CONSIDERATION OF REPORT OF THE

COMMITTEE ON FINANCE AND ADMINISTRATION

The Executive Policy Committee has had before it Report "B" of the Committee on Finance and Administration, dated April 23rd, 1991, has concurred in the recommendations contained therein and submits same to Council for approval and adoption.

On motion of Councillor Selinger, Report "B" of the Committee on Finance and Administration, dated April 23rd, 1991, was considered.

West Committee Room,
Council Building, Winnipeg.
April 23rd, 1991.

His Worship the Mayor and Councillors:

Your Committee on Finance and Administration submits the following Report "B" and recommends:

Function of Workers' Compensation Co-ordinator. File GU-2.8

883 - 1. Your Committee on Finance and Administration has considered the following motion referred to it by Council on March 27th, 1991, namely:-

"WHEREAS the function of the Workers' Compensation Co-ordinator is a duplication of function of the Workers' Compensation Board;

THEREFORE BE IT RESOLVED that this position be abolished."

Your Committee recommends that the motion be filed inasmuch as the situation of duplicate investigation process has already been dealt with and approved by Council on March 27th, 1991, in Clause 3 of the Report of the Committee on Finance and Administration, dated March 12th, 1991, "Report on the Operation of the Workers Compensation Committee".

Moved by Councillor Selinger,
Adoption of the clause.

Carried.

CONSIDERATION OF REPORT OF THE

COMMITTEE ON FINANCE AND ADMINISTRATION

The Executive Policy Committee has had before it the Report of the Committee on Finance and Administration, dated May 14th, 1991, has concurred in the recommendations contained therein and submits same to Council for approval and adoption.

On motion of Councillor Selinger, the Report of the Committee on Finance and Administration, dated May 14th, 1991, was considered clause by clause.

West Committee Room,
Council Building, Winnipeg.
May 14th, 1991.

His Worship the Mayor and Councillors:

Your Committee on Finance and Administration submits the following Report and recommends:

Proposed Land Exchange - Part of Public Reserve "A", Plan 21526 - City of Winnipeg - Part of Lot 4, Block 2, Plan 21526 - St. Vital School Division No. 6 (Highbury Road School Site).
File FI-2.4.4(School)

884 - 1. Your Committee on Finance and Administration has considered the attached Item 1 of Report No. 1 of the Technical Advisory Committee on City Properties dated April 30th, 1991 (File 6637/3) relative to an exchange of City-owned property (Parcel "B") and the School Division No. 6 property (Parcels "A" and "C") located east of Highbury Road, south of Hackmore Crescent in the St. Boniface-St. Vital Community as shown on Misc. Plan No. SBSV 8011/2.

Pursuant to Section 156(2) of The City of Winnipeg Act (S.M. 1989-1990 C. 10) the disposal/exchange of property designated or acquired for park purposes require the approval of at least two-thirds majority of Council.

Your Committee on Finance and Administration recommends that Parcel "B", shown on Misc. Plan No. SBSV 8011/2, be declared surplus to the City's requirements and that the exchange of lands between the City of Winnipeg and the St. Vital School Division No. 6, be approved in accordance with the terms and conditions as outlined in the report.

Your Committee also recommends that the Proper Officers of the City be authorized to do all things necessary to implement the above recommendation, including the execution of any documents related thereto.

Moved by Councillor Selinger,
Adoption of the clause.

Carried.

(Note: Attachment referred to in the above clause is on file in the Office of the City Clerk.)

Appointment of Winnipeg Chamber of Commerce Representative to the Winnipeg Parking Authority.
Files ST-8 and GC-7

885 - 2. Your Committee on Finance and Administration has been advised that appointment of Citizen Members on the Winnipeg Parking Authority should be for a term of three years.

Report of the Committee on Finance and Administration, dated May 14th, 1991.

Your Committee subsequently reconsidered Clause 2 of the Report of the Committee on Finance and Administration dated March 12th,1991, "recommending that Mr. Don Love be re-appointed the representative of the Winnipeg Chamber of Commerce to the Winnipeg Parking Authority for the term expiring November 1991, or until as soon thereafter a successor is appointed", and thereafter adopted by Council on March 27th, 1991.

