No. 17

Council Chamber,
Winnipeg, August 1st, 1990.

Council met this day at 1:04 p.m.

The Speaker called the meeting to order.

Opening Prayer read by Councillor Mendelson.

The Clerk called the roll.

Present: The Speaker Councillor Eadie, Councillors Boychuk, Brown, Clement, Demare, Douglas, Duguid, Fleisher, Fraser, Gilroy, Golden, Laurendeau, Lazarenko, Lorenc, Mendelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Thomas, Timmers, Timm-Rudolph, Young, Yuen and His Worship Mayor Norrie.

Councillor Mitchelson entered the meeting after roll call.

In Attendance: Mr. D.W. King, Deputy City Clerk, Mr. R. Belot, Acting Deputy City Clerk, and Mrs. P. Egan, Committee Clerk.

INTRODUCTION AND WELCOME OF GUESTS AND ANNOUNCEMENTS

1268 - Mayor Norrie introduced and welcomed two students from Japan, Mr. Jun Kondoh from Setegaya-Ku and Mr. Takaaki Itoh from Hino-city, seated in the gallery this afternoon, to observe today's Council meeting.

1269 - Councillor O'Shaughnessy announced that it is his intention when Council deals with Clause 21 of the Report of the Committee on Planning and Community Services, dated June 25th, 1990, with respect to the proposed subdivision and rezoning of the lands located south of McGillvray Boulevard, north of Chevrier Boulevard, east and west of Dovercourt Drive, he will move a motion to lay over this clause until the next meeting of Council to be held on September 19th, 1990.

MINUTES

Councillor Thomas moved that the minutes of the meeting held on May 30th, 1990, be taken as read and confirmed, which motion was carried.

COMMUNICATIONS

The following communications were received as information:

1270 - From Mr. J. Stangl,

Submitting communication, dated July 5th, 1990, acknowledging his re-appointment by Council on January 25th, 1990, as the citizen representative on the St. Boniface Civic Pension Committee for a further one-year period.

Advising that since the Committee has not functioned for several years now, he has not been involved in any of the decisions that may have been made during that period of time.

Also advising that it is his understanding that with the passing of By-law No. 5299/89 on December 20th, 1989, the Committee was disbanded and, as such, he should not have been re-appointed.

Further advising that, in any event, his letter represents his formal resignation from the Committee on which he has served for many, many years. File No. GU-3.4.

1271 - From the City Solicitor,

Submitting communication, dated July 10th, 1990, together with communication, dated July 6th, 1990, from the Minister of Finance, The Honourable Clayton Manness, regarding By-law No. 5470/90, 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 $10,702,000.00 to fund the expansions of the South End Water Pollution Control Centre and the West End Water Pollution Control Centre.

Advising that this By-law was given first reading by City Council on June 20th, 1990, and was referred to the Minister of Finance for approval, as required by The City of Winnipeg Act.

Also advising that the Minister of Finance approved the By-law and ordered that the maximum term of the debentures to be issued pursuant to this authorization be limited to thirty (30) years. The Minister also advises that since the above-mentioned $10,702,000.00 applies to the 1991 budget year, this amount will be considered when reviewing the 1991 initial borrowing by-law.

Further advising that it will now be in order to place By-law No. 5470/90 before Council for second and third readings. File Nos. WS-7 & WS-7.3 (c/r FC-2).

1272 - From the City Auditor,

Submitting communication, dated July 18th, 1990, together with a copy of the financial statements and auditor's report of the City of Winnipeg - St. Boniface Museum Board, for the year ended December 31st, 1989.

Advising that this material is forwarded to members of City Council as required by Section 71(1) of The City of Winnipeg Act. File No. PR-9.3.

1273 - From the City Solicitor,

Advising that By-law No. 4136/85 was passed by Council on December 4th, 1985, to open certain lands at the north-west corner of Lagimodiere and Grassie Boulevards, as Grassie Boulevard.

Also advising that the pertinent survey and plan have become stale and therefore, the said by-law is to be repealed and reintroduced by the draft by-law submitted in connection herewith, which by-law may receive all three readings. File No. DAO 4/84. (By-law No. 5483/90)

1274 - From the City Solicitor,

Submitting, as instructed by Council on December 20th, 1989, draft by-law to open the south-west corner of Selkirk Avenue and Arlington Street, in the Lord Selkirk-West Kildonan Community, which by-law may receive all three readings. File No. DAO 32/88. (By-law No. 5484/90)

1275 - From the City Solicitor,

Submitting, as instructed by Council on May 30th, 1990, draft by-law to widen the east side of Osborne Street North between Cooper Avenue and York Avenue, in the City Centre-Fort Rouge Community, which by-law may receive all three readings. File No. DAO 31/87. (By-law No. 5485/90)

1276 - From the City Solicitor,

Submitting, as instructed by Council on June 20th, 1990, draft by-law to amend By-law No. 1573/77, being the Traffic By-law, to provide for designated on-street parking spaces for physically handicapped drivers, which by-law may receive all three readings. File No. ST-5.2 (c/r ST-9.2) (By-law No. 5486/90)

1277 - From the City Solicitor,

Submitting, as instructed by Council on November 29th, 1989, draft by-law to amend By-law No. 3344/83, being authority to execute Standard Rental Agreements by senior officers of the Parks and Recreation Department, which by-law may receive all three readings. File No. PR-2. (By-law No. 5487/90)

1278 - From the City Solicitor,

Submitting memorandum, dated July 25th, 1990, together with draft errors and omissions by-law to amend By-law No. 4667/87, passed by Council on July 29th, 1987, and By-law No. 5479/90, passed by Council on July 11th, 1990, regarding a subdivision and rezoning north and south of Warde Avenue, between Dakota Street and St. Anne's Road, in the St. Boniface-St. Vital Community.

