CONSIDERATION OF REPORT OF THE
EXECUTIVE POLICY COMMITTEE

On motion of Mayor Norrie, the Report of the Executive Policy Committee, dated September 12th, 1990, was considered clause by clause.

West Committee Room,
Council Building, Winnipeg,
September 12th, 1990.

His Worship the Mayor and Councillors:

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

Amendment to Amusement Tax By-law No. 3107/81 - Exemptions File FL-6

1419 - 1. Your Executive Policy Committee has referred Clause 6 of the Report of the Committee on Finance and Administration, dated January 10th, 1989, to an Ad Hoc Committee composed of Councillor Gilroy, the Commissioner of Finance and Administration and the City Solicitor.

On July 11th, 1990, Council adopted Clause 10 of the Report of your Executive Policy Committee, dated July 4th, 1990, granting an extension of time of sixty days to further consider this matter.

In accordance with Section 61.5 of the Procedure By-law No. 5400/90, your Executive Policy Committee recommends that Council grant a further extension of time of sixty days to further consider this matter.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Codification of Active City by-laws Files GL-1 & GL-5.1

1420 - 2. The City Solicitor and the City Clerk have been actively involved in a special program to revise and consolidate the by-laws of all the former area municipalities. With the assistance of the Computer Services Department, these by-laws, which in 1986 totalled 83,598, were entered into the computer system. Subsequently, a consultant was hired to do an in-depth research of the primary source material and the information provided in the data base. Seven categories of by-laws were identified. A brief explanation of these types and examples of them are as follows:-

"ACTIVE"

By-laws which are regulatory in nature, e.g. Building By-law, Electrical By-law, License By-law, etc., passed by the new City of Winnipeg, as well as many by-laws passed by the City amending zoning by-laws of the former area municipalities. These by-laws regulate the activities of the citizens of The City of Winnipeg in the municipal context. There are presently in excess of 4,000 such active by-laws including amendments.

"EFFETE"

By-laws which are still in force and effect but are not regulatory in substance, e.g. opening streets, numbering buildings, street name changes, appointments, acquisition of land, etc. These by-laws are specific in nature for a single purpose but for legal reasons must remain in force. These non-regulatory by-laws have been placed in a separate data base, and if the need arises, can be accessed immediately, the content established, and the original by-law document located.

Report of the Executive Policy Committee, dated September 12th, 1990

"OBSOLETE"

By-laws, which by the effluxion of time, are no longer appropriate or effective and by-laws which have been superseded or repealed by general repeal provisions by the new by-laws of The City of Winnipeg or by legislation. These by-laws, for avoidance of doubt, for record purposes and absolute certainty, were repealed by Council by by-law on February 5th, 1986, (62,317 by-laws) and July 8th, 1987, (1,534 by-laws), for a total of 63,851 obsolete by-laws that were repealed.

"REPEALED"

By-laws which were repealed by subsequent by-laws of the same municipality or successor municipality.

"MISSING"

These by-laws, for the most part, are the result of discrepancies due to incorrect record keeping and numbering systems.

"NOT PASSED"

By-laws that were given a number, put forward to the Municipal Council of the day but were not passed or proceeded with.

"INCOMPLETE"

By-laws of the present City of Winnipeg which have not received final reading.

The ultimate objective of the process of reducing the number of by-laws was, and continues to be, to produce a consolidated set of active by-laws.

Consolidation of all active by-laws in The City of Winnipeg is at the stage where codification would be the most advantageous step to be taken.

There are several firms in the United States who will contract to do "codification" of by-laws. There are no Canadian firms that have sufficient experience in this field. These companies will contract to review the by-laws of a municipality with a view to sifting through the by-laws that have been passed over many years and pulling together a codified set of active by-laws which can be easily referenced through an index that they produce for their clients, all of which is properly cross-referenced.

In addition, they also provide a maintenance service whereby they will, for a fee, maintain the by-laws on a regular basis, as they are amended. It is only necessary that they be supplied with copies of the by-laws which amend the code. They will then prepare revised pages to the code, in any quantity for which they have been contracted.

The City Solicitor has prepared the attached amendments to The City of Winnipeg Act to enable the City to adopt a code.

Your Executive Policy Committee recommends that the Province of Manitoba be requested to add a new Section 126.1 to The City of Winnipeg Act (see attached Appendix "A") to permit the City to codify its active by-laws.

Report of the Executive Policy Committee, dated September 12th, 1990

Your Committee further recommends that the Proper Officers of the City be authorized to do all things necessary to effect the intent of the above recommendation.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

(Note: See Minute No. 1435 for attachment.)

Royal Commission on National Passenger Transportation File GG-1

1421 - 3. By letter dated July 10th, 1990, addressed to His Worship Mayor Norrie, the Royal Commission on National Passenger Transportation requested a written submission addressing concerns with regard to passenger transportation in Canada.

Your Executive Policy Committee recommends that the attached submission (Appendix "A") be approved for presentation on behalf of The City of Winnipeg to the Royal Commission on National Passenger Transportation at its hearings to be held in Winnipeg, on September 24th and 25th, 1990.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

(Note: See Minute No. 1436 for attachment.)

Recording Meetings of Council by Winnipeg Videon Incorporated File GC-6

1422 - 4. On December 20th, 1989, Council adopted Clause 10 of the Report of the Executive Policy Committee, dated December 13th, 1989, concerning the recording of Council and Committee meetings.