Your Committee on Finance and Administration therefore recommends that Mr. Don Love be re-appointed the representative of the Winnipeg Chamber of Commerce to the Winnipeg Parking Authority for the term expiring November 1993, or until as soon thereafter a successor is appointed.

Moved by Councillor Selinger,
Adoption of the clause.

Carried.

Appointment of Special Constables - Civic Properties and Operations Departments. File GF-2.3

886 - 3. Your Committee on Finance and Administration has been informed by the City Solicitor that the Director, Civic Properties Department has requested that the following employee of the Civic Properties Department, who may be required to perform By-law enforcement duties, be sworn in as a Special Constable:

PAUL BLAKE

Your Committee has also been advised by the City Solicitor that the Technical Supervisor, District No. 3 of the Operations Department, has requested that the following employee of the Operations Department, who may be required to perform By-law enforcement duties, be sworn in as a Special Constable:

WILLIAM JAMES HOFFMAN

Your Committee on Finance and Administration recommends that the City Solicitor be authorized to make the necessary applications to the Attorney-General's Department to have the above-named employees from the Civic Properties and Operations Departments sworn in as Special Constables.

Your Committee also recommends that the Proper Officers of the City be authorized to execute the required Forms of Indemnity of whatsoever kind or nature arising out of the acts and conduct of anything done, said or written by the said Special Constables when they function as Special Constables, under the said appointments.

Moved by Councillor Selinger,
Adoption of the clause.

Carried.

Purchase and Exchange of Crystal Developers Ltd. Property - North-East Corner of Navy Way and Assiniboine Avenue Purchase of H.M.C.S. Chippawa Property by Exchange - South side Assiniboine Avenue between Garry Street and Navy Way - City Centre-Fort Rouge Community. File FI-2(22)

887 – 4. On November 2nd, 1989, the Board of Commissioners, in consideration of a report from the Director of the Parks and Recreation Department, dated September 29th, 1989, authorized the Director of the Land Surveys and Real Estate Department to enter into negotiations for the acquisition of the riverbank property on Assiniboine Avenue, under the ownership of H.M.C.S. Chippawa, for purposes of a riverbank park and promenade.

Report of the Committee on Finance and Administration, dated May 14th, 1991.

On April 18th, 1991, the Board of Commissioners considered a report from the Director of Land Surveys and Real Estate dated April 15th, 1991 and the Director of Land Surveys and Real Estate dated April 15th, 1991 and authorized the Land Surveys and Real Estate Department to negotiate a land exchange whereby the lands next to H.M.C.S. Chippawa, located at the north-east corner of Assiniboine Avenue and Navy Way shown as "Subject Property" on Sketch Plan No. CCFR 8142, be acquired and exchanged for the H.M.C.S. Chippawa Property backing onto the Assiniboine River shown as "Subject Property" on Misc. Plan No. CCFR 7874.

Your Committee on Finance and Administration recommends:-

1. That the acquisition of the Crystal property at a price of $260,000.00 be approved in accordance with the terms and conditions as outlined in the report, subject to D.N.D.'s ratification of the land exchange as stipulated in Recommendation No. 2 below mentioned;

2. That the land exchange with regard to the H.M.C.S. Chippawa property be approved in accordance with the terms and conditions as outlined in the said report;

3. That the Proper Officers of the City be authorized to do all things necessary to implement the above recommendations including the execution of any documents related thereto;

4. That the Mayor be requested to contact the appropriate Minister of the Federal Government to expedite its approval process to enable the City to include the Chippawa property into the 1991 redevelopment of Bonnycastle Park.

Moved by Councillor Selinger,
Adoption of the clause.

Carried.

Amendment to License By-law No. 4007/85 - Increase in Transient Traders' Licenses. File EL

888 - 5. Out-of-town vendors are subject to licensing under the City's License By-law No. 4007/85 as "Transient Traders". This is identified in Section 11, Subsection 73 of the By-law which states in part:

11(73) "transient trader" means any person, whether occupying permanent or other premises elsewhere in the City or not, who offers goods for sale in premises in the City or inn or from any railway freight car, automobile or other vehicle, or in any other place in the City where the carrying on of such business is for a temporary period only and whose trade is not specifically referred to in this By-law.

