east of the private properties located at 334/338 Nairn Avenue.

The site contains a commercial hotel structure above the top of bank with adjacent parking lot areas for hotel patrons. Below the top of bank, the property is undeveloped and is well vegetated with riverbank forest. The negotiation of an easement in conjunction with this property would significantly enhance the riverbank parkway potential by extending public riverbank access eastwards from the Louise Bridge.

Similar to the River Rouge Property, your Committee on Protection, Parks and Culture recommends negotiation of a land exchange or easement with the LaSalle Hotel for the riverbank portion in exchange for provision of additional parking area utilizing a portion of the 334/338 Nairn Avenue property frontage.

(c) Additional Privately Owned Properties on Nairn Avenue, south of Allen Street

Three privately owned properties are situated along Nairn Avenue interspersed between City owned riverbank properties.

An inspection of the three residential riverbank properties visually indicates that the properties have not been developed below the top of bank. The potential negotiation of public easements along the riverbank portions would complete the land assemblage requirements for a riverbank parkway extending from the Louise Bridge to the City owned (Knights of Columbus) property at the intersection of Desalaberry Avenue and Watt Street.

(d) CPR Property Lot 1 CPR Keewatin Sub-division Line

Report of the Committee on Protection, Parks and Culture, dated May 10, 1993

This property is located south of city owned property and adjacent to Archibald Street and contains a railway bridge support structure.

Your Committee on Protection, Parks and Culture proposes that negotiations be initiated with the CPR to permit waterfront access for the development of a public pathway; including development of such a pathway underneath the existing bridge structure.

(e) Additional Privately Owned Properties Fronting Rue Archibald

Privately owned (commercial) properties are situated along Archibald Street interspersed between City owned riverbank properties.

A visual inspection of the properties indicates that the various owners have not developed their properties beyond the boundaries of the flood plain zoning, and that the existing buildings are situated in close proximity to the Archibald Street right of way. Moreover, a mature dense riverbank wood lot is situated in the flood plain area, extending from the CPR Keewatin Bridge to the CNR mainline overpass.

It is proposed that negotiations be undertaken to obtain easements/access from the four property owners for property located between the flood plain zoning boundary and water's edge between the CPR Keewatin Line and the CNR mainline east; in conjunction with negotiations for the acquisition of 71, 73 and 75 Archibald Street.

(f) CNR Property Main Line

This property is located south of city owned property and adjacent to Archibald Street and contains a railway bridge support structure.

Your Committee on Protection, Parks and Culture proposes that negotiations be initiated with the CNR to permit waterfront access for the development of a public pathway up to the north limit of the existing bridge structure.

5. Riverbank Stability on the Right Bank of the Red River Between the Louise Bridge and the Confluence of the Red and Seine Rivers:

As part of the development of a riverbank parkway along the subject stretch of riverbank, consideration should be given to the stability of property adjacent to water's edge.

As of this date, a comprehensive geotechnical investigation has not been conducted for the subject area subsequent to the initial 1972 approval of a riverbank land acquisition program. Although the Parks and Recreation Department supports the 1972 City Council initiative, nevertheless, has recommended that a thorough geotechnical investigation of the north/east riverbank between the Louise Bridge and the confluence of the Seine River be undertaken concurrent with the proposed land assembly program.

The Parks and Recreation Department in consultation with the Rivers and Streams Authority, recommends that the geotechnical investigation examine the riverbank stability, identify alternatives for improving riverbank stability and provide short, medium and long term priorities for stabilization of the bank in this stretch including cost estimates. This study has been estimated to cost up to $25,000.00. Funds for the study are not available and as such, an additional appropriation to the current budget would be required to fund the study.

The Riverbank Management Committee concurred in principle with the recommendations contained in this report subject to these lands being available.

Your Committee on Protection, Parks and Culture recommends:

I. That the original council approval dated December 6, 1972, be reaffirmed for the establishment of a riverbank parkway along the right bank of the Red River between Ernie O'Dowda Park (formerly Midwinter Park) and the confluence of the Seine River and the Red River.