On March 29th, 1989, Council referred to Executive Policy Committee a motion regarding the possibility of the City maintaining a tape recorded library of all Council and Standing Committee meetings. Also included in the motion was the possibility of implementing a system of Hansard and subscription for Council Minutes.

An alternative reported on at the time was to have Winnipeg Videon Cable T.V. provide a copy of the video tapes of Council meetings for a library to be maintained in the City Clerk's Department. This alternative was put forward because Winnipeg Videon Cable T.V. presently records the regular meetings of Council, but not necessarily all special meetings.

Council, on April 4th, 1990, referred the following motion to Executive Policy Committee for consideration, namely:-

> "THAT the City Clerk's Department make arrangements to have all Council meetings recorded by Winnipeg Videon Incorporated and not just regular meetings."

On April 11th, 1990, Executive Policy Committee referred this matter to the City Clerk for report and total cost implications. The Committee also requested an update of the overall total costs which is to include the cost related to the process previously approved of by Council.

On April 12th, 1990, the Deputy City Clerk wrote the Programming Manager for Winnipeg Videon Cable T.V., Mr. Richard Edwards, advising of the motion of Council and asking for his comments on the proposal.

Report of the Executive Policy Committee, dated September 12th, 1990

The Programming Manager was advised that it was anticipated that the motion is a result of two special meetings of Council to deal with the 1990 Capital and 1990 Current Estimates which were not televised.

In general terms, The City of Winnipeg Act requires "reasonable notice" of any special meeting/s to all members. The circumstances involving the three special meetings of Council to deal with the Estimates are as follows:-

1. Meeting No. 8 - Capital Estimates - Thursday, March 15th, 1990. Notice calling meeting dated February 22nd, 1990

2. Meeting No. 9 - Current Estimates - Monday, March 19th, 1990. Notice calling meeting dated March 9th, 1990

3. Meeting No. 10 - Incomplete - Current Estimates - Wednesday, March 21st, 1990. Notice calling meeting dated March 19th, 1990, and was issued during the meeting held on March 19th.

In the letter to Mr. Edwards, he was advised that because of the fact that Videon may not receive sufficient notice by way of the normal schedule of meetings issued weekly, arrangements have been made to include Videon on the list of parties to be made aware of special meetings of Council in the future by way of notice. Therefore, a copy of any notice of a special meeting issued in future will be forwarded to Videon.

A follow-up letter was forwarded to Mr. Edwards dated June 25th, 1990, which referred to verbal conversations concerning this matter.

On July 22nd, 1990, a written response was received from Winnipeg Videon Incorporated advising that Videon would be prepared to provide additional coverage as a service to the Community, subject to the availability of their main mobile unit. This unit is utilized to provide coverage of a wide variety of events within the Community, from Council and Community Committee meetings, for example, to the Western Canada Summer Games, the Royal Visit, and other local events.

Should it not be possible to assign this unit, or crew from another work centre to a special Council meeting due to conflicting schedules, etc., it may still be feasible to assign a one-camera crew from this unit in order to provide basic coverage. However, any routine excess of overtime incurred due to coverage of lengthy meetings in these particular circumstances would have to be recovered.

If none of the above alternatives are possible, Winnipeg Videon is willing to obtain other qualified free-lance individuals who have been cleared to utilize their equipment or, if necessary, other rental equipment available to them on an occasion/preferred basis. In these circumstances, Winnipeg Videon would estimate costs to be $13.00/hour, per person, or $26.00/hour total for outside staff, plus between $150.00 to $200.00/day on occasions should additional equipment be necessary. When the services of free-lancers are retained, Winnipeg Videon normally agrees to a minimum of three hours, and additional consideration is appropriate if the meeting is carried on much beyond eight hours. Winnipeg Videon also advises that it would be beneficial to learn of the quantity and the length of meetings under consideration for coverage, as perhaps it could be most economical and feasible to assign routine crew.

Winnipeg Videon emphasizes, once again, that it is not their normal practice to charge for the coverage of community events. However, unfortunately, certain costs must be charged out in instances where the extent of coverage is beyond the normal level of their commitment to the community.

The arrangement with Videon was implemented effective with the regular meeting of Council on November 29th, 1989, Since then, a total of eleven regular meetings of Council have been held and tape-recorded at a cost of $2,469.56 (see Appendix "A"), comprised mainly of costs associated with the length of Council meetings. Five additional regular meetings are expected to be held between the last Council meeting on July 11th, 1990 and the end of the year. A breakdown of the costs involved is outlined on the attached Appendix, dated August 8th, 1990, showing costs to July 11th, 1990.

Report of the Executive Policy Committee, dated September 12th, 1990

Your Executive Policy Committee recommends that the present practice and arrangement with Winnipeg Videon Incorporated continue, namely:-

1. That all regular meetings of Council normally tape-recorded by Winnipeg Videon Incorporated be copied and retained for reference and archival purposes in the City Clerk's Department.

2. That as much notice of special meetings of Council as possible be given to Winnipeg Videon in each individual situation. If Videon provides coverage, that these meetings be copied as well, and retained for reference and archival purposes.

3. That an additional appropriation in the amount of $3,500.00 be approved to cover the estimated cost of recording all Council meetings for the year 1990.

Moved by Mayor Norrie,
Adoption of the clause.