(Complete definition and fee charged are outlined on Exhibit I)

In addition to the requirements of The City of Winnipeg License By-law, many transient traders fall within the licensing and bonding requirements imposed upon direct sellers by the Province of Manitoba under The Consumer Protection Act. (Under recent legislative amendments, the requirements of The Consumer Protection Act specifically apply in most cases where sales are made in or from a hotel, motel or other temporary or short-term establishment).

Municipalities are not permitted under their licensing powers to enact regulations which are intended to prohibit or discourage the carrying out of a trade. Similarly, the City cannot administratively discourage the issuance of licenses; if the requirements of the current License By-law have been met, the License Branch cannot deny or discourage the issuance of a transient traders license to an applicant.

The City of Winnipeg Act does allow the City to charge a reduced license fee of persons who are assessed for business tax in respect of business premises within the City as compared to persons who are not assessed for business tax. However, for such a differential license fee to be valid, the fee reduction for local businesses should bear some reasonable correlation to the taxes and other payments made by such businesses to the City which are not paid by transient operators and should not simply be a punitive measure imposed against non-local businesses.

Report of the Committee on Finance and Administration, dated May 14th, 1991.

A number of Canadian cities have been surveyed to obtain additional information on the licensing of out-of-town vendors. The results of that survey are outlined in Exhibit II. It should be noted that the City of Winnipeg does not have the power to classify transient traders according to the type of business premises occupied and impose
varying corresponding license fees in the manner that has been adopted by Regina and Saskatoon.

Your Committee on Finance and Administration has been advised that its Ad Hoc Committee on Licensing has expressed the opinion that out-of-town vendors should be restricted or discouraged as they do not contribute to the economy of the City and has considered a further report from the License Branch providing more information, including the number of licenses issued with particular reference to the type of articles sold. (Exhibit III)

Your Committee on Finance and Administration recommends that Section 5(5) and Item 87, Schedule "A" of the License By-law No. 4007/85 be amended to include a time-limited issuance of Transient Traders' License, i.e. 90 days from date of issuance of license and to incorporate an increase in Transient Traders' Licenses, as follows:-

In Town Vendors	$350.00
Out-of-Town Vendors	500.00
Each Additional Location for In-Town and Out-of-Town Vendors	50.00
Transfer fee of licenses exceeding $100.00	25.00

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

Moved by Councillor Selinger,
Adoption of the clause.

In amendment,

Moved by Councillor Kaufmann,
Seconded by Councillor Lazarenko,
That Clause 5 of the Report of the Committee on Finance and Administration, dated May 14th, 1991, be amended by deleting the amounts shown in the following categories in the second last paragraph and replacing those amounts as shown, namely:-

In Town Vendors		$600.00
Out of Town Vendors	$800.00	
Each additional location In Town and Out of Town	$500.00	

With the concurrence of the seconder and with the permission of Council, Councillor Kaufmann withdrew his motion.

Moved by Councillor Kaufmann,
That the clause be referred back to the Committee on Finance and Administration.

Carried.

Report of the Committee on Finance and Administration, dated May 14th, 1991.

Exemption to City of Winnipeg License By-law No. 4007/85 - Variety Club of Manitoba, Tent 58, Inc. File EL-1

889 - 6. On January 30th, 1990, your Committee on Finance and Administration considered a communication from the Variety Club of Manitoba, Tent 58, Inc., dated December 29th, 1989, requesting an exemption from the application of the provisions of the City of Winnipeg License By-law to certain billiard tables used to conduct fund-raising events throughout the City.

On April 18th, 1990, Council passed By-law No. 5424/90 exempting the Variety Club of Manitoba, Tent 58, from the provisions of the City of Winnipeg License By-law No. 4007/85 for the period from November 10th, 1989, to March 31st, 1990.

On May 7th, 1990, the Variety Club of Manitoba, Tent 58, Inc. again requested an exemption from the application of the provisions of the City of Winnipeg License By-law to certain billiard tables used to conduct fund-raising events throughout the City.

The City of Winnipeg By-law No. 4007/85 requires all persons carrying on the trade of a billiard parlour to obtain a license therefor. The By-law defines a billiard parlour as any room, building or place to which the public is admitted and in which a billiard table is kept, whether used or not. The By-law provides that before a license to operate a billiard parlour may be issued, a Certificate of Good Character is required from The Character Review Board as well as the approval of the Community Committee for the area in which the trade is proposed to be carried on.