Report of the Committee on Protection, Parks and Culture, dated September 28, 1992

II. That the Director of Land Surveys and Real Estate be authorized to negotiate the acquisition of privately owned properties situated at 71 and 75 Archibald Street for riverbank parkway purposes utilizing funds which are available from the 1984 Local Improvement Unused Borrowing Authority.

III. That the Director of Land Surveys and Real Estate be authorized to acquire a privately owned property situated at 73 Archibald Street for riverbank parkway purposes utilizing funds which are available from the Riverbank Land Acquisition Account.

IV. That the Director of Land Surveys and Real Estate be authorized to negotiate the acquisition of privately owned properties situated at 334/338 Nairn Avenue for riverbank parkway purposes to be funded as a first charge against the 1993 Riverbank Land Acquisition Account.

V. That the Director of Land Surveys and Real Estate be directed to lease the aforementioned properties upon successful acquisition until required for riverbank parkway development.

VI. That the Director of Land Surveys and Real Estate be authorized to enter into negotiations with the owners of the LaSalle Hotel and River Rouge Ltd. properties for the purpose of obtaining public access along the Red River.

VII. That the Director of Land Surveys and Real Estate be authorized to enter into negotiations with the remaining three private property owners fronting on Nairn Avenue between the LaSalle Hotel and the City owned (Knights of Columbus) property for the purpose of obtaining access to the Red River from the private property owners.

VIII. That the Director of Land Surveys and Real Estate be authorized to enter into negotiations with the CPR to obtain an easement over railway lands to permit waterfront access to the Red River.

IX. That the Director of Land Surveys and Real Estate be authorized to enter into negotiations with the remaining four private property owners fronting on Archibald Street for the purpose of obtaining easements over private properties for waterfront access to the Red River.

X. That the Director of Land Surveys and Real Estate be authorized to enter into negotiations with the CNR to obtain an easement over railway lands to permit waterfront access to the Red River.

XI. That the Rivers and Streams Authority Engineer be authorized to conduct a complete geotechnical investigation of property along the right bank of the Red River between the Louise Bridge and confluence of the Seine and Red Rivers and report the results to the Board of Commissioners for consideration, funds for the geotechnical investigation to be capitalized against the acquisition accounts for properties on Nairn Avenue and Archibald Street in the event these properties are purchased before 1994, or funds for the study to be included in the 1994 Current Estimates in the amount of $25,000.00.

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

Moved by Councillor Thomas,
Adoption of the clause.

Carried.

(Note: Copy of Plan referred to in the above clause is on file in the office of the City Clerk.)

Proposed Expansion of the Leo Mol Sculpture Garden to include the Artist's Studio - Funded through the Friends of Leo Mol Trust Foundation.
File PR-7.1 (Vol. 7)

653 - 4. The Friends of Leo Mol Trust Foundation, at no cost to the City, is prepared to fund the relocation of the artist's former studio from the vicinity of Bird's Hill Provincial Park to an area in Assiniboine Park located immediately west of the existing Sculpture Garden, as well as develop an appropriately landscaped setting for the studio building. The 760 square metre area in question is currently a gravelled, unused portion of the existing service area, and, could be amalgamated with the Sculpture Garden facility without compromising the park's

Report of the Committee on Protection, Parks and Culture, dated May 10, 1993

operations or necessitating relocation of any service facilities, as outlined in Exhibit "A".

The incorporation of the artist's studio, a former rural school house would provide a further educational dimension to the present display of sculptural works in the Garden. Development costs for the proposed garden extension, estimated at $140,000.00 would be borne exclusively by the Trust Foundation; however the additional maintenance costs estimated at $14,000.00 annually (site - $7,000.00; building - $7,000.00) would be required to be assumed by the City. This is a very worthwhile project in view of the anticipated interpretive value of the studio display for public education purposes, and supported by the Parks and Recreation Department. However, Department maintenance funds have been reduced tremendously during the part three years, and the Department does not have the ability to assume additional new project maintenance expenditures. If the Department is to assume maintenance expenditures for this project, additional funding will be required in 1994 when the project is completed.

As funding for the proposed development and studio relocation is currently available, the Trust Foundation wishes to proceed with the project during the forthcoming summer/fall season.