The motion for the adoption of the clause was put. Councillor Golden called for the yeas and nays, which were as follows:-

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Fraser, Kaufmann, Lazarenko, Lorenc, McKee, Mendelson, O'Shaughnessy, Prystanski, Selinger, Thomas, Timmers, Timm-Rudolph, Young, Mayor Norrie, and Councillor Eadie. 20

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

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

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

Management Philosophy File GP-1

1423 - 5. Council, at its meeting held on August 1st, 1990, adopted Clause 16 of the Report of your Executive Policy Committee, dated July 25th, 1990, relative to the above matter.

The following amendment to the clause was introduced during consideration of the clause and referred to your Executive Policy Committee, namely:-

"WHEREAS Thorne Stevenson & Kellogg did a Comprehensive Compensation Review of Specifications and Administrative and Management Positions in 1985 involving 600 interviews and the evaluation of 600 positions;

AND WHEREAS the salary survey sample included five cities including Edmonton, Toronto, Ottawa, the federal government, and a cross- section of eight Winnipeg-based private sector and public sector organizations, supplemented with data from a national salary survey;

AND WHEREAS every W.A.P.S.O. and M series job has been evaluated relative to the same set of criteria with fully documented results;

AND WHEREAS the job evaluation results implementation was difficult and even at times contentious, but deemed necessary to gain control over the salary expenditures;

AND WHEREAS Council can choose to pay above average, at the average, or below average, Council chose in 1985 to pay national instead of provincial average, believing that it would increase the City's ability to attract talented employees;

Report of the Executive Policy Committee, dated September 12th, 1990

AND WHEREAS in 1985 the City had a total of 890 employees in the M series and W.A.P.S.O. series for a payroll of $39.7 million in 1985 compared to 64 senior management, 504 supervisory and 443 technical or professional W.A.P.S.O. employees for a total of 1,011 in 1990 for a payroll of $51.8 million;

THEREFORE BE IT RESOLVED:

(1) that item 3 be amended to read that the existing 18 grades be reduced to 10 grades, excluding the 64 most senior positions, and that the 21 steps and new 10-grade scale applying to the remaining 947 positions be based on the average pay of a cross-section of public and private sector organizations in Winnipeg,

(2) that the 64 most senior positions be put on contract and salaries be negotiated on a national average pay scale,

(3) that the implementation not be carried out prior to Council having a cost analysis of the revised management structure,

(4) that a two-track system be allowed for only a 3 year phasing-in period, and

(5) that the emphasis be put on a non-monetary award system and public recognition."

In accordance with Section 61.5 of the Procedure By-law No. 5400/90, your Executive Policy Committee recommends that Council grant an extension of time of sixty days to deal with the proposed amendment in order that it may be referred to the Board of Commissioners for comment.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Change in the Role of the Winnipeg Public Library Board and adoption of New Directions for Library Services
Files L-12 & L-11

1424 - 6. On July 25th and September 5th, 1990, your Executive Policy Committee considered Clause 3 of the Report of the Committee on Planning and Community Services, dated July 16th, 1990, relative to the above matter.

In accordance with Section 61.5 of the Procedure By-law No. 5400/90, your Executive Policy Committee recommends that Council grant an extension of time of sixty days in order for the Executive Policy Committee to hold a special meeting to further consider this matter.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Report of the Executive Policy Committee, dated September 12th, 1990

Plan Winnipeg Review Schedule
File EP-1.1 (PW 1/81)

1425 - 7. On July 16th, 1990, the Committee on Planning and Community Services considered a report dated June 13th, 1990, from the Chief Planner, Department of Environmental Planning, relative to the Plan Winnipeg Review Schedule, (Appendix "A").

The Committee referred the report to your Executive Policy Committee, which has formal jurisdiction to review Plan Winnipeg, and unanimously recommended approval of the time schedule attached thereto.

Your Executive Policy Committee concurs with the recommendation of the Committee on Planning and Community Services and recommends approval of the time schedule for the Plan Winnipeg Review as outlined in the attached Appendix "A".

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

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

Regulation of Election Expenses and Contributions
File GK-2

1426 - 8. On November 7th, 1989, Sections 95 to 100.1 of The City of Winnipeg Act came into force by virtue of Bill 32 (now Chapter 8, S.M. 1989-90). These sections are new and deal with election expenses and contributions relative to elections for Mayor and Councillor.

Section 96(1) of the Act requires Council to pass a by-law dealing with election expenses and contributions. That subsection is set out below:-

"By-law on expenses and contributions
96(1) Council shall pass a by-law, not inconsistent with the provisions of The Municipal Council Conflict of Interest Act.

(a) prescribing a limit to the contribution that a contributor may make to a registered candidate for Mayor or Councillor during a campaign period;

(b) prescribing a limit to campaign expenses that may be incurred by a registered candidate for Mayor and by a registered candidate for Councillor during a campaign period;

(c) setting the value of a contribution in respect of which the name and address of the contributor need not be recorded under clause 2(b);

(d) prescribing the manner in which a registered candidate shall keep a record of contributions received and campaign expenses incurred by the registered candidate during the campaign period;

(e) prescribing the content of an audited statement filed with the Returning Officer by registered candidate, in addition to the requirements of subsection (2);

(f) designating a person to assist registered candidates to comply with the by-law and the provisions of this Act relating to campaign expenses and contributions, to examine audited statements filed by registered candidates, and to obtain such other information as the person considers necessary for the purpose of making a report to Council on matters set out in the by-law, and on any apparent failure of a registered candidate to comply with the by-law or the provisions of this Act relating to campaign expenses and contributions;

Report of the Executive Policy Committee, dated September 12th, 1990

(g) prescribing forms for the purpose of the by-law;

(h) prescribing the portion of income from a fund raising event that shall be deemed to be a contribution, and the portion that shall be deemed to be a campaign expense."