The City of Winnipeg Act permits Council by by-law to exempt any club from the provision of its License By-law relating to billiard or pool tables. Exemptions under that authority have been extended to 37 social clubs throughout the City having billiard or pool tables for the use of their members.

Variety Club of Manitoba, Tent 58, Inc. has provided documentation that it is incorporated without share capital to be carried on without pecuniary gain to its members.

The application for exemption requests exemption for the period September 15th, 1990, through March 31st, 1991.

On March 6th, 1991, Council passed By-law No. 5646/91, exempting Variety Club of Manitoba, Tent 58, Inc., from the provisions of the City of Winnipeg License By-law No. 4007/85 for the period from March 7th, 1991 to April 30th, 1991.

The City's License Branch and Law Department have reviewed this operation and recommend that Variety Club of Manitoba, Tent 58, Inc. be exempted from licensing without attaching a time period.

Your Committee on Finance and Administration recommends that an exemption from the provisions of the City of Winnipeg License By-law No. 4007/85 to certain billiard tables used to conduct fund-raising events throughout the City, be granted to Variety Club of Manitoba for a period of five years.

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 Councillor Selinger,
Adoption of the clause.

Carried.

Report of the Committee on Finance and Administration, dated May 14th, 1991.

Amendment to License By-law No. 4007/85 - Regulations of Food Hawkers.
File EL-1

890 - 7. Your Committee on Finance and Administration has considered a number of changes to the License By-law No. 4007/85 regarding the Regulation of Food Hawkers, namely:-

(1) The by-law presently provides for the licensing of "hawkers with vehicles" and "hawkers travelling on foot". It does not however provide specifically for the licensing or regulation of hawkers who employ mobile food units (units without trailer hitches which are commonly located on sidewalks and boulevards on a stationary basis during the time that food sales are occurring). It is proposed that specific reference to such units be inserted in the appropriate provisions of the License By-law such that:

a) hawkers operating mobile food units would be subject to the same license fee as applies to hawkers operating with vehicles; and

b) hawkers with mobile food units would be permitted to operate on sidewalks and boulevards and would not be subject to the requirement that they must remain moving unless actually engaged in making a sale to a customer.

(2) The license year for a hawker would be changed to coincide with the calendar year rather than the license year commencing on June 1st as applies to all other trades. This change would address a concern of the Health Department that hawkers can now begin using food vending units and vehicles which have been taken out of storage for the winter without a health inspection if they had an existing license from the previous season.

(3) It is proposed that mobile food units be required to be equipped with wheels in such a manner as to be readily movable by one person in order to insure that such vehicles could be moved readily in the event of an emergency.

(4) It is proposed that mobile units be restricted from locating on that portion of a sidewalk or boulevard which is within sixteen feet from a crosswalk or intersection as well as within that portion of a sidewalk or boulevard located adjacent to a bus stop in order that such units not obstruct pedestrian traffic or create a safety hazard.

The Committee was also advised of the various suggestions proposed, namely that specific zones be identified on the sidewalks for the use of food hawkers and their carts that these spots be painted or identified by plaques, and that a limit be imposed on the maximum size of carts.

A brief has been submitted by Mr. Denis Smith, Manitoba Restaurant and Food Services Association, 1576 Spruce Street, outlining the position taken by the said Association.

Mr. Brian Collie, representing the Winnipeg Street Vendors Association expressed the Association's concerns with respect thereto.

Your Committee on Finance and Administration recommends that License By-law No. 4007/85 be amended:-

(1) To incorporate the above mentioned proposals as outlined in Nos. 1 to 4.

(2) To include the prohibition that food hawkers be restricted three metres from any front entrances in general and twenty metres from front entrances of food establishments.

(3) (a) To extend the hours of operation of ice-cream vendors one- half hour before sunset;

(b) To extend the hours of operation of hawkers to coincide with those of restaurants;

(c) And to include an additional fee to be charged to cover the cost of enforcement after regular hours.

Report of the Committee on Finance and Administration, dated May 14th, 1991.

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

Moved by Councillor Selinger,
Adoption of the clause.

Carried.

Commission to Collectors of Electricity and Gas Sales Tax. File FT-2

891 - 8. The electricity and gas tax is imposed by the City under a by-law of Council. The legislation for the payment by the City of a collection commission to the utilities which sell those products at the prescribed rate of 5% is mandatory under Section 668(17) of The City of Winnipeg Act.

