EXECUTIVE POLICY COMMITTEE
DISPOSITION OF ITEMS

FEBRUARY 22, 2013

MEMBERS PRESENT: His Worship Mayor Katz, Chairperson
Councillor Browaty
Councillor Fielding
Councillor Mayes
Councillor Pagtakhan
Councillor Vandal

COMMITTEE CLERK: Carlos Gameiro, Manager of the Decision Making Process
City Clerk's Department

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Minute	Subject/File	Recommendations	Action Required
		REPORTS	
158	Transfer of Funding to the Fort Garry Library Refurbishment Capital Project	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service, that funding in the amount of $100,000 be transferred from the Planning, Property and Development Department's Non-Specified Capital Account (NSCA) 63970000NS and funding in the amount of $45,000 be transferred from the Community Services Department's Non-Specified Capital Account (NSCA) 62970000NS to the Fort Garry Library Refurbishment capital project # 6331010611 thereby increasing the project budget to $890,000.	Director of Community Services Director of Planning, Property and Development c. Manager of Finance, Planning, Property and Development Department Department Controller, Community Services Department Manager of Library Services, Community Services Department
159	Update on Service Sharing with the Rural Municipality of Springfield	The Executive Policy Committee recommends to Council: 1. That the matter be received as information. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
160	Downtown Taxi Strategy	The Executive Policy Committee laid over the matter for ninety (90) days.	Executive Policy Committee
161	Tow Truck Removal of Stalled Vehicles during Rush Hour	The Executive Policy Committee received the matter as information.	Nil
162	Rezoning – 956 Notre Dame Avenue File DAZ 240/2012	The Executive Policy Committee concurred in the recommendation of City Centre Community Committee and recommends to Council: 1. That the Winnipeg Zoning By-law No. 200/2006 be amended by rezoning the subject land as shown on Schedule "A" for File DAZ 240/2012 dated January 29, 2013 to a "RMF-L" Residential Multi-Family District, subject to the following: A. That the applicant enter into a Zoning Agreement with the City of Winnipeg pursuant to Subsection 240(1) of The City of Winnipeg Charter to provide for the following:	Council

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		i. That the building height shall be limited to 60 feet. ii. That for the development of any new building or structure, plans shall be submitted showing the location and design of proposed buildings, the location and design of accessory parking areas, garbage enclosures, fencing and landscaping to the City Centre Community Committee and the Director of Planning, Property and Development for plan approval prior to the issuance of any building or development permit, and thereafter to be maintained to the satisfaction of the Director of Planning, Property and Development. 2. That a ten percent (10%) dedication be made by a payment of a sum of money to the City in lieu of the requirement for land dedication based on the increase in market value of the land. 3. That in the event the application is not proceeded with expeditiously and the by-law is not enacted within twenty-four (24) months after adoption of the report by Council, the matter shall be deemed to be concluded and shall not be proceeded with unless an extension of time is applied for prior to the expiry of this twenty-four (24) month period and the extension is subsequently approved by Council. 4. That the Director of Legal Service and City Solicitor be requested to prepare the necessary rezoning by-law and forward the same to Council for all three (3) readings. 5. That the zoning section of the by-law comes into force when the Zoning Agreement is registered in the Winnipeg Land Titles Office by caveat against the subject lands, provided that the said effective date occurs within one year from the date by-law is passed. 6. That the Proper Officers of the City are hereby authorized to execute said Zoning Agreement 7. That the Director of Legal Service and City Solicitor be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	

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163	Rezoning – 258 Burnell Street File DAZ 232/2012	The Executive Policy Committee concurred in the recommendation of City Centre Community Committee and recommends to Council: 1. That the Winnipeg Zoning By-law No. 200/2006 be amended by rezoning the subject land as shown on Schedule "A" for File DAZ 232/2012 dated December 28, 2012 to an "RMU" Residential Mixed Use District, subject to the following: A. That the applicant enter into a Zoning Agreement with the City of Winnipeg pursuant to Subsection 240(1) of The City of Winnipeg Charter to provide for the following: i. That the height of any building shall be limited to 60 feet. ii. That for the development of any building or structure, plans shall be submitted showing the location and design of proposed buildings, the location and design of parking areas, garbage enclosures, fencing, lighting, and landscaping to the Director of Planning, Property and Development for plan approval prior to the issuance of any building or development permit, and thereafter all to be constructed and maintained to the satisfaction of the Director of Planning, Property and Development. 2. That a ten percent (10%) dedication be made by a payment of a sum of money to the City in lieu of the requirement for land dedication based on the increase in market value of the land, if applicable. 3. That in the event the application is not proceeded with expeditiously and the by-law is not enacted within twenty-four (24) months after adoption of the report by Council, the matter shall be deemed to be concluded and shall not be proceeded with unless an extension of time is applied for prior to the expiry of this twenty-four (24) month period and the extension is subsequently approved by Council. 4. That the Director of Legal Services and City Solicitor be requested to prepare the necessary rezoning by-law and forward the same to Council for all three (3) readings. 5. That the zoning section of the by-law comes into force when the Zoning Agreement is registered in the Winnipeg Land Titles Office by caveat against the subject lands, provided that the said effective date occurs within one year from the date by-law is passed.	Council