On December 6th, 1989, your Executive Policy Committee appointed an Ad Hoc Committee comprising Councillors Eadie, Gilroy and O'Shaughnessy to make recommendations with respect to a by-law prescribing limits regarding contributions and campaign expenses and related matters.

The Ad Hoc Committee is of the view that two areas not addressed in the recent amendments to The City of Winnipeg Act pertaining to election expenses and contributions should be dealt with by the Official Delegation, namely:-

(1) contributions by political parties
(2) disposal of surplus funds

An extract from Chapter 33, Ontario Municipal Election Statute Law (No. 2) 1988, respecting these two recommendations, is on file in the Office of the City Clerk.

The Ad Hoc Committee has now submitted the necessary draft by-law. One of the provisions of the draft by-law, namely, Section 4, reads as follows:-

"There shall be a Campaign Expenses and Contributions Officer for the City of Winnipeg who shall be appointed by by-law, upon recommendation of the Returning Officer..."

The Returning Officer has recommended that Mr. Douglas John Locheed, presently a Senior Accountant in the Finance Department, be appointed to this position.

Your Executive Policy Committee recommends that the Official Delegation be requested to raise the following issues relative to the regulation of election contributions and expenses with the Provincial Government:-

a) Contributions -

prohibiting candidates from accepting contributions from political parties

b) Disposition of Surplus Funds -

regulating the disposal of surplus funds

c) Forfeiture of Seat -

the City having the option of including as a penalty, the forfeiture of seat, when a candidate has willingly or knowingly contravened or failed to comply with any provision of the regulatory by-law

Your Committee submits for favourable consideration draft by- law of the City of Winnipeg to provide for the regulation of expenses and contributions for candidates for Mayor and Councillor.

Your Committee also submits for favourable consideration draft by-law to appoint Mr. Douglas John Locheed as the Campaign Expenses and Contributions Officer for the City of Winnipeg.

Report of the Executive Policy Committee, dated September 12th, 1990

Moved by Mayor Norrie,
Adoption of the clause.

In amendment,

Moved by Councillor Mendelson,
Seconded by Councillor Young,
THAT Clause 8 of the Report of the Executive Policy Committee, dated September 12th, 1990, be amended by adding to the agenda of the Official Delegation, the following:-

"d) Tax Credits -

An income tax credit from the municipality to any contributor to the election campaign of a registered candidate for mayor and/or councillor, upon application from the contributor to the Returning Officer for such credit."

Moved by Councillor Lorenc,
THAT the proposed amendment be referred to Executive Policy Committee.

Carried.

The Speaker called Councillor Wade to the Chair in order to participate in the debate and, after speaking, resumed the Chair.

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

The motion was put.

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

Yea: Councillors Demare, Gilroy, Kaufmann, Lazarenko, Lorenc, Prystanski, Timm-Rudolph and Mayor Norrie. 8

Nay: Councillors Wade, Boychuk, Clement, Douglas, Fleisher, Fraser, Golden, McKee, Mendelson, Mitchelson, Murray, O'Shaughnessy, Reese, Thomas, Timmers, Young and Eadie. 17

and the motion that the question be put was declared lost.

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

The motion to refer was put.

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

Yea: Councillors Boychuk, Golden, Kaufmann, Lazarenko, McKee, Mendelson, Reese, Thomas, Timmers and Young. 10

Nay: Councillors Wade, Brown, Clement, Demare, Douglas, Fraser, Gilroy, Lorenc, Mitchelson, Murray, O'Shaugnessy, Prystanski, Timm-Rudolph, Mayor Norrie and Councillor Eadie. 15

and the motion to refer the clause back was declared lost.

The motion for the adoption of the clause was put.

Mayor Norrie asked that the recommendations be considered separately.

The Speaker called for the yeas and nays on each recommendation.

The recommendation for the adoption of the portion of the clause dealing with contributions was put.

Report of the Executive Policy Committee, dated September 12th, 1990

Yea: Councillors Brown, Clement, Demare, Douglas, Fleisher, Fraser, Gilroy, Golden, Kaufmann, Lazarenko, Lorenc, Mitchelson, O'Shaughnessy, Prystanski, Timm-Rudolph, Mayor Norrie, and Councillor Eadie. 17

Nay: Councillors Wade, Boychuk, McKee, Mendelson, Murray, Reese, Thomas, Timmers and Young. 9

and the recommendation was declared carried.

The recommendation for the adoption of the portion of the clause dealing with disposition of surplus funds was put.

Yea: Councillors Brown, Clement, Demare, Douglas, Fleisher, Fraser, Gilroy, Golden, Kaufmann, Lazarenko, Lorenc, McKee, Mendelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Timmers, Timm-Rudolph, Young, Mayor Norrie and Councillor Eadie. 23

Nay: Councillors Wade, Boychuk, Mitchelson and Thomas. 4

and the recommendation was declared carried.

The recommendation for the adoption of the portion of the clause dealing with forfeiture of seat was put.

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Douglas, Fleisher, Fraser, Gilroy, Golden, Kaufmann, Lazarenko, Lorenc, McKee, Mendelson, Mitchelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Timmers, Timm-Rudolph, Young, Mayor Norrie and Councillor Eadie. 26

Nay: Councillor Thomas. 1

and the recommendation was declared carried.