The payment by the Province of a commission to the utilities for collection of the Provincial tax is governed by Subsection 7(1) of Manitoba Regulation 235/83 which sets a $200.00 maximum commission per reporting period (once a month).

The General Manager of Winnipeg Hydro, as one of the three utilities involved, was requested to provide his observations and has advised verbally that it would be very difficult to quantify Winnipeg Hydro's costs associated with the collection of the two taxes. The General Manager said that collection of the Provincial tax was more complex and time-consuming and would accordingly be more costly than the collection of the City's Tax.

Furthermore, the tax must be paid on bills issued whether or not the monies are collected from the customer.

It is apparent, from the above regulation, that the Provincial Government has concluded that the cost to the utilities for collecting the Provincial tax is not very high. In fact, it does not even remotely resemble that which the Provincial legislation requires the City to pay for collecting its tax as illustrated in the table below.

Compensation (Required to be) Paid to the Utilities During the Year 1990

	By the City - at 5% of the tax collected	By the Province - at a maximum of $200 per month
Winnipeg Hydro	$183,674.00	$2,400.00
Manitoba Hydro	252,656.00	2,400.00
Centra Gas	91,248.00	2,400.00
	$527,578.00	$7,200.00

It is, therefore, proposed that a communication be forwarded to the Province reiterating the City's request of August 14th, 1990 that The City of Winnipeg Act be amended to allow City Council the right to set its own rate of compensation in the matter of collection of gas and electricity taxes.

The following are alternatives which might be considered should the above request prove unsuccessful:

(1) That the legislation be amended to require the City to compensate the seller ...to the same extent which the Provincial Government pays to the same utilities for collecting the Provincial Government tax under The Revenue Tax Act of Manitoba.

Estimated savings for the City - $520,000.00 (based on 1990 data).

(2) Alternatively, but least preferred, that the legislation be amended to require the Province to compensate the seller at the same 5% rate which the Province obliges the City to pay.

Report of the Committee on Finance and Administration, dated May 14th, 1991.

Estimated additional revenue to Winnipeg Hydro from the Provincial Government - $360,000.00 (based on 1990 data).

On August 1st, 1990, Council amended and adopted Clause 6 of the Report of the Executive Policy Committee, dated July 25th, 1990, recommending that "the Official Delegation of The City of Winnipeg, through, if necessary, Executive Policy Committee, request amendments to The City of Winnipeg Act to give the City the ultimate discretion to determine its own rate of compensation".

The request was submitted to the Minister of Urban Affairs in a letter from Mayor William Norrie dated August 14th, 1990. To date, no formal response has been received.

Your Committee on Finance and Administration recommends:-

(1) That a communication be forwarded to the Provincial Government again requesting that The City of Winnipeg Act be amended by -

(a) repealing subsection 668(17) which presently requires the City to "...compensate the seller for all services rendered by the seller hereunder to the extent of 5% of the amount collected and paid to the City by the seller"; and

(b) adding a provision under which Council would be empowered to establish the compensation rate by by- law.

Estimated savings for the City - dependent on the rates established by Council.

Moved by Councillor Selinger,
Adoption of the clause.

Carried.

Additional Phasing of Business Taxes.
Files FE(1991) and AA-1

892 - 9. Your Committee on Finance and Administration has considered the following motion referred to it by Council at its Special Meeting held on March 20th, 1991, namely:-

"WHEREAS there will be increased revenue from home occupancy licenses and mobile food vendors;

THEREFORE BE IT RESOLVED that any increased revenue from these sources be used for additional phasing of business taxes."

Your Committee on Finance and Administration recommends that the matter be received as information .

Moved by Councillor Selinger,
Adoption of the clause.

Carried.

Amendment to License By-law No. 4007/85 - Regulation of Pawn Shops.
File EL-1

893 - 10. Your Committee on Finance and Administration has been advised that on March 26th, 1991, the City Centre-Fort Rouge Community Committee convened a Public Meeting to consider an application for a Second Hand Dealer - General License at Unit 1-228 Maryland Street. It was noted from the application that in conjunction with the Second Hand Dealer - General License application, an application for a Pawn Broker License was also received by the Chief License Inspector.

Report of the Committee on Finance and Administration, dated May 14th, 1991.