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		6. That the Proper Officers of the City are hereby authorized to execute said Zoning Agreement. 7. That the Director of Legal Services and City Solicitor be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	
164	Opening of Scotia Street south of Ridgecrest Avenue Files DAO 7A/2012 and DAO 7B/2012	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That the Director of Legal Services and City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street opening in accordance with Misc. Plan No. 14408. 2. That the Proper Officers of the City be authorized to do all things necessary to effect the intent of the foregoing.	Council
165	City of Winnipeg Museums Board – Contract Renewal for Museum Coordinator	The Executive Policy Committee concurred in the recommendation of the City of Winnipeg Museums Board and approved the following: 1. That the City of Winnipeg renew the independent contractor agreement of Matthew Komus as the Museum Coordinator for the City of Winnipeg Museums Board, as follows: A. The contract be a one-year duration for the period January 27, 2013 to January 26, 2014. B. The fee for service be $33,000.00 per annum, all-inclusive, utilizing funding from the City of Winnipeg Museums Board budget allocation. 2. That the City Clerk be directed to prepare and finalize the necessary contract between The City of Winnipeg and Matthew Komus.	City Clerk

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166	Citizen Equity Committee – Contract Renewal for Committee Coordinator	The Executive Policy Committee concurred in the recommendation of the Citizen Equity Committee: 1. That the City of Winnipeg re-new the independent contractor agreement of Kwabena Osei-Bonsu as the Coordinator for the Citizen Equity Committee, as follows: A. The contract be a one-year duration commencing February 25, 2013, to February 25, 2014. B. The fee for service be $40,000.00 per annum, all-inclusive, utilizing funding from the existing Citizen Equity Committee budget allocation. 2. That the Chief Administrative Officer be instructed to prepare and finalize the necessary contract between The City of Winnipeg and Kwabena Osei-Bonsu.	Chief Administrative Officer
167	Mayor's Age Friendly and Seniors Advisory Committee – Fourth Report 2011-2012 Recommendations	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and received as information the Winnipeg Public Service response to the Mayor's Seniors Advisory Committee Recommendations, as outlined in their Fourth Report (2011 – 2012) [Appendix 2].	Chief Administrative Officer Chief Operating Officer Director of Community Services Director of Corporate Support Services Director of Public Works Director of Planning, Property and Development Department Director of Transit
168	Amendment to the Economic Development Initiative for the Re-Development of the Existing Stadium Site and the New Stadium Development at the University of Manitoba	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That the December 15, 2010 Council decision be amended in order to permit the grant provided by the City to the Winnipeg Football Club (WFC) to be used for payment of any debt obligations incurred by BBB Stadium Inc. (BBB) with respect to the New Stadium, rather than specifying this grant be used solely for repayment of the Provincial loan. The City is not granting any additional funds and will not be responsible for any unpaid portion of WFC's or BBB's debt related to the New Stadium. The Province has been consulted and concurs. BBB has arranged for a	Council

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		non-revolving installment loan to assist with revenue-generating and fan enhancement improvements to the New Stadium, to be repaid by 2016. 2. That in order to permit the grant provided by the City to the WFC to be used for payment of any debt obligations incurred by BBB with respect to the New Stadium, rather than be used solely for repayment of the Provincial loan, recommendations 6 and 7 of the December 15, 2010 Council decision be deleted and replaced with the clauses set forth in Schedule "A" hereto. 3. That the Proper Officers of the City do all things necessary to effect the intent of the foregoing.	
169	Winnipeg Police Pension Plan	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That the following be approved: a) Issuance of the initial letter of credit to the Winnipeg Police Pension Plan ("the Plan"), estimated at $24,145,105 in 2013 with the final amount to be determined based on the results of the December 31, 2012 actuarial valuation of the Plan. b) That the Chief Financial Officer be delegated the authority to determine the final amounts, timing, terms, and process for the initial letter of credit based on legal and actuarial requirements. 2. That in the event an annual Council approval is not obtained on or before the date that falls 120 days prior to the date necessary to meet all obligations under the pension benefits legislation as determined by the Chief Financial Officer in consultation with the actuary, that the Chief Financial Officer be delegated the authority to issue the required letter of credit for such year and determine final amounts, timing, terms, and process for such letter of credit based on legal and actuarial requirements. 3. That the Chief Financial Officer report annually to Council on the City's projected future commitments under any letters of credit issued pursuant to these recommendations. 4. That the Proper Officers of the City do all things necessary to implement the intent of the foregoing.	Council