Advising that by By-law No. 4667/87 and By-law No. 5479/90, the City of Winnipeg approved a plan of subdivision in respect of certain lands therein identified for preparation as a legal plan of subdivision and registration in the Winnipeg Land Titles Office. The plans of subdivision in By-law Nos. 4667/87 and 5479/90 were intended to be identical but inadvertently the survey plans contain a minor boundary discrepancy in one and omission of a lane in another which require correction by substitution of a new plan in each by-law and correcting the "R1-4" zoning boundary accordingly. File No. DASZ 53/86. (By-law No. 5488/90)

1279 - From the City Solicitor,

Submitting, as instructed by Council on May 30th, 1990, draft by-law to rezone land located at 485 Provencher Boulevard, east of rue La Fleche, in the St. Boniface-St. Vital Community, which by-law may receive all three readings. File No. DAZ 213/90. (By-law No. 5489/90)

1280 - From the City Solicitor,

Submitting, as instructed by Council on July 11th, 1990, draft by-law to rezone the land at 144 Lyndale Drive, in the St. Boniface-St. Vital Community, which by-law may receive all three readings. File No. DAZ 221/90 (c/r DASSF 558/90). (By-law No. 5490/90)

1281 - From the City Solicitor,

Submitting, as instructed by Council on June 20th, 1990, draft by-law for the deferment of local improvement levies for Peter and Mary Marchyshyn of 2307 St. Mary's Road, in the St. Boniface-St. Vital Community, which by-law may receive all three readings. File No. SL-3. (By-law No. 5491/90)

Moved by Councillor Mendelson,

That the rule be suspended and the following communications which were received too late to be placed on the regular agenda, be received as information.

Carried.

1282 - From the City Solicitor,

Submitting, as instructed by Council on April 15th, 1987, draft by-law to open the south-east corner and corner rounding north-east corner Dublin Avenue and St. James Street, in the City Centre-Fort Rouge Community, which by-law may receive all three readings. File No. DAO 5/87. (By-law No. 5493/90)

1283 - From the City Solicitor,

Submitting, as instructed by Council on July 11th, 1990, draft by-law to amend the Solid Waste By-law No. 1340/76 respecting waste minimization and recycling, and specifically tipping fees, which by-law may receive all three readings. File No. WT-1.3. (By-law No. 5494/90)

1284 - From the City Solicitor,

Submitting, as instructed by Council on July 11th, 1990, draft by-law to amend By-law No. 3219/82, being the City of Winnipeg Parks and Recreation By-law respecting fees and charges policy for all Parks and Recreation facilities and services, which by-law may receive all three readings. File No. PR-2.10. (By-law No. 5495/90)

1285 - From the City Solicitor,

Submitting, as instructed by Council on June 20th, 1990, draft by-law to rezone land located at the north-east corner of Grassie Boulevard and Lagimodiere Boulevard, in the East Kildonan-Transcona Community, which by-law may receive all three readings.

Advising that on June 20th, 1990, Council approved this rezoning from "R1-5" to "R1-4" subject to execution of an addendum to the existing Development Agreement to revise the required servicing.

Also advising that the developer has concluded the costs will be too high and proposes to proceed with development of the existing "R1- 5" lots but still wishes the approved "R1-4" zoning to allow "R1-4" front yards of 20 feet instead of 25 feet.

Further advising that the Department of Environmental Planning has no objections since the result will be "R1-4" zoning as approved but with larger lots and yards than the minimum and that the developer wishes to proceed with houses. File No. DAZ 224/90 (c/r DASZ 57/86). (By-law No. 5496/90)

1286 - From the City Solicitor,

Submitting, as instructed by Council on April 4th, 1990, draft by-law to rezone land located at 1820-1850 Henderson Highway, in the East Kildonan-Transcona Community, which by-law may receive all three readings. File No. DAZ 204/90 (c/r DASSF 570/89). (By-law No. 5497/90)

1287 - From the City Solicitor,

Submitting, as instructed by Council on July 11th, 1990, draft by-law to adopt a seal for the City of Winnipeg, to correct the wording "Cite de Winnipeg" to "Ville de Winnipeg", which by-law may receive all three readings. File No. GK-1. (By-law No. 5498/90)

1288 - From the City Solicitor,

Submitting, as instructed by Council on June 20th, 1990, draft by-law to provide for deferment of Local Improvement Levies presently being assessed against Lot 115, Plan 20691, D.G.S. 51/55 St. Vital, Tax Roll Number 49850-08 - 91 Riverbend Avenue - C.T. A 11994, in the St. Boniface-St. Vital Community, which by-law may receive all three readings. File No. SL-3. (By-law No. 5499/90)

DELEGATIONS

1289 - Mr. Les W. Janzen, 11 Leeward Place, appeared in support of the recommendations contained in Clauses 19 and 20 of the Report of the Executive Policy Committee, dated July 25th, 1990, with respect to the 1991 Capital Estimates and the 1991 Current Estimates.

