Minutes – Executive Policy Committee – July 11, 2012

Minute No. 342
Report – Standing Policy Committee on Infrastructure Renewal and Public Works – July 3, 2012

Item No. 10 Local Improvement – Lane in the block bounded by Carriere and Fifth Avenues, Youville and Des Meurons Streets (St. Vital Ward)

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

The Executive Policy Committee concurred in the recommendations of the Standing Policy Committee on Infrastructure Renewal and Public Works and the Riel Community Committee and submits the following to Council:

1. That the following Local Improvement Project proceed as part of the 2012 Local Improvement Program which is funded through the Local Improvement Float, namely:

   Concrete Lane Pavement – 14 feet wide (6 inches thick) on the lane in the block bounded by Carriere Avenue and Fifth Avenue, Youville Street and Des Meurons Street (Project #1420210411).

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

Report – Standing Policy Committee on Infrastructure Renewal and Public Works – July 3, 2012

DECISION MAKING HISTORY:

Moved by Councillor Vandal,

That the recommendations of the Standing Policy Committee on Infrastructure Renewal and Public Works and the Riel Community Committee be concurred in and forwarded to Council.

Carried

STANDING COMMITTEE RECOMMENDATION:

On July 3, 2012, the Standing Policy Committee on Infrastructure Renewal and Public Works concurred in the recommendation of the Riel Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On June 11, 2012, the Riel Community Committee concurred in the recommendation of the Winnipeg Public Service and forwarded the matter to the Standing Policy Committee on Infrastructure Renewal and Public Works.

ADMINISTRATIVE REPORT

Title: RESULTS OF THE MARCH 26, 2012 ADVERTISEMENT FOR A PROPOSED CONCRETE LANE PAVEMENT LOCAL IMPROVEMENT (PROJECT #1420210411)

Critical Path: Riel Community Committee - Standing Policy Committee on Infrastructure Renewal and Public Works - Executive Policy Committee - Council

AUTHORIZATION

Author	Department Head	CFO	CAO
B. Cull Manager of Taxation and Finance	N. Karpa City Assessor	M. Ruta	

RECOMMENDATIONS

1. That the following Local Improvement Project proceed as part of the 2012 Local Improvement Program which is funded through the Local Improvement Float.

   Concrete Lane Pavement – 14 feet wide (6 inches thick) on the lane in the block bounded by Carriere Avenue and Fifth Avenue, Youville Street and Des Meurons Street (Project #1420210411).

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

REASON FOR THE REPORT

Since this proposed Local Improvement Project is within the Riel Community and Ward boundary, the Riel Community Committee is requested to specifically review and recommend to the Standing Policy Committee on Infrastructure Renewal and Public Works that the Local Improvement Project proceed as part of the 2012 Local Improvement Program which is funded through the Local Improvement Float.