The recommendation for the acceptance of the draft By-law to provide for the regulation of expenses and contributions of registered candidates for Mayor and Councillor was put.

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Douglas, Fleisher, Fraser, Gilroy, Golden, Kaufmann, Lazarenko, Lorenc, McKee, Mitchelson, Murray, O'Shaughnessy, Prystanski, Timm-Rudolph, Young, Mayor Norrie and Councillor Eadie. 22

Nay: Councillors Mendelson, Reese, Selinger, Thomas and Timmers. 5

and the recommendation for the acceptance of the draft by-law was declared carried.

The recommendation for the acceptance of the draft By-law to appoint a Campaign Expenses and Contributions Officer was put.

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Douglas, Fleisher, Fraser, Gilroy, Golden, Kaufmann, Lazarenko, Lorenc, McKee, Mendelson, Mitchelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Thomas, Timmers, Timm-Rudolph, Young, Mayor Norrie and Councillor Eadie. 27

Nay: Nil. 0

and the recommendation for the acceptance of the draft By-law was declared carried.

On motion of Mayor Norrie, the rule was suspended and Council proceeded to consider the introduction of the Report of the Executive Policy Committee, dated September 19th, 1990, dealing with the appointment of the City Assessor.

CONSIDERATION OF REPORT OF THE
EXECUTIVE POLICY COMMITTEE

On motion of Mayor Norrie, the rule was suspended, and the Report of the Executive Policy Committee, dated September 19th, 1990, was considered.

West Committee Room,
Council Building, Winnipeg,
September 19th, 1990.

His Worship the Mayor and Councillors:

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

Appointment to the Position of City Assessor File GP-1.1

1427 - 1. The position of City Assessor became vacant effective October 7th, 1989, upon the retirement of the previous incumbent, Mr. I. Funk. The vacancy was bulletined and advertised in July of 1989, but no appointment was made as a result of that competition. Instead, an Acting City Assessor was appointed for an interim period.

The vacancy was readvertised internally and externally in August of 1990.

Concurrent with the bulletining and advertising job search procedures, the Commissioner of Finance and Administration had been discussing the City Assessor position with the incumbent Provincial Municipal Assessor. As a result of those discussions, Mr. R. L. Brown is prepared to take on the role of City Assessor pursuant to the negotiation of a satisfactory contract.

Mr. Brown's willingness to assume the role of City Assessor provides a rare opportunity for The City of Winnipeg to obtain the services of a seasoned professional. Mr. Brown has demonstrated leadership skills in directing the assessment function at the Provincial level, including the conduct and implementation of reassessment, and the development and implementation of an automated system.

Mr. Brown began his career in 1967 as a Planner/Researcher for Reid Crowther & Partners Ltd. In 1971, Mr. Brown joined the Province of Manitoba as a Planner for the Department of Natural Resources. In 1973 he progressed to Senior Planner, Municipal Planning Branch, responsible for directing the Winnipeg Region Study and assisting with the drafting of the 1976 Planning Act. In 1980, he was appointed Senior Planner, Provincial Planning Branch, responsible for subdivision approval, and was the Provincial representative for the Winnipeg Core Area Management Board.

In 1982, Mr. Brown progressed to Co-ordinator, the Department of Municipal Affairs Research Group, responsible for evaluating and conducting the feasibility study of the report of the Manitoba Assessment Review Committee. In 1984, he was appointed Director of the Research and Systems Branch and Acting Provincial Municipal Assessor, responsible for developing the Assessment Reform program. He was promoted to Provincial Municipal Assessor in 1986, responsible for administration of the Provincial assessment function.

Mr. Brown has a Bachelor of Arts degree from the State University of New York, Binghamton (1965). In 1965 - 1967, he completed postgraduate studies at the University of Manitoba with a major in Geography and a minor in City Planning.

Your Executive Policy Committee recommends that Mr. R. L. Brown, presently the Provincial Municipal Assessor, be appointed to the position of City Assessor at Management Salary Level "R", Step 4, ($3,115.00 bi-weekly, $80,990.00 per annum), subject to negotiation of a satisfactory five-year contract.

Report of the Executive Policy Committee, dated September 19th, 1990

Moved by Mayor Norrie,
Adoption of the report.

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

Carried.

The motion for the adoption of the report was put. Councillor Mitchelson called for the yeas and nays, which were as follows:-

Yea: Councillors Wade, Brown, Clement, Demare, Douglas, Fleisher, Fraser, Gilroy, Lazarenko, Lorenc, McKee, Murray, O'Shaughnessy, Prystanski, Selinger, Thomas, Timmers, Timm-Rudolph, Mayor Norrie and Councillor Eadie. 20

Nay: Councillors Golden, Kaufmann, Mendelson, Mitchelson and Reese. 5

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

Council reverted to consideration of the agenda in the regular order.

CONSIDERATION OF REPORT OF THE
EXECUTIVE POLICY COMMITTEE (CONTINUED)

Request for a Meeting between The Committee on Planning and Community Services and the Province of Manitoba regarding Housing Renewal and Maintenance Programs File EX-9.1

1428 - 9. Council, on August 1st, 1990, referred the following motion to your Executive Policy Committee, namely:- "

'WHEREAS there are concerns about the viability of Housing programs in the aftermath of reductions in the Federal Residential Rehabilitation Assistance Program and the delay of Bill 42, the Provincial Landlord Tenant Act. These delays and withdrawals have created a gap in funding starting in 1991 where the survival of the most successful programs is in doubt;

BE IT RESOLVED that the Committee on Planning and Community Services request a meeting with the Provincial Ministers responsible for Municipal Affairs and Housing and other concerned members of the Government of Manitoba to find common ground on Housing Renewal and Maintenance Programs, to avert the loss of joint funded programs, and to initiate discussions on a Joint Housing Policy.'