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170	Text Amendment – Winnipeg Zoning By-law No. 200/2006 – Secondary Suites File DAZ 200/2013	The Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and recommends to Council: 1. That the Winnipeg Zoning By-law No. 200/2006 be amended as per attached Schedule 1. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
171	Arena Development Proposal – East End Community Centre	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That the City of Winnipeg enter into a tripartite funding partnership with the East End Community Centre (EECC) and the Province of Manitoba in support of the East End Community Centre Arena Expansion Project which upon construction of an additional sheet of ice will result in a triplex arena facility; subject to confirmation satisfactory to the Chief Financial Officer of each partner committing to fund a 1/3 share of the $9.0 million capital cost, and that Council approve the City's funding contribution as follows: A. A loan guarantee in favour of EECC of up to $9.0 million. B. Beginning in September 2014, a 25 year annual operating grant of $190,000 per year required to retire the City of Winnipeg's 1/3 share ($2.99 million) of the total project capital cost of $ 9.0 million. 2. That the City of Winnipeg enter into a funding agreement with EECC which sets out the terms and conditions pursuant to which the City's funding is to be provided, including without limitation, the following: A. that EECC use 50% of the annual surplus cash flow generated by the newly expanded operation, which amount shall be determined pursuant to EECC's annual financial statements, to service the principal and interest payments on debt associated with the East End Arena Expansion Project until such time as EECC's $2.99 million share of such debt is repaid in full. B. that EECC maintain such above-noted surplus funds in an trust account until such time as a fixed lump sum payment can be made, at a minimum of once per fixed loan term. C. that once the EECC portion of the loan is paid in full, that EECC annually transfer 50% of surplus cash flow to a restricted Capital Fund to be used exclusively for EECC capital improvements.	Council

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		D. if EECC's cumulative operational surplus falls below $500,000 in a particular year, the condition on recommendation (2.i) would not be applicable for that year. 3. That the Chief Administrative Officer be delegated the authority to negotiate and approve the terms and conditions of the funding agreement and any other agreements required to implement the recommendations set forth in this report. 4. That the Chief Financial Officer be delegated the authority to negotiate and approve the terms and conditions of the EECC financing documents and loan guarantee. 5. That the Roland Michener Arena (Appendix A) be declared surplus property and that Recommendation 1 of this report be subject to such approval. 6. That upon approval of this report, the City of Winnipeg immediately undertake the processes required to rezone and market the land (as per Appendix A) and that until the tender is awarded for the East End Arena Expansion Project, the City will not close on any offers forthcoming on the land. 7. That further to the intent of the Recreation Leisure and Libraries Facilities policy, the net proceeds derived from the property sale of the Roland Michener Arena be reinvested in the Transcona Centennial Waterplay Park and Pool. 8. That the net mill rate savings derived from decommissioning the Roland Michener Arena be utilized to support the annualized operating grant funding contribution from the City of Winnipeg to the East End Arena Expansion Project. 9. That additional funding requirements, as outlined in Table A, associated with the decommissioning of the Roland Michener Arena Facility (mothballing, etc.), as well as the estimated incremental Universal Funding Formula amount payable annually to East End Community Centre as a result of additional heated square footage, be referred to the 2014 Operating Budget process. 10. That the Proper Officers of the City be required to do all things necessary to implement the intent of the foregoing.	