Moved by Councillor Reese,

That Rule 54.1 of the Procedure By-law be suspended to allow Mr. Janzen to address Council on other matters before Council other than those matters involving development applications where a public meeting has been held.

The motion was put.

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

Yea: Councillors Boychuk, Golden, Lazarenko, Mendelson, Murray, Reese, Selinger, Thomas, Timmers, Young and Yuen. 11

Nay: Councillors Brown, Clement, Demare, Douglas, Fleisher, Fraser, Gilroy, Laurendeau, Lorenc, O'Shaughnessy, Prystanski, Timm- Rudolph, Mayor Norrie, and Councillor Eadie. 14

and the motion to suspend the rule was declared lost.

Mrs. Charlotte Hozumi, 15 Kingsborough Drive, also appeared in support of the recommendations contained in Clauses 19 and 20 of the Report of the Executive Policy Committee, dated July 25th, 1990, with respect to the 1991 Capital Estimates and the 1991 Current Estimates.

Moved by Councillor Golden,
That Rule 54.6 of the Procedure By-law be suspended to allow further questions to the delegations.

Carried.

1290 - The Speaker advised Council that he has received requests from Mr. Paul Nielsen and Mrs. Shirley Bradshaw, Winnipeg into the Nineties, to address Council with respect to procedures involved in bringing Clause 21 of the Report of the Committee on Planning and Community Services, dated July 17th, 1990, to the floor of Council.

Inasmuch as delegations are prohibited from speaking on the particular application involved because of a public meeting in this regard and the fact procedures for bringing zoning applications to the floor of Council is not an item of the agenda of Council, he ruled that the delegations in question not be heard.

Moved by Councillor Reese,
That Rule 54.2 of the Procedure By-law be suspended in order to hear the said delegations.

The motion to suspend the rule was put.

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

Yea: Councillors Boychuk, Golden, Lazarenko, Mendelson, Mitchelson, Murray, Reese, Selinger, Thomas, Timmers, and Young. 11

Nay: Councillors Brown, Clement, Demare, Douglas, Duguid, Fleisher, Fraser, Laurendeau, O'Shaughnessy, Timm-Rudolph, Mayor Norrie, and Councillor Eadie. 12

and the motion to suspend the rule was declared lost.

Moved by Councillor Laurendeau,
1291 - That Rule 54.1 of the Procedure By-law be suspended to allow Council to hear Mr. Jim. R. Cameron, 144 St. Pierre Street, in support of Clause 4 of the Report of the Committee on Finance and Administration, dated July 17th, 1990, with respect to the proposed acquisition of the Sherwood property being Part Lot 29, Plan 4507, located on St. Pierre Street.

Carried.

Mr. Cameron read from a prepared submission entitled "Petition to the City of Winnipeg concerning 'Sherwood' Forest on St. Pierre Street", a copy of which was distributed to all members of Council and is on file in the Office of the City Clerk.

Moved by Councillor Mitchelson,
1292 - That Rules 54.1 and 54.2 of the Procedure By-law be suspended to allow Council to hear Mrs. Irene Seadon, 547 Donwood Drive, regarding the installation of a concrete sidewalk on the north side of Donwood Drive from Raleigh Street to the east line of Edelweiss Crescent (east leg).

Carried.

Mrs. Irene Seadon, 547 Donwood Drive, addressed Council in opposition to the installation of a concrete sidewalk on the north side of Donwood Drive from Raleigh Street to the east line of Edelweiss Crescent (east leg). She read from a prepared submission, a copy of which is on file in the Office of the City Clerk.

Moved by Councillor Golden,
1293 - That Rule 54.5 of the Procedure By-law be suspended to allow Mr. Paul Nielsen and Mrs. Shirley Bradshaw, Winnipeg Into the Nineties, to address Council with respect to Clauses 19 and 20 of the Report of the Executive Policy Committee, dated July 25th, 1990, regarding the 1991 Capital Estimates and the 1991 Current Estimates.

The motion was put.

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

Yea: Councillors Boychuk, Demare, Duguid, Golden, Laurendeau, Reese, Selinger, Thomas, Timmers, Timm-Rudolph, and Yuen. 11

Nay: Councillors Brown, Douglas, Fleisher, Mitchelson, O'Shaughnessy, Prystanski, Mayor Norrie, and Councillor Eadie. 8

and the Speaker declared the motion lost not having received the two-thirds majority vote required to suspend the rule.