IMPLICATIONS OF THE RECOMMENDATIONS

FINANCIAL IMPLICATIONS

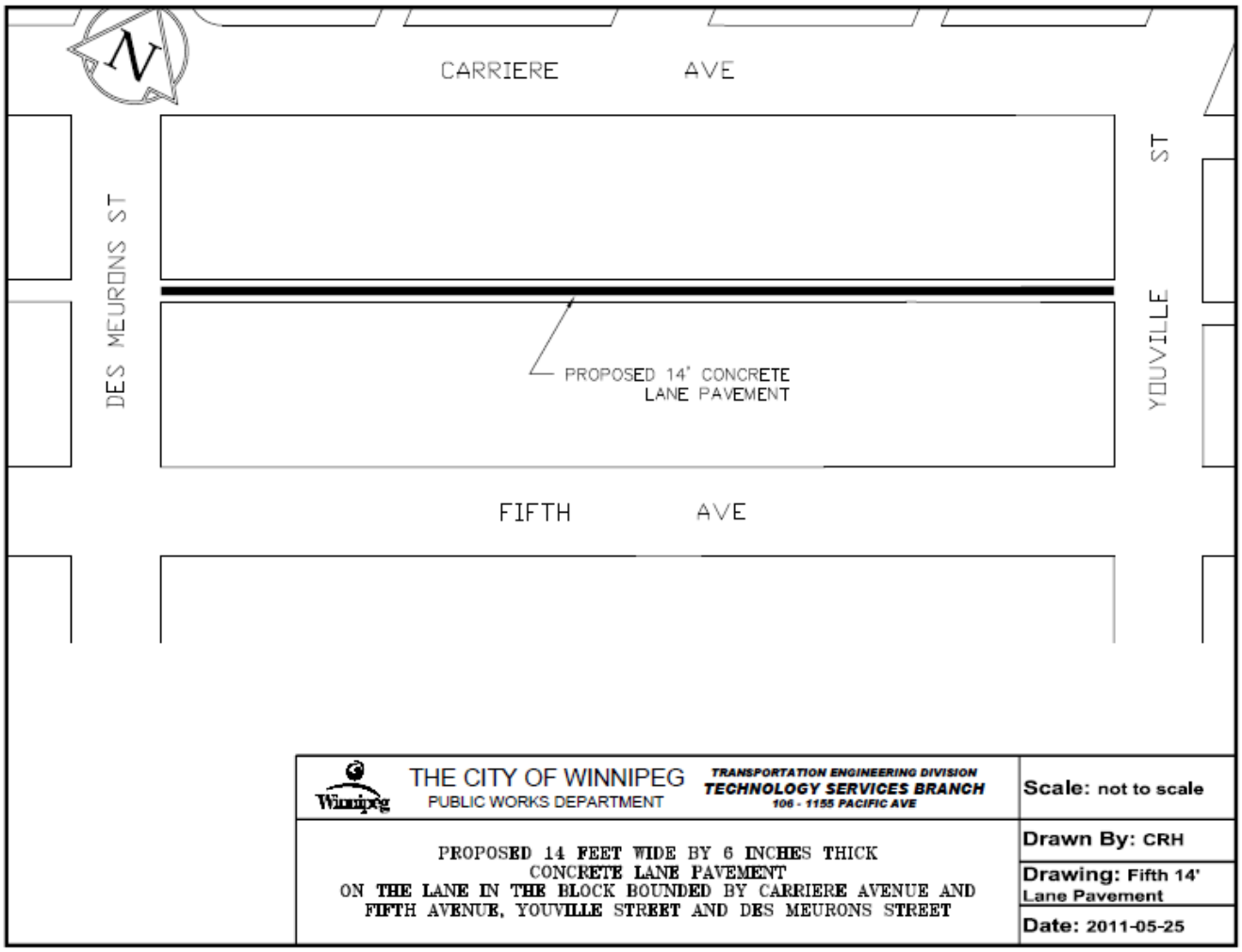
(x) Within approved Current and/or Capital Budget.

( ) Current and/or Capital Budget adjustment is required.

Comment(s): This recommendation is cost-neutral to the General Revenue Fund as Local Improvement costs are charged to the Local Improvement Capital Budget.

HISTORY

On June 15, 2011, a *"Petition For"* form was issued to Ms. Dorothy L. C. Steele who resides at 101 Fifth Avenue for a proposed Concrete Lane Pavement Local Improvement Project within the Riel Community and Ward boundary which is depicted in the following drawing:



The City Clerk's Department received the signed *"Petition For"* form on September 13, 2011.

On September 14, 2011, the Manager of Taxation and Finance submitted a Report to the Riel Community Committee recommending that the proposed undertaking of this local improvement project not proceed in compliance with *The City of Winnipeg Charter (the "Charter").* This recommendation was based on the result of the signed *"Petition For"* form whereby the registered property owners had represented 58.61% of the total assessable frontage (an amount less than the required 3/5 or 60%).

On January 9, 2012, the Riel Community Committee did not concur in the recommendation of the Winnipeg Public Service and authorized the Winnipeg Public Service to advertise in March 2012 this proposed local improvement project.

On March 26, 2012, this proposed local improvement project was advertised in the *Winnipeg Free Press* newspaper. Per Section 409 of the *Charter*, objections to the proposed local improvement must be filed at least 30 days after the notice is published. A deadline of April 25, 2012 was published for this local improvement.