Your Committee on Protection, Parks and Culture therefore recommends:

I. That the Leo Mol Sculpture Garden be expanded to incorporate an underutilized portion of the existing service yard situated to the west of the Garden, for the purpose of displaying the artist's former studio; funding for the project to be provided entirely by the Friends of Leo Mol Trust Foundation.

II. That funding in the amount of $14,000.00 be approved for the annual maintenance of the proposed expansion of the Leo Mol Sculpture Garden, same to be included in the 1994 Current Estimates of the Parks and Recreation Department.

III. That the existing agreement between the Friends of Leo Mol Trust Foundation and the City of Winnipeg be amended to include the additional area and facility.

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

Adopted by consent.

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

Winnipeg Boys and Girls Clubs Inc. - Expanded Clean Machine Program - Waterways - 1993. File PR-2.8 (Vol. 4)

654 - 5. The Board of Directors of the Winnipeg Boys and Girls Clubs Inc., in a letter to the Parks and Recreation Department, requested that the Department give favourable consideration to their 1993 Expanded Clean Machine Program, at a cost of $20,000.00. (Exhibit "A").

The Parks and Recreation Department regards the Expanded Clean Machine Program as a worthwhile endeavour which services complement the mandate of the Parks and Recreation Department, in two important ways. First, the Program actively addresses environmental issues, and particularly the "recreational" environment by providing a much needed cleanup service along those sections of Omand's Creek and the Seine River which the Department is unable to regularly maintain within its current budget. The clean up efforts of the program have, over the years, restored the beauty of these waterways, which are popular recreational areas for both residents of Winnipeg and tourists.

Second, the Expanded Clean Machine offers employment opportunities for at-risk youth and young adults aged seventeen to twenty-four years residing within the core area of Winnipeg. The Parks and Recreation Department is mandated to serve the same population through its programs and facilities.

Report of the Committee on Protection, Parks and Culture, dated September 28, 1992

While acknowledging the value of the Expanded Clean Machine Program, the Department does not support the funding of the Program from within the adopted budget for 1993. Inclusion of the Expanded Clean Machine within the existing budget provisions would effectively displace $20,000.00 in base level parks maintenance services, such as grass cutting in neighbourhood parks and litter pick-up. This would place additional pressure on the already overburdened parks maintenance budget.

Similar requests for funding of the Expanded Clean Machine Program were submitted by the Winnipeg Boys and Girls Clubs Inc. in the years 1988 to 1992 inclusive. Council approved the following amounts as additional appropriations in each of those years:

1988: $17,769.00
1989: $18,847.00
1990: $18,948.00
1991: Funding request was not approved by Committee on Protection, Parks and Culture
1992: $20,000.00

Your Committee on Protection, Parks and Culture recommends:

I. That an additional appropriation in the amount of $20,000.00 be provided in the 1993 Current Estimates of the Parks and Recreation Department to cover the costs of the 1993 Expanded Clean Machine Program of the Winnipeg Boys and Girls Clubs Inc.

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

Adopted by consent.

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

Contracting Out of the Kinsmen-Allard and West Kildonan Arenas. File PR-2.1 (Vol. 20)

655 - 6. On March 24, 1993, Council adopted the recommendation of the Committee on Protection, Parks and Culture that a proposal call be issued for the contracted operation of the West Kildonan and Kinsmen-Allard Arenas.

On April 14, 1993, the Purchasing Department issued a call for proposals for the operation of the two arenas (RFP No. 272-93). The Purchasing and Parks and Recreation Departments were directed to do all things necessary to have the required contracts in place by June 4, 1993.

All submissions were reviewed by an evaluation committee comprised of officials of the Parks and Recreation Department and an official of the Audit Department.