AND WHEREAS the resolve of the foregoing motion is deemed to be in conflict with Policy No. C153 relative to the conduct of formal relationships with the Government of Manitoba;

AND WHEREAS the said Policy provides that the Official Delegation is empowered to add such other members of Committees or Council as it deems necessary from time to time, at meetings of the Official Delegation;

THEREFORE BE IT RESOLVED that Council authorize all members of the Committee on Planning and Community Services to attend a meeting of the Official Delegation with the Government of Manitoba for the purpose of finding a common ground on Housing Renewal and Maintenance Programs in order to avert the loss of jointly funded programs, with a view to establishing a Joint Housing Policy."

Your Executive Policy Committee recommends that the motion be filed.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Land Dedication Reserve Policy and Procedure

File EP-2

1429 - 10. On June 27th, 1990, your Executive Policy Committee considered Clause 12 of its Report, dated June 13th, 1990, relative to the above matter, which clause was referred back to the Executive Policy Committee by Council on June 20th, 1990, for further consideration.

Following deliberation, it was the decision of the Committee that the matter be referred back to the Board of Commissioners for further report on the following:-

1. A simplification of the proposed procedure.

2. The removal of the procedure to permit the use of funds for a first charge for Capital expenditures, as well as an explanation as to what specific amendments may be required.

Under the present City of Winnipeg Act, and Council policies and procedures, an immediate and simplified implementation process is unattainable. Section 645 of The City of Winnipeg Act states:-

Report of the Executive Policy Committee, dated September 12th, 1990

Money paid in lieu of conveyance

645 Notwithstanding any other provision of this Act, where council requires the payment of a sum of money in lieu of a conveyance of land to the city as a condition of the enactment of a zoning by-law, or the approval of a plan of subdivision, or the granting of a consent under this Part, or under subsection 642(45), council may by by-law declare that a part or all of the money shall be used for a public purpose other than the purchase of land.

The underlined portion of the above-referenced section sets out the procedures for expending money from the Reserve where the item to be purchased is not land. Amending the by-law process to expedite processing would require major changes to Part 5 - Jurisdiction, General Powers and By-laws of The City of Winnipeg Act and would be unrealistic. Therefore, changing Section 645 to reflect the elimination of the by-law process and delegation of authority to the Community Committee would be the most appropriate alternative. New wording for the clause could be:-

"the community committee may declare by resolution that a part or all money shall be used for public purposes other than the purchase of land."

An amendment of this nature would place total control of all expenditures, except land acquisition, with the Community Committee. Land acquisition would still require approval of the Committee on Finance and Administration in accordance with the Political and Administration Organization By-law No. 4444/86, as amended.

Currently, The City of Winnipeg Act limits expenditures from the reserve to:

1. Land for public purposes other than highways.

2. Purposes other than the purchase of land approved by by-law.

By order dated August 18th, 1976, Council limited the second criteria to:-

"The acquisition or improvement of land for parks, recreation facilities or open space."

This limitation placed on the second criteria would be eliminated with the adoption of recommendation 4. of the April 12th, 1990 report. Effectively, the land dedication funds could be utilized for any purposes as long as a by-law was passed by Council.

Changing Section 645 of the Act as recommended above, would eliminate the by-law process allowing the funds to be used for any public purpose. To maintain effective control over the Reserve, should the Act be changed and the Council resolution rescinded, criteria clearly identifying the types of expenditures allowed from the Reserve should be developed. As the money deposited to the Reserve is generated for Parks and Recreation purposes, the Parks and Recreation Department should be involved in the development of expenditure criteria for the Reserve.

The rescinding of the Council resolutions of August 18th, 1976, November 3rd, 1976 and May 4th, 1977, as recommended above, would effectively cancel any requirements to utilize Reserve funds as a first charge against capital expenditures.

It should, however, be pointed out that approval of the requirement to use Land Dedication Reserve Funds as a first charge against capital expenditures could have serious budget implications. In the 1990 - 1995 Capital Estimates the Land Dedication Reserve is shown as a source of funding in the combined total amount of $3,243,000.00 for the years 1990 - 1995.

Your Executive Policy Committee recommends:-

1. That Section 645 of The City of Winnipeg Act be amended to provide for an expedited and simplified approval process of projects to be funded from the Land Dedication Reserve.

Report of the Executive Policy Committee, dated September 12th, 1990

2. That the Parks and Recreation Department, in consultation with the Finance Department, be directed to prepare a report establishing criteria for expending funds from the Land Dedication Reserve.

3. That the following recommendations 1., 2. and 4. of the report "Land Dedication Reserve Policy and Procedures", dated April 12th, 1990, and as embodied in Clause 12 of the Report of the Executive Policy Committee, dated June 13th, 1990, be approved for implementation, effective January 1st of the year following Council approval:

   "1. That 75% of every dollar collected for the Land Dedication Reserve Fund be allocated by the Community Committee to Parks and Recreation Projects in that community.