Your Committee has also been advised that new license applications for Pawn Broker do not require Community Committee approval under Section 4(10) of License By-law No. 4007/85 and the application was, therefore, processed internally.

The City Centre-Fort Rouge Community Committee expressed concern that under existing zoning regulations, as well as the provisions of Section 4(10) of By-law No. 4007/85, there is no requirement for posting of applications for Pawn Shops, either by themselves or in conjunction with Second Hand Dealer applications and that the adjacent
neighbourhood is not aware that a Pawn Broker License has been applied for.

Your Committee on Planning and Community Services and Finance Administration were requested to consider the following:

1) A requirement for separate licenses for Pawn Shops as opposed to being in conjunction with Second Hand Dealers;

2) Restrict Pawn Shop licenses to halt their proliferation;

3) Reconsider amending existing zoning regulations in order to make pawn shops Conditional Uses in all "C2" General Commercial Districts;

4) Ensure applications for Pawn Shop Licenses require Community Committee approval.

For the information of Council, your Committee on Planning and Community Services has requested that a report be submitted by the Commissioner of Planning and Community Services with regard to exploring alternatives that could be considered by the Committee, relative to certain uses under the License By-law No. 4007/85 requiring a Conditional Use approval.

Your Committee on Finance and Administration recommends that Section 4(10) of License By-law No. 4007/85 be amended to include Pawn Shops to the list which requires Community Committee approval.

Moved by Councillor Selinger,
Adoption of the clause.

Carried.

Deductible Portion of City's Insurance Coverage for Unlicensed Vehicles and Unlicensed Mobile Equipment and the Authority of the City to Settle Claims.
Files GL-3.2 and FI-3

894 - 11. The City is frequently asked to contribute the deductible portion of its insurance for unlicensed vehicles including, snow removal equipment, backhoes, large mowers and other equipment where the City's insurer is satisfied there is liability. Currently, the deductible is $2,500.00.

The current mechanism for having a cheque issued to the insurer involves the approval of the Committee on Finance and Administration due to the restriction imposed by By-law No. 3349/83.

In 1972, Council passed By-laws Nos. 15/72 and 141/72 delegating authority to the City Solicitor and the Claims Manager to settle claims against the City for amounts not exceeding $1,000.00 for any one claim.

On August 15th, 1979, By-law No. 2378/79 increased the limit of the authority of the City Solicitor and Manager of Claims to settle claims from $1,000.00 to $1,500.00. The current by-law respecting the matter is By-law No. 3349/83.

Report of the Committee on Finance and Administration, dated May 14th, 1991.

During the years 1988 to 1990, both inclusive, the Committee on Finance, at the request of the City Solicitor, authorized the settlement of 78 claims. The following table represents the frequencies of claims at various amounts:-

NUMBER OF CLAIMS	AMOUNT
8	$ 1,500.00 - 2,000.00
13	2,001.00 - 2,500.00
6	2,501.00 - 3,000.00
7	3,001.00 - 3,500.00
5	3,501.00 - 4,000.00
3	4,001.00 - 4,500.00
7	4,501.00 - 5,000.00
4	5,001.00 - 5,500.00
0	5,501.00 - 6,000.00
4	6,001.00 - 7,000.00
4	7,001.00 - 8,000.00
5	8,001.00 - 9,000.00
3	9,001.00 - 10,000.00
1	10,001.00 - 11,000.00
0	11,001.00 - 12,000.00
0	12,001.00 - 13,000.00
1	13,001.00 - 15,000.00
1	15,001.00 - 17,500.00
2	17,501.00 - 20,000.00
2	20,001.00 - 25,000.00
0	25,001.00 - 30,000.00
2	Above $30,000.00

No other requests for authorization of settlement of claims were made by the City Solicitor to the Committee on Finance during the period.

Payment of the deductible portion of the City's insurance for unlicensed vehicles at the request of the insurer is an administrative matter.

On the other hand, settlement of claims involves assessment of liability, policy and precedent.

In the past three years, the majority of claims presented to the Committee on Finance have fallen within the range of $1,500.00 to $5,000.00 as illustrated in the table which represents all those cases where Committee on Finance and Administration approval was required to permit the City Solicitor to effect settlements.