All submissions were first evaluated on the basis of their adherence to the minimum criteria specified within the March 24, 1993, Council directive governing the proposal call, specifically:

- the offerer's status as a non-profit organization within the City of Winnipeg;

- the intention of the offerer to operate the arena for ice skating programs during the regular (operating) season of the arena;

- the willingness of the offerer to take responsibility for the off season operation of the arena;

- the willingness of the offerer to adhere to the Ice Allocation and Fees and Charges Policies of the City to the extent that community youth would be accommodated within the parameters of those policies;

- the acceptance of a one year contract;

Report of the Committee on Protection, Parks and Culture, dated May 10, 1993

- the expressed intention of the offerer to adhere to the statutory staffing requirements (i.e. refrigeration certification for operating staff).

At the advice of the Purchasing Department, those proposals which did not meet the minimum requirements set down in the Council Order were rejected as non-responsive to the call for proposals. The remaining proposals were evaluated on the basis of ten additional "comparative criteria", based upon the Council directive and designed to measure the following:

- the viability of the offerer's business plan

- the financial and human resources of the offerer

- the experience of the offerer in the operation of an indoor arena

- the level of service that would be provided by the offerer to the community at large

Interviews were conducted with all responsive offerers to clarify any ambiguities which existed within their proposals. No previously unreferenced information was solicited and no substantive modifications to the original proposals were allowed during the course of the interviews.

All actions of the City in the advertisement of the proposal call and the subsequent evaluation of proposals have been in keeping with established purchasing policies of the City.

Upon examination of the 4 proposals received, your Committee on Protection, Parks and Culture is of the opinion that the West Kildonan Community Centre and the St. James Minor Hockey Association have provided the City with proposals which reflect the best combination of financial and human resource viability, coupled with a responsive and responsible approach to the general community need.

Further, these organizations have indicated the strongest commitment to the reduction of tax based support for the operation of the arenas in question.

Your Committee on Protection, Parks and Culture therefore recommends:

I. That a contract for the operation of the West Kildonan Arena be awarded to the West Kildonan Community Centre and a contract for the operation of the Kinsmen-Allard Arena be awarded to the St. James Minor Hockey Association, subject to the terms and conditions as outlined in Proposal Call RPF No. 272-93.

II. That the Acting City Solicitor be instructed to prepare the necessary contracts between the City and the West Kildonan Community Centre and the St. James Minor Hockey Association.

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

Moved by Councillor Fraser,
Adoption of the clause.

656 - Pursuant to The Municipal Council Conflict of Interest Act, Councillor Prystanski advised that he would refrain from entering the discussion and from voting on the above clause, due to his employment association with the City of Winnipeg, being a C.U.P.E. employee on a political leave of absence, and left the Chamber.

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

The Speaker returned to the Chamber and resumed the Chair.

The motion for the adoption of the clause was put.

Report of the Committee on Protection, Parks and Culture, dated September 28, 1992

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

Yeas: Councillors Eadie, Fraser, Golden, Lazarenko, Clement, Her Worship Mayor Thompson and Councillor Angus. 7

Nay: Councillors Boychuk, Hyman, Silva and Thomas. 4

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

Councillor Prystanski here returned to the Chamber.

Impact of Free Tuesdays and Annual Passes on the "Down Under" Exhibit at the Assiniboine Park Zoo.
File PR-7.1 (Vol. 13)

657 - 7. Council at its meeting held on April 28, 1993, passed the following motion, namely:

"Whereas an agreement between The City of Winnipeg, the Assiniboine Park Zoo Development Corporation and the Zoological Society of Manitoba, regarding the 'Down Under' Project, was signed on July 29, 1992;

And Whereas when Council adopted the establishment of admission fees for the Zoo, two amendments were made that may affect the ability of the Parks and Recreation Department and the Zoological Society of Manitoba to meet their financial projections;

Therefore Be It Resolved that Council approve that the manner in which the 1993 revenues from admission fees at the Assiniboine Park Zoo are apportioned between the City and the Zoological Society of Manitoba be modified as follows:

1. The Zoological Society of Manitoba to receive the first $934,600.00 in revenues.

2. The City to receive the next $535,786.00 in revenues."

In order to avoid any negative financial impact to the Zoological Society as a result of the establishment of the free Tuesdays and the annual passes, your Committee on Protection, Parks and Culture is of the view that any additional revenues that are received in addition to the amounts stipulated, be allocated to the Zoological Society in 1993.