   2. That the remaining 25% of every dollar collected be redistributed on an equal basis back to all the communities.

      Note: The above two recommendations should be phased in over a three-year period.

   4. That Council rescind its resolutions of August 18th, 1976, November 3rd, 1976 and May 4th, 1977, in order to eliminate any possible policy conflicts by the ratification of the above recommendations."

4. That until such time as Section 645 of The City of Winnipeg Act is amended, Council incorporate a procedure whereby each Community Committee shall recommend its projects to be funded, from the respective Community Land Dedication Reserve, to the Executive Policy Committee and the Executive Policy Committee shall forward the relative recommendation, by by-law, to Council for approval.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

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

Draft Legislation for Changes to The City of Winnipeg Act - Area Charges for Local Improvements Files GL-5.1 & SL-1.

1430 - 11. On August 1st, 1990, Council referred Clause 9 of the Report of the Executive Policy Committee, dated July 25th, 1990, relative to the above matter, to the Committee on Works and Operations.

On September 4th, 1990, the Committee on Works and Operations considered the aforementioned clause and concurred in the recommendations contained therein.

In accordance with Section 61.5 of the Procedure By-law No. 5400/90, your Executive Policy Committee requests an extension of time of sixty days to deal with this matter in order that it may be referred to the Board of Commissioners for further review and clarification.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Report of the Executive Policy Committee, dated September 12th, 1990

Computer Services - Review - Micro versus Mainframe File GCP

1431 - 12. On June 20th, 1990, Council referred the following motion to your Executive Policy Committee, namely:-

> "THAT the Mayor select an outside (independent of the City) computer technology expert, satisfactory to both Comcheq and the City administration, to attend meetings and to advise the City as to the best computer system (micro versus mainframe) to serve the City's needs for the best cost."

On June 27th, 1990, your Executive Policy Committee referred the matter to Ad Hoc Committee re Computers for consideration. On July 11th, 1990, Council granted an extension of time of sixty days to further consider this matter.

Your Executive Policy Committee recommends that the motion be filed inasmuch as the Ad Hoc Committee re Computers, in consultation with City administration and outside consultants, is currently considering the matter of the best computer system (micro versus mainframe) to serve the City's needs.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

License Fees for Food Vendor Carts File EL-1.33

1432 - 13. On April 4th, 1990, Council referred the following motion to your Executive Policy Committee and the Committee on Finance and Administration for consideration, namely:-

> "WHEREAS restaurants and hotels pay City property taxes and business tax all year long;
>
> AND WHEREAS food vendor carts take a good percentage of the downtown restaurant and hotel business during April to October;
>
> THEREFORE BE IT RESOLVED that the license fee for food vendor carts be raised to an appropriate amount equal to occupancy percentage costs charged restaurants and hotels."

Your Executive Policy Committee recommends that the aforementioned motion be filed inasmuch as the street vendors and the Manitoba Restaurant and Food Services Association have agreed to meet to try to negotiate a reasonable compromise and will be reporting through the Ad Hoc Committee on Licensing to the Committee on Finance and Administration in due course.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Review of Social Assistance Rates – 1990 File EH-2.1

1433 - 14. Uniform assistance rates applicable to all community welfare offices were adopted after comprehensive study in 1973. All commodities have been repriced annually since that time, and adjustments made to compensate for cost-of-living trends.

A survey of relevant prices was undertaken in May and June, 1990. The results indicate a need to revise social assistance rates to compensate for cost-of-living increases.

Report of the Executive Policy Committee, dated September 12th, 1990

A 5.3 percent increase for social assistance rates recommended for implementation on October 1st, 1990, reflects increases in the cost-of-living in Winnipeg for a twelve-month period ending May 31st, 1990, and incorporates the interim food increase which took effect in April, 1990. The Winnipeg All-Items Consumer Price Index for the same period rose 4.3 percent. However, the Consumer Price Index does not give weight to consumption patterns as a factor in pricing; consumption patterns are extremely important in the determination of actual costs.

The Department's rate structure is founded upon a comprehensive market survey of actual prices, as indexed by carefully prepared reference guides - the exception being food rates which rely upon Agriculture Canada Nutritious Food Basket. The rate study encompasses only items considered to be conventional necessities (and some commonplace wants) such as variety in foods.

The actual increase in rental costs as experienced by the Department is three percent, which is in accordance with the limit established by the Manitoba Housing Landlord and Tenant Affairs Branch. The proposed increase will cover 73.0% of the rental situations involving single people, and 80.6% of the rental situations involving families.

Appendix "A" attached hereto compares recommended food, clothing, household and personal allowances with those currently authorized by the governments of Manitoba and Alberta. Because of the variations in the method of budget calculation, these are the only governmental jurisdictions and budgetary items which can be compared with any degree of accuracy. The Alberta rates are applicable in both Calgary and Edmonton.

Implementation of the recommended rates on October 1st, 1990, may necessitate an additional appropriation, of which $83,461.00 would be a direct cost to the City.

On September 10th, 1990, the Committee on Planning and Community Services considered this matter and recommended:-

1. That the City of Winnipeg social assistance rates be increased 5.3 percent effective October 1st, 1990, in accordance with the recommended schedule outlined on pages seven and eight of the report "Review of Social Assistance Rates - 1990".

2. That Schedule "A" of By-law No. 2466/79 be amended to reflect the recommended allowances outlined on pages seven and eight of the Report on "Review of Social Assistance Rates - 1990".