On April 10, 2012, a *"Notice of Objection"* form was requested and issued to Mr. Christopher E. Janz who resides at 88 Carriere Avenue.

On April 25, 2012, the City Clerk's Department received the signed *"Notice of Objection"* form from Mr. Janz. Also, the City Clerk's Department had received three letters of objection from the registered property owners who reside on Carriere and Fifth Avenues. These letters are shown in "Attachment 1" for the Committee's perusal.

In compliance with Section 125 of the *Charter*, it was ascertained and certified by the Manager of Taxation and Finance that the signatures obtained from the benefiting registered property owners on the aforementioned *"Notice of Objection"* form represents ***48.49%*** of the total assessable frontage, as summarized below:

Total Assessable Frontage	1,407.60 feet
Objectors Represent	682.60 feet
Percentage Signed	***48.49%***

The construction cost of the project (which excludes advertising costs) is estimated to be $230,000 of which 94.86% is to be recovered from the registered property owners.

The Winnipeg Public Service recommends that this Project proceed as part of the 2012 Local Improvement Program which is funded through the Local Improvement Float, since the Objectors were not successful in attaining the required 60% of the total assessable frontage (an amount less than the required 3/5 or 60%).

FINANCIAL IMPACT

Financial Impact Statement

Date: May 14, 2012

Project Name: **First Year of Program** **2012**

Concrete Lane Pavement - Carriere Avenue (Project #1420210411)

	2012	2013	2014	2015	2016
Capital					
Capital Cost of Proposed Projects	$ 236,900	$ -	$ -	$ -	$ -
Less: Existing Capital Budget	236,900	-	-	-	-
Additional Capital Budget Required	$ -	$ -	$ -	$ -	$ -
Funding Sources:					
Debt - Internal	$ 12,177	$ -	$ -	$ -	$ -
Debt - External	224,723	-	-	-	-
Grants (Enter Description Here)	-	-	-	-	-
Reserves, Equity, Surplus	-	-	-	-	-
Other - Enter Description Here	-	-	-	-	-
Total Funding	$ 236,900	$ -	$ -	$ -	$ -
Total Additional Capital Budget Required	$ -				
Total Additional Debt Required	$ -				
Current Expenditures/Revenues					
Debt & Finance Charges	$ -	$ 19,824	$ 19,824	$ 19,824	$ 19,824
Less: Recovery from Property Owners	-	20,395	20,395	20,395	20,395
Net Cost/(Benefit)	$ -	$ (571)	$ (571)	$ (571)	$ (571)
Less: Existing Budget Amounts	-	(571)	(571)	(571)	(571)
Net Budget Adjustment Required	$ -	$ -	$ -	$ -	$ -

Additional Comments:

1. The estimated construction cost (which excludes advertising fees) is $230,000. The costs to be recovered from registered property owners is 94.86%. Note that this project has a local improvement term of 20 years and therefore the recoverable amount will be fully included on the property tax bills of the respective property owners in the year of tax imposition; expected to start in 2013. Recovery from Property Owners is $20,395 per year calculated using the Local Improvement Financing rates of 5.50% plus 1% Administration Fee.
2. This project is funded through the Local Improvements capital budget in the Assessment and Taxation Department.
3. Annual Debt & Finance Charges are $19,824 per year calculated at 5.5% per annum over 20 years.
4. Capital Cost of Proposed Projects includes 3% Corporate Finance Administration Charges and all applicable taxes.

[Original signed by]

Radhika Abeysekera
Manager of Finance (Campus)
Corporate Finance Department

CONSULTATION

In preparing this report there was consultation with:

Internal

External

SUBMITTED BY

Department: Assessment and Taxation
Division: Taxation and Finance
Prepared by: G. Wladyka, Senior Local Improvement Clerk
Date: May 14, 2012
File No. N/A

Attachments:

- 1a – Letter of Objection (100 Carriere Avenue – part owner)
- 1b – Letter of Objection (100 Carriere Avenue – part owner)
- 1c – Letter of Objection (69 Fifth Avenue)