Your Committee on Protection, Parks and Culture therefore recommends:

I. That the manner in which the 1993 revenues from admission fees at the Assiniboine Park Zoo are apportioned between the City and the Zoological Society of Manitoba be further modified as follows:

A. That any net revenues received in excess of the stipulated amounts be allocated to the Zoological Society for the period ending December 31, 1993.

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

Adopted by consent.

Report of the Committee on Protection, Parks and Culture, dated May 10, 1993

Waiving of Sewer Charges for certain Recreation Facilities.
Files PR-2 (Vol. 76) & WS (Vol. 4)

658 - 8. The Committee on Protection, Parks and Culture on May 10, 1993, heard members of the Manitoba Soccer Association in delegation regarding outstanding sewer bills which have accrued to the Winnipeg Soccer Association in connection with the irrigation of fields at the Winnipeg Soccer Complex. They advised Committee that the facility's water meter had been shut off and that, without irrigation, the facility would not be able to operate in 1993.

Committee also considered a chronology of events regarding the outstanding sewer charges. (Exhibit "A")

Following deliberation, your Committee on Protection, Parks and Culture directed the Chairman of the Committee on Protection, Parks and Culture to meet with the Chairman of the Committee on Finance and Administration together with the Commissioners of Protection, Parks and Culture and Finance and Administration to attempt to resolve the outstanding sewer account of the Manitoba Soccer Association in a fair and equitable fashion.

Your Committee on Protection, Parks and Culture recommends:

I. That sewer charges be waived for City-owned outdoor Parks and Recreation complexes that are not funded by a grant from the City of Winnipeg and that use metered water for irrigation purposes.

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

Adopted by consent.

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

659 - Schedule "A" referred to in Clause 1 of the Report of the Committee on Protection, Parks and Culture, dated May 10, 1993.

SCHEDULE "A"

Revision of the Young Offenders Act

The following concerns are suggested areas which may be further investigated during a review of the Young Offenders act.

While the Act appears to adequately serve the needs of first-time offenders, many Canadians are worried that it does not provide satisfactory protection to the public against the criminal actions of chronic or repeat offenders.

As a result, the Village of Belcarra urges the Federal Government to undertake a revision of the Young Offenders Act, so that it will adequately protect the public from the criminal actions of young offenders.

While the Young Offenders Act seems to recognize the importance of public protection in Canada, we would draw your attention to the following excerpt:

Section 3(1)(b):"Society must, although it has the responsibility to take reasonable measures to prevent criminal conduct by young persons, be afforded the necessary protection from illegal behaviour;"

It would appear there is little in the Act that will afford protection from illegal behaviour of the young offenders. Specifically, the following areas might be considered as a guide to concerns currently held by the general public:

a) Adequate protection of the general public from the young offender.

b) A viable way to protect and assist law enforcement officers as they attempt to enforce the Act.

c) The protection of under-age people, who may be directly influenced by a criminal element, or who may be acting as a result of peer pressure. These individuals would not normally commit a crime, however, neither are they adequately protected under the Act.

d) Review of the "rehabilitation" program for young offenders, with a view of providing recommendations to improve existing guidelines.

COMMITTEE ON PROTECTION, PARKS AND CULTURE

MOTIONS

Moved by Councillor Lazarenko,
Seconded by Councillor Silva,

660 - WHEREAS the City of Winnipeg enacted an alarm bylaw to encourage property owners to install
alarms to protect their property;

AND WHEREAS thousands of Winnipegger's have done so, and in doing so have received a reduction in their insurance policy premiums and also a saving to the taxpayers of Winnipeg by providing a deterrent that means less involvement by the Police Department;

AND WHEREAS Council enacted an annual fee structure of $20.00 per resident that installs an alarm system whether they are connected to the police department or not;

AND WHEREAS this hidden form of tax is a penalty on a home owners decision to protect their property;

THEREFORE BE IT RESOLVED that Council request the Committee on Protection Parks and Culture to revisit the present with a view to proposing a fee structure that will encourage people to protect their property and report back to Council.

Automatic Referral to the Committee on Protection, Parks and Culture in accordance with Rule 16.1 of the Procedure By-law