In view of the increase in the number of claims settled for amounts in excess of $1,500.00, it is proposed that the by-law be amended to increase the limit of the City Solicitor's authority from $1,500.00 to $5,000.00.

Your Committee on Finance and Administration recommends that By-law No. 3349/83 be amended:

(1) to increase the limit of the authorization granted to the City Solicitor from $1,500.00 to $5,000.00 with respect to the settlement of claims involving vehicles unlicensed and unlicensed mobile equipment against The City of Winnipeg.

(2) To increase the limit of the authorization granted to the City Solicitor from $1,500.00 to $2,500.00 involving all other claims against the City of Winnipeg.

Your Committee on Finance and Administration further recommends that the Proper Officers be authorized to do all things necessary to implement the foregoing recommendations.

Report of the Committee on Finance and Administration, dated May 14th, 1991.

Moved by Councillor Selinger,
Adoption of the clause.

Carried.

COMMITTEE ON FINANCE AND ADMINISTRATION

MOTIONS

Moved by Councillor Selinger,
Seconded by Councillor Mendelson,
895 - WHEREAS

(a) Pursuant to its By-law No. 5600/91, The City of Winnipeg authorized the expropriation of the lands described therein and executed a Declaration of Expropriation, dated the 23rd day of January, A.D. 1991; and

(b) Notice of Intended Expropriation was served by The City of Winnipeg upon all owners and interested parties in the land intended to be expropriated and published in the newspaper, pursuant to Section 1 of Schedule "A" to The Expropriation Act; and

(c) Notices of Objection to the Intended Expropriation were served upon the confirming authority by several owners pursuant to Section 3 of Schedule "A" to The Expropriation Act; and

(d) The confirming authority had written to the Attorney-General's Department requesting the appointment of an Inquiry Officer; and

(e) The Attorney-General on the 13th day of May, A.D. 1991, appointed an Inquiry Officer pursuant to Section 4(2) of Schedule "A" to The Expropriation Act and an Inquiry was conducted on the 14th day of May, A.D. 1991;

AND WHEREAS the Inquiry Officer has submitted his report to the confirming authority on the 21st day of May, 1991 wherein he stated that the intended expropriation is fair and reasonably necessary for the achievement of the objectives of The City of Winnipeg; the said objective being for the purpose of public street for the widening of Main Street at the North-West corner of Main Street and Red River Boulevard West and the North-East corner of Main Street and Red River Boulevard in the City of Winnipeg, in Manitoba;

NOW THEREFORE BE IT RESOLVED that the Declaration of Expropriation dated January 23rd, 1991, executed pursuant to By-law No. 5600/91, and expropriating the following land:

The land taken for Main Street as same is shown bordered on a plan of survey of part of River Lots Thirty-two and Thirty-three of the Parish of Kildonan, in Manitoba prepared by Laurence Oliver LeClair, Manitoba Land Surveyor and sworn to by him on the 6th day of December, 1990.

The land above described excepts mines, minerals and named substances which are excepted from or not included in the Certificate of Title of the registered owner of the surface under the Real Property Act or are not owned by the owner of the surface under the Registry Act, and excepts reservations in favour of the Crown as excepted from the Title of the owner of the surface or to which Title is subject by implication under the provisions of the Real Property Act, pursuant to Section 160 of The City of Winnipeg Act and By-law No. 5600/91 of The City of Winnipeg, for the purpose of public street for the widening of main Street at the North-West corner of Main Street and Red River Boulevard West and the North-East corner of Main Street and Red River Boulevard in the City of Winnipeg, in Manitoba. The above described lands are to be expropriated free and clear of all encumbrances; be and the same is hereby confirmed.

Carried.

COMMITTEE ON FINANCE AND ADMINISTRATION – MOTIONS (continued)

CONSIDERATION OF BY-LAWS

896 - On motion of Councillor Selinger, the rule was suspended and By-law No. 5672/91, a By-law of The City of Winnipeg being an initial borrowing by-law of The City of Winnipeg to authorize the borrowing of money by the issue and sale of debentures of the City in the principal amount of Fifty Million, Fifty-three Thousand, Eight Hundred and Sixty-three Dollars and Seventy-five Cents ($50,053,863.75), for the purpose of repaying in full the principal of the Debentures issued and sold pursuant to By-law No. 4510/87, was read a second and third time, and was passed and ordered to be signed and sealed. File No. FC-2.