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172	Multi-pad Arena Development Proposal – Garden City Community Centre "The Seven Oaks Arena Project"	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That the City of Winnipeg enter into a tripartite funding partnership with the Garden City Community Centre (GCCC) and the Province of Manitoba in support of a multi-pad (twin) arena development and multi-use facility project, known as the Seven Oaks Arena Project; subject to confirmation satisfactory to the Chief Financial Officer of each partner committing to fund a 1/3 share of the $17 million capital cost, and that Council approve the City's funding contribution as follows: A. A loan guarantee in favour of GCCC of up to $17.0 million. B. Beginning in September 2014, a 25 year annual operating grant to GCCC of $358,929 per year required to retire the City of Winnipeg's 1/3 share ($5.67 million) of the $17 million capital cost. 2. That the City of Winnipeg enter into a funding agreement with GCCC which sets out the terms and conditions pursuant to which the City's funding is to be provided including without limitation, the following: A. that GCCC use 50% of the annual surplus cash flow generated by the newly developed Seven Oaks Arena, which amount shall be determined pursuant to GCCC's annual financial statements, to service the principal and interest payments on debt associated with the Seven Oaks Arena Project until such time as GCCC's $5.67million share of such debt plus construction interest is repaid in full. B. that GCCC maintain such above-noted surplus funds in a trust account until such time as a fixed lump sum payment can be made, at a minimum of once per fixed loan term. C. that once the GCCC portion of the loan is paid in full, that GCCC annually transfer 50% of surplus cash flow to a restricted Capital Fund to be used exclusively for GCCC capital improvements. 3. That the Chief Administrative Officer be delegated the authority to negotiate and approve the terms and conditions of the funding agreement and any other agreements required to implement the recommendations set forth in this report. 4. That the Chief Financial Officer be delegated the authority to negotiate and approve the terms and conditions of the GCCC financing documents and loan guarantee. 5. That the Vimy Arena and Old Exhibition Arena be declared surplus properties and that such properties not be marketed or sold until such time as the newly developed	Council

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		Seven Oaks Arena is ready for its intended occupancy, at which time the Planning Property and Development Department shall develop a property disposition strategy for such sites, and that Recommendation 1 of this report be subject to such approval. 6. That the net mill rate savings derived from the decommissioning of the Vimy Arena and Old Exhibition Arena be utilized to support the annualized operating grant funding contribution from the City of Winnipeg to the Seven Oaks Arena Project. 7. That further to the intent of the Recreation Leisure and Libraries Facilities policy, the net proceeds derived from the property sale or disposition of City of Winnipeg recreational facilities, namely the Vimy Arena and Old Exhibition Arena, be reinvested into the development of recreational amenities within the Community Committee area where the property sale occurs. 8. That additional funding requirements, as outlined in Table A, associated with the decommissioning of the Vimy Arena and Old Exhibition facilities (mothballing, etc.), as well as the estimated incremental Universal Funding Formula amount payable annually to GCCC as a result of additional heated square footage, be referred to the 2014 Operating Budget process. 9. That a public consultation process within each of the Assiniboia Community Committee and the Lord Selkirk-West Kildonan Community Committee areas be implemented in order to seek community input on the future reinvestment of the sale proceeds of the Vimy and Old Exhibition arenas within those geographic areas; and further that $50,000 in incremental operating funding to the Community Services Department for consultant services to facilitate the consultations be referred to the 2014 operating budget process. 10. That the Proper Officers of the City be required to do all things necessary to implement the intent of the foregoing.	

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173	Field House Development Proposal – Jonathan Toews Community Centre	The Executive Policy Committee submits the following to Council: 1. That a new 2013 capital project, "Jonathan Toews Community Centre Field House Development", be approved in the amount of $9.534 million to be financed as follows: $4.767 million from the Province of Manitoba and $4.767 million as the City's share. 2. That the June 22, 2011 Council Decision (Council minute 436), be amended to allow the total proceeds, excluding commissions, of the sale of the City property on the east side of St. Mary's Road, north of Britannica Road, to be allocated to the 2013 capital project, "Jonathan Toews Community Centre Field House Development, for a total of $4.767 million. 3. That the allocations of 5% to the Historical Building Program and 5% to the Enhanced Land Marketing Program be waived in this instance. 4. That approval of this project be conditional upon the submission of a business plan from the Jonathan Toews Community Centre for the Field House Development project to the City of Winnipeg Public Service outlining the project description, capital cost estimates/cash flows, financing, construction timetable, class of estimates, projected operating costs, project management and procurement plans, etc., satisfactory to the City of Winnipeg Public Service, and that the Public Service report back to Council prior to commencement of construction to obtain approval for the project to proceed, approval of required borrowing authority, debt reallocation, and identifying any associated operating costs. 5. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
COMMITTEE REPORTS			
	Standing Policy Committee on Downtown Development, Heritage and Riverbank Management Report dated February 4, 2013	Meeting Cancelled – No Report	Nil
174 - 175	Standing Policy Committee on Protection and Community Services Report dated February 19, 2013	The Executive Policy Committee concurred in the recommendations for Items 1 and 2 of the Standing Policy Committee on Protection and Community Services and forwarded the items to Council.	Council

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176 – 197	Standing Policy Committee on Property and Development Report dated February 19, 2013	The Executive Policy Committee concurred in the recommendations for Items 1 to 22 of the Standing Policy Committee on Property and Development and forwarded the items to Council.	Council
198	Governance Committee of Council Report dated February 14, 2013	The Executive Policy Committee concurred in the recommendation for Item 1of the Standing Policy Committee on Infrastructure Renewal and Public Works and forwarded the item to Council.	Council