Your Executive Policy Committee recommends:-

1. That the City of Winnipeg social assistance rates be increased 5.3 percent effective October 1st, 1990, in accordance with the recommended schedule outlined in Appendix "A" attached hereto.

2. That Schedule "A" of By-law No. 2466/79 be amended to reflect the recommended allowances outlined in the attached Appendix "A".

Your Committee submits for favourable consideration draft by- law to implement the above recommendations.

(A copy of the referenced "Review of Social Assistance Rates - 1990" was previously forwarded to all members of Council.)

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

(Note: See Minute No. 1437 for attachment.)

Report of the Executive Policy Committee, dated September 12th, 1990

Continuation of Federal Non-Profit Co-operative Housing Program File EX.

1434 - 15. Your Executive Policy Committee has considered a communication dated September 10th, 1990, from the Executive Director, Housing Co-op Council of Manitoba, requesting that Council endorse a resolution (Appendix "A"), relative to the continuation of the Federal Non-Profit Co-operative Housing Program.

Your Executive Policy Committee recommends that Council endorse the resolution contained in the attached Appendix "A" and forward it to the Minister of State for Housing, Ottawa, Ontario, with a letter of support.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

(Note: See Minute No. 1438 for attachment.)

1435 – Attachment referred to in Clause 2 of the Report of the Executive Policy Committee, dated September 12th, 1999.

(NOTE: SEE PAGES 1890 TO 1891 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENT)

1436 – Attachment referred to in Clause 3 of the Report of the Executive Policy Committee, dated September 12th, 1999.

(NOTE: SEE PAGES 1892 TO 1902 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENTS)

1438 – Attachment referred to in Clause 15 of the Report of the Executive Policy Committee, dated September 12th, 1999.

(NOTE: SEE PAGE 1905 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENT)

On motion of Mayor Norrie, the rule was suspended and Council proceeded to the Order of Business, "Executive Policy Committee - Consideration of By-laws".

EXECUTIVE POLICY COMMITTEE
CONSIDERATION OF BY-LAWS

1439 - On motion of Mayor Norrie, the following By-laws were each read a first, second and third time, the rule being suspended for the third reading of each By-law and were passed and ordered to be signed and sealed, namely:-

By-law No. 5507/90, a By-law of the City of Winnipeg to authorize the borrowing of money for repaying outstanding Debentures of the City issued for General and Utilities Purposes of the City by the issue and sale of Debentures of the City in the aggregate principal amount of Sixty-Eight Million and Ninety-Three Thousand Dollars ($68,093,000.00) in lawful money of Canada. File No. FC-2.

By-law No. 5508/90, a By-law of the City of Winnipeg to amend By-law No. 4444/86 being the City Organization By-law. File No. GP-1.8.

On motion of Mayor Norrie, the rule was suspended and the following By-laws were each read a first, second and third time, the rule being suspended for the third reading of each by-law and were passed and ordered to be signed and sealed, namely:-

By-law No. 5522/90, a By-law of the City of Winnipeg to amend its By-law No. 2466/79, being the Social Services By-law. File No. EH-2.1.

By-law No. 5550/90, a By-law of the City of Winnipeg in respect to expenses and contributions of registered candidates for Mayor and Councillor. File No. GK-2.

By-law No. 5551/90, a By-law of the City of Winnipeg to appoint a Campaign Expenses and Contributions Officer. File No. GK-2.

Councillors Reese, Selinger and Thomas asked to be recorded as voting against second and third reading of By-law No. 5550/90, in accordance with Section 50.2 of the Procedure By-law.

Council proceeded to the Order of Business, "Executive Policy Committee - Motions".

EXECUTIVE POLICY COMMITTEE
MOTIONS

Moved by Councillor Mitchelson,
Seconded by Councillor Murray,
1440 - THAT Council place on record its profound sorrow at the death of Mr. George Stevenson Fraser, father of Councillor George Fraser, which occurred on Monday, September 10th, 1990, at Misericordia Hospital;

AND THAT this Council extends to Councillor Fraser, and to other members of his family, its deepest sympathy and condolences in their bereavement.

Carried by Silent Standing Vote.

Moved by Councillor Murray,
Seconded by Councillor Mitchelson,
1441 - THAT Council place on record its profound sorrow at the death of Kathleen Adele Golden, mother of Councillor Allan Golden, which occurred on Friday, August 30th, 1990, at Grace Hospital;

AND THAT this Council extends to Councillor Golden, and to other members of his family, its deepest sympathy and condolences in their bereavement.

Carried by Silent Standing Vote.

Moved by Councillor Mitchelson,
Seconded by Councillor Thomas,
1442 - THAT Councillor Duguid be granted leave of absence from today's Council meeting due to illness.

Carried.

Moved by Councillor Thomas,
Seconded by Councillor Reese,
1443 - THAT Councillor Yuen be granted leave of absence from today's Council meeting due to illness.

Carried.

1444 - Mayor Norrie recognized two students seated in the public gallery, observing the proceedings of Council, Mr. Jimmy Lamirande and Mr. Byron Mayham.

Moved by Mayor Norrie,
Seconded by Councillor Wade,
1445 - THAT the unfinished balance of the Council agenda of September 19th, 1990, be laid over until the next regular meeting of Council to be held on October 10th, 1990;

AND THAT the meeting of October 10th commence at 9:00 a.m.;

AND THAT Rule 6.3 of the Procedure By-law be suspended in this connection.

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

The motion was put and